

Ordinance 0011-24 – Amendment to the Large Vehicle Parking Ordinance

An ordinance to amend Chapter 94, Article III, Division 1, section 94-128.

The Common Council of the City of Racine, Wisconsin, do ordain as follows:

Part 1: Chapter 94, Article III, Division 1, section 94-128 is repealed, deleted, and recreated as follows:

Sec. 94-128. – Large Vehicle Parking

(a) *Definitions.*

(1) *Vehicle* means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway.

(2) *Large vehicle* means any vehicle or combination of vehicles, including any load, that meets any of the following criteria:

(a) Has a gross weight of 10,000 pounds or more.

(b) Has a registered gross weight of 10,000 pounds or more.

(c) Has a length of 30 feet or greater.

(d) Has a width that, when parked in accordance with Wisconsin Statutes section 346.54, encroaches on any portion of the street upon which it is parked that is ordinarily used for vehicular travel.

(b) *Prohibition.* No person shall park a large vehicle, as defined in this section, on any street or alley within the City of Racine for more than 25 minutes.

(c) *Exceptions.* Subsection (b) does not apply in only the following instances:

(1) *School buses.* A person may park on a street a school bus that services public and/or private schools within the Racine Unified School District for up to 3 hours in a 24-hour period.

(2) *Statutory exceptions.* A person may park on a street or alley in accordance with any exception under Wisconsin Statutes section 346.50.

(3) *Road machinery.* A person may park on a street or alley a piece of road machinery so long as that piece of road machinery is engaged in road construction work.

(4) *Emergency vehicles.* A person may park on a street or alley an emergency vehicle as directed by the police chief or designee or fire chief or designee.

(5) *Loading and unloading.* A person may park on a street or alley a large vehicle so long as that vehicle is actively being loaded or unloaded.

(d) *Ownership liability.* The owner of the vehicle involved in a violation under this section shall be jointly liable for the violation.

State Law references – Words and phrases defined, Wis. Stat. § 340.01(20), (52), and (74); Exceptions to stopping and parking restrictions, Wis. Stat. § 346.50; How to park and stop on streets, Wis. Stat. § 346.54; Authority to regulate the stopping, standing or parking of vehicles, Wis. Stat. § 349.13.

Part 2: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City of Racine Common Council and publication or posting as required by law.

Fiscal Note: No change.

Pursuant to Wisconsin Statutes section 62.09(8)(c), the mayor shall have the veto power as to all acts of the common council, except such as to which it is expressly or by necessary implication otherwise provided. All such acts shall be submitted to the mayor by the clerk and shall be in force upon approval evidenced by the mayor's signature, or upon failing to approve or disapprove within five days, which fact shall be certified thereon by the clerk. If the mayor disapproves the mayor's objections shall be filed with the clerk, who shall present them to the council at its next meeting. A two-thirds vote of all the members of the council shall then make the act effective notwithstanding the objections of the mayor.