

## **Title 10**

### **VEHICLES AND TRAFFIC**

#### **Chapters:**

- 10.04 Traffic Regulations Generally**
- 10.08 Stopping, Standing or Parking**
- 10.12 Parking Meter Zones**
- 10.16 Parking Schedules**
- 10.20 Fire Lanes**
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**Chapter 10.04**

**TRAFFIC REGULATIONS  
GENERALLY**

**Sections:**

- 10.04.010** Definitions and interpretation.
- 10.04.020** One-way streets established.
- 10.04.030** Vehicle weight limits established.
- 10.04.040** Operation of vehicles on closed highways.

A. Words and phrases, when used in this title, shall have the meanings ascribed to them in Maryland Vehicle Law, as amended as now in force or as hereafter amended, enacted or reenacted, except where the context clearly indicates a different meaning.

B. The term “legal holidays” as used in this chapter shall mean and include: New Year’s Day, Martin Luther King Day, Washington’s Birthday, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, General Election Day, Veteran’s Day, Thanksgiving Day, and Christmas Day, or days celebrated as such.

C. In this title, the singular shall include the plural and the plural shall include the singular; the masculine shall include the feminine and the neuter. (Amended during 1996 codification; prior code § 107-1)

**10.04.020 One-way streets established.**

The streets, or parts of streets described below, are designated as one-way streets in the direction indicated:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Limits</b>
<b>Bethel Street</b>	<b>East</b>	<b>Collins Street to Milburn Street</b>
<b>Bow Street, West</b>	<b>South</b>	<b>Maryland Avenue to Elkton Boulevard</b>
<b>Bow Street, East</b>	<b>North</b>	<b>Maryland Avenue to Elkton Boulevard</b>
<b>Church Street</b>	<b>South</b>	<b>High Street to East Main Street</b>
<b>Collins Street</b>	<b>North</b>	<b>East High Street to Bethel Street</b>
<b>Court House Lane</b>	<b>North</b>	<b>East Main Street to Court House Lane</b>
<b>Firehouse Lane</b>	<b>East</b>	<b>North Street to Court House Lot</b>
<b>Grooms Lane</b>	<b>South</b>	<b>East High Street or Court House Lot to East Main Street</b>
<b>Main Street East</b>	<b>East</b>	<b>North Street to South Street</b>
<b>Main Street, West</b>	<b>East</b>	<b>Bridge Street to North Street</b>
<b>McQuilken Street</b>	<b>West</b>	<b>Singerly to Bridge Street</b>
<b>Milburn Street</b>	<b>North</b>	<b>East High Street to Clinton Street</b>
<b>Park Circle</b>	<b>Divided 360° Street Interior – Clockwise Exterior – Counterclockwise</b>	

(Amended by Ord. 9-2002, eff; Oct. 22, 2002)

**10.04.030 Vehicle weight limits established.**

A. It shall be prohibited for any vehicle with a gross weight over ten thousand (10,000) pounds to travel or park on any and all street within the town limits except for those making deliveries to residents, businesses and government properties within the Town of Elkton.

B. Every person violating the provisions of this section shall, upon conviction by a court of competent jurisdiction, be deemed guilty of a misdemeanor and shall be punished as set forth in Section C14-1 of the Charter and Code of Laws of the Town of Elkton. Each day, or each separate occasion during each such day, that a violation of this section occurs or reoccurs shall constitute a separate offense. (Amended during 1996 codification; Ord. 2-92 § 2; prior code § 107-11)

**10.04.040 Operation of vehicles on closed highways.**

It is unlawful for any person to operate any vehicle or tractor upon any street in the Town of Elkton that is under construction, resurfacing or repair in disregard of any official sign, barricade or notice that the same is closed to vehicular traffic. It is also unlawful to park or remain parked on a closed street. (Prior code § 107-12)

**Chapter 10.08**

**STOPPING, STANDING OR PARKING**

**Sections:**

- 10.08.010 Manner of parking generally.**
- 10.08.020 Signs prohibiting or restricting stopping, standing or parking.**
- 10.08.030 Stopping, standing parking - Prohibitions.**
- 10.08.040 Parking - Prohibited places - Limited times.**
- 10.08.050 Parking on one-way roadways.**
- 10.08.060 Angle parking.**
- 10.08.070 Moving the vehicle of another into a prohibited area.**
- 10.08.080 Stopping, standing or parking on private property.**
- 10.08.090 Parking on public property.**
- 10.08.100 Exception for disabled vehicles.**
- 10.08.110 Impoundment -Towing and Storage - Notice.**
- 10.08.120 Permits.**

**10.08.010 Manner of parking generally.**

A. Except as otherwise provided in this chapter, a vehicle that is stopped or parked on a two-way roadway shall be stopped or parked parallel to the right-hand curb or edge of the roadway, with its right-hand wheels within twelve (12) inches of that curb or edge of the roadway.

B. Wherever a space shall be marked off on any street for the parking of an individual vehicle, every vehicle there parked shall be parked within the lines bounding such space.

(Prior code §§ 107-13, 107-18 (F))

**10.08.020 Signs prohibiting or restricting stopping, standing or parking.**

The State Highway Administration or any local authority may place signs that prohibited or restrict the stopping, standing or parking of vehicles on any highway in its jurisdiction where to stop, stand or park would:

A. Endanger those using the highway; or

B. Interfere unduly with the free movement of traffic on the highway.

(Prior code § 107-18(I))

**10.08.030 Stopping, standing or parking-Prohibitions.**

A. Stopping, Standing or Parking. A person may not stop, stand, or park a vehicle:

1. In front of a public driveway;
2. On a sidewalk;
3. In an intersection;
4. On a crosswalk;

5. Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless the State Highway Administration or local authority indicates a different length by signs or markings;

6. Alongside or opposite any highway excavation or obstruction if to do so would obstruct on a highway;

7. On any bridge or other elevated structure on a highway;

8. In a highway tunnel;

9. At any place where stopping is prohibited by an official sign;

10. On any entrance or exit ramp of any highway with two or more lanes for traffic moving in the same direction.

B. Standing or parking. A person may not stand or park a vehicle:

1. In front of a private driveway without the consent of the owner or occupant of the premises;

2. Within fifteen (15) feet of a fire hydrant;

3. Within twenty (20) feet of a crosswalk at an intersection;

4. Within thirty (30) feet on the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the side of a roadway;

5. Within twenty (20) feet of the driveway entrances to any fire station or, on the side of a highway opposite the entrance to any fire station, within seventy-five (75) feet of the entrance, if properly signposted;

6. At any place where standing is prohibited by an official sign;

7. On a roadway side of any vehicle that is stopped or parked at the edge of a highway.

8. On a curve or hill where solid lines on the surface of the roadway indicate a zone in which passing is prohibited.

C. Parking. Person may not park a vehicle;

1. Within fifty (50) feet of the nearest rail in a railroad grade crossing;

2. Unless for the use of a handicapped individual, in a space or zone marked as restricted for the use of handicapped individual;

3. At any other place where parking is prohibited by an official sign or other designation;

4. At any yellow curb. (Prior code § 107-18(A), (B), (C))

**10.08.040 Parking - Prohibited places-Limited times.**

It is unlawful for any person to park, place or stand any motor vehicle or other vehicle on or along any street of the town where the curbs have been painted red, yellow or other adopted colors as a notice against parking or placing such vehicles. It is unlawful for any person to park, place, or stand any vehicle on or along any street of the town where signs are posted prohibiting parking, or beyond the hour or fraction thereof which such sign may limit. (Prior code § 107-18(K))

**10.08.050 Parking on one-way roadways.**

Except as otherwise provided by local ordinance, a vehicle that is stopped or parked on a one-way roadway shall be stopped or parked parallel to the curb or edge of the roadway, in the direction of authorized traffic movement, with:

A. Its right-hand wheels within twelve (12) inches of the right-hand curb or edge of the roadway; or,

B. Its left-hand wheels within twelve (12) inches of the left-hand curb or edge of the roadway. (Prior code § 107-18 (G))

**10.08.060 Angle parking.**

The State Highway Administration or any local authority may permit angle parking on the roadway of any highway in its jurisdiction if the roadway has been determined to be wide enough to permit angle parking without interfering with the free movement of traffic. (Prior code § 107-18(H))

**10.08.070 Moving the vehicle of another into a prohibited area.**

A person may not move a vehicle that does not lawfully control:

A. Into any prohibited area;

B. Away from a curb for an unlawful distance. (Prior code § 107-18(D))

**10.08.080 Stopping, standing or parking on private property.**

A person may not stop, stand or park a vehicle on any private property now owned by the owner or driver of the vehicle unless the person has

expressed or implied permission from the property owner, his tenant or his agent to stop, stand or park the vehicle, as the case may be. (Prior code 107-18(E))

**10.08.090 Parking on public property.**

A. Maximum Time Permitted. A person shall not park or leave unattended any trailer, boat trailer, camping trailer, fifth wheel trailer, pole trailer, semitrailer or travel trailer, as defined under the Maryland Transportation Article, Title 11, upon any street, parking lot or other land owned by the town for a period exceeding forty-eight (48) hours.

B. Unregistered or improperly registered vehicles. A person shall not park an unregistered or improperly registered vehicle upon a street, parking lot or other land of the Town.

C. Inoperative vehicle. A person shall not park an inoperative vehicle upon a street, parking lot or land of the Town for a period exceeding a forty-eight (48) hours. (Amended by Ord. 14-2002, eff.: 12/24/02)

**10.08.100 Exception for disabled vehicles.**

This chapter does not apply to the driver of a vehicle that has become unintentionally so disabled while on the roadway that he cannot avoid stopping and temporarily leaving it there. (Prior code § 107-18 (J))

**10.08.110 Impoundment- Towing and Storage - Notice**

Upon violation of any provision of this chapter, the police department shall have authority to impound and remove any vehicle involved in such violation and charge to the owner costs of towing and storage. The owner shall be notified by certified mail within forty-eight (48) hours of said impoundment action by the police department. (Prior code 107-18 (N))

**10.08.120 Permits.**

A. The town may issue permits for parking in designated reserved parking areas to the Town, the fee(s) and provisions thereof being established by the resolution of the Board of Commissioners.

B. No vehicle shall be parked in a designated reserved parking area under this section without a properly affixed parking permit issued by the Town.

C. Each violation of this section shall carry a penalty as set forth under Section 10.32.010. (Amended by Ord. 02-97)

**Chapter 10.12**

**PARKING METER ZONES**

**Sections:**

- 10.12.010 Designation of parking spaces.**
- 10.12.020 Installation of meters- Operation.**
- 10.12.030 Manner of parking.**
- 10.12.040 Deposit of coins.**
- 10.12.050 Suspension of provisions.**
- 10.12.060 Parking meter zones established - On-highway parking zones.**
- 10.12.070 Parking meter rates.**
- 10.12.080 Violations.**
- 10.12.090 Citations for parking violations**

**10.12.010 Designation of parking spaces.**

A. The police department is authorized to provide for marking off of individual parking spaces in the parking zones and are designated and described in Section 10.12.060, said the curbing or surface of the highway or area. At each space so marked off, it is unlawful to park any vehicle in such a way that said vehicle shall not be entirely within the limits of the space so designated.

B. Erection of Signs. The Mayor and Commissioners are authorized to erect appropriate signs notifying the operators of motor vehicles of the provisions of this chapter.

**10.12.020 Installation of meters - Operation.**

A. In said parking meter zones, parking meters shall be installed upon the curb, sidewalk or pavement immediately adjacent to the parking spaces provided in Section 10.12.060 of this chapter. The police department shall be responsible for the regulation, control, operation, maintenance and use of such parking meters.

B. Each device shall be so set as to display a signal showing legal parking upon the deposit of the appropriate coin, for the period of time hereinafter prescribed. Each device shall be so arranged that upon the expiration of the lawful time limit it will indicate by a proper, visible signal that the lawful parking period has expired, and in such case the right of such vehicle to occupy such space shall cease and the operator, owner, possessor or manager thereof shall be subject to the penalties hereinafter provided.

**10.12.030 Manner of parking.**

A. When a parking space in any parking meter zone is parallel to the adjacent curb or sidewalk, any vehicle parked in such parking space shall be parked so that the front of such vehicle shall be nearest to the parking meter; provided, however, that where double parking meters are installed upon one standard so as to serve two parking spaces, any vehicle parked in the space just beyond the parking meters shall be parked so that the rear bumper of such vehicle shall be nearest to the parking meters. When a parking space in any parking meter zone is diagonal to the curb or sidewalk, any vehicle parked in such parking space shall be parked with the foremost part of such vehicle nearest to such meter.

B. Where lines or markings painted or placed curb, sidewalk, highway and/or paved surface adjacent to each parking meter provided for parking at an angle and not parallel or perpendicular to the curb, it is unlawful for the operator of any motor vehicle to cross the center line of the highway to enter or leave said parking area.

**10.12.040 Deposit of coins.**

When any vehicle shall be parked in any space adjacent to which a parking meter is located in accordance with the provisions of this chapter, the operator shall, upon entering the said parking space, immediately deposit or cause to be deposited such coin or coins of the United States as is required for such parking meter and as is designated by proper instructions on the parking meter, and failure to deposit such coin or coins shall constitute a breach of this chapter and shall subject each person to the penalty prescribed hereafter. Upon the deposit of such coin or coins and placing said meter in operation, the parking space may be lawfully occupied by such vehicle during the period of parking time which has been prescribed for the zone in which said parking space is located and for which a coin or coins is or are deposited, as indicated on the parking meter. If said vehicle shall remain parked in any such parking space beyond the parking time limit so fixed for such parking space, the parking meter shall, by its violation signal, dial or pointer, indicate such illegal parking, and in that event such vehicle shall be considered as parked overtime and

beyond the parking time limit so fixed for such parking space, the parking meter shall, by its violation signal, dial or pointer, indicate such illegal parking, and in that event such vehicle shall be considered as parked overtime and beyond the period of legal parking time. The parking of a vehicle overtime or beyond the period of legal parking time in any such space where any such parking meter is located shall be in violation of this chapter and punishable as hereinafter set forth.

**10.12.050 Suspension of provisions.**

A. Temporary Suspension of Provisions. The provisions of this chapter may be temporarily suspended by a resolution of the Mayor and Commissioners, and they may prescribe temporarily such other rules and regulations as traffic conditions may require.

B. Suspension of Provisions on Designated Holidays. The use of parking meters throughout the town shall be suspended on holidays as designated and set forth by a resolution of the Mayor and Commissioners.

**10.12.060 Parking meter zones established - On-highway parking zones.**

Parking meter zones are established upon the streets, parts of streets, or parking lots described below, with maximum parking time periods as indicated on all days, except Sundays and holidays, during the hours of 8:00a.m. to 4:00p.m.

<b>Name of Highway</b>	<b>Side</b>	<b>Time Limit</b>	<b>Location</b>
Bow Street	Both	2 Hours	From Railroad Avenue to Cathedral Street
Bow Street	East	2 Hours	From Cathedral Street to Main Street
Cathedral Street	South	2 Hours	From Bow Street to Singerly Avenue

<b>Name of Highway</b>	<b>Side</b>	<b>Time Limit</b>	<b>Location</b>
High Street	Both	2 Hours	From Grooms Lane to Singerly Avenue
Main Street	Both	2 Hours	From South Street to Grooms Lane
Singerly Avenue	West	2 Hours	From West High Street to Cathedral Street
South Street	West	2 Hours	Howard Street to Main Street
South Street	East	2 Hours	From Main Street 135 feet in southerly direction
South Street	Both	2 Hours	Main Street to East High Street
107 North Street	Lot	8 hours	Municipal Lot behind 107 North Street

(Amended by Ord. 2-2012, effective 4/10/12)  
 (prior amendment Ord. 7-2009, effective 7/07/09)

**10.12.70 Parking meter rates.**

Parking meter rates shall be established by a resolution of the Board of Commissioners.

**10.12.080 Violations.**

It is unlawful and a violation of the provisions of this chapter for any person:

A. To cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to be parked overtime or beyond the period of legal parking time established for any parking meter zone as herein described, or to deposit in any parking meter any coin for the purpose of parking beyond the maximum legal parking time for the particular parking meter zone;

B. To permit any vehicle to remain or be placed in any parking space adjacent to any

parking space has already been parked beyond the period prescribed for such parking space;

C. To park any vehicle across any line or marking of a parking meter space or in such position that the vehicle shall not be entirely within the area designated by such lines or markings;

D. To deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter installed under the provisions of this chapter;

E. To deposit or cause to be deposited in any parking meter any slug, device or metal substances or other substitute for lawful coins;

F. To park or permit the parking of any vehicle in any parking meter space where the meter does not register lawfully parking.

**10.12.090 Citations for parking violations.**

A. *Issuance of citation.* An officer, or other person designated by the chief of police, who discovers a vehicle parked in violation of this chapter shall: 1) Deliver a citation to the driver or, if the vehicle is unattended, attach a citation to the vehicle in a conspicuous place; and 2) Keep a copy of the citation, bearing his certification under penalty of perjury that the facts stated in the citation are true.

B. *Owner presumed to be recipient.* In the absence of the driver, the registered owner of the vehicle is presumed to be the person receiving the citation. (Ordinance 6-2005, effective 9/27/2005)

**Chapter 10.16**

**PARKING SCHEDULES**

**Sections:**

- 10.16.010 Parking time limited - Specified areas.**
- 10.16.020 Special purpose parking areas.**

**10.16.010 Parking time limited - Specific areas.**

No person shall park a vehicle or allow the same to remain parked upon any of the streets or parts of streets described below, between the hours specified, for longer than the time indicated below:

<b>Name of Street</b>	<b>Side</b>	<b>Time Limit</b>	<b>Location</b>
Bridge Street	East	2 hours (8:00 a.m. – 4:00 p.m.)	Cathedral Street to West High Street
Cathedral Street	South	2 hours (8:00 a.m. – 4:00 pm Monday through Friday)	American Legion to Bow Street
Cathedral Street	South	No Parking [Ambulance/ Paramedics only] [Note: opposite Union Hospital Emergency Room]	130-132 Cathedral Street
Mackall Street	South	2 hours (8:00 a.m. – 4:00 p.m.)	272 Mackall
Main Street	Both	2 hours (8:00 a.m. – 4:00 p.m. Monday through Friday)	Delaware Avenue to Bridge Street

<b>Name of Street</b>	<b>Side</b>	<b>Time Limit</b>	<b>Location</b>
North Street	Both	2 hours (8:00 a.m. – 4:00 p.m. Monday through Friday)	Main St. to 219 North St.
Singerly Avenue	East	2 hours (8:00 a.m. – 4:00 p.m. Monday through Friday)	High Street to Railroad Avenue
Singerly Avenue	West	No Parking	High Street to Railroad Avenue
Singerly Avenue	West	2 hours (8:00 a.m. – 4:00 p.m. Monday through Friday)	High Street to Cathedral Street
Singerly Avenue	East	No Parking	High Street to Cathedral Street
West High Street	South	2 hours (8:00 a.m. – 4:00 p.m. Monday through Friday)	Singerly Avenue to Bridge Street
West High Street	North	No Parking	Singerly Avenue to Bridge Street
West Main Street	North	2 hours (8:00 a.m. – 4:00 p.m. Monday through Saturday)	223 to 227 West Main St. (Dr. Hsu’s MD offices)

(Amended by Ordinance 1-2012, effective 4/10/12) (prior amendment, Ord 3-2009, effective 7/3/09)

**10.16.020 Special purpose parking areas.**

The following public streets, or portions thereof, are established as special purpose parking areas, and it is unlawful for any person to park any motor vehicle or other vehicle or to allow the same to remain parked in any such area unless a permit has been issued to the motor vehicle or other vehicle by the town:

<b>Name of Street</b>	<b>Side</b>	<b>Authorized Purpose of Vehicle</b>	<b>Location</b>
Cathedral Street	South	Resident parking only	Front of Residences
Church Street	East	Resident parking only	From East Main Street to East High Street
Hatteras Court	Both	Resident parking only	From Wheelhouse Drive to end of right-of-way
Howard Street	North	Resident parking only	From South Street to Delaware Avenue
Leeward Court	Both	Resident parking only	From Wheelhouse Drive to end of right-of-way
Loran Court	Both	Resident parking only	From Hatteras Court to Transom Court
North Street	East	Town Commissioners	Alongside Town Hall
Osage Street	West	Resident parking only	From West Main Street to Mackall Street

<b>Name of Street</b>	<b>Side</b>	<b>Authorized Purpose of Vehicle</b>	<b>Location</b>
South Street	East	Resident parking only	From Howard Street to East Main Street
Thatch Court	North	Resident parking only	Entire Street
Transom Court	Both	Resident parking only	From Tembray Way to end of right-of-way
West Main Street	North	Resident parking only	Front of 309 to 317 West Main Street

(Ord. 7-95 § 1 (part): prior code §107-17)

## FIRE LANES

### Sections:

- 10.20.010**     **Definitions.**
- 10.20.020**     **Establishment of fire Lanes - Order to remove obstruction - Signs.**
- 10.20.030**     **Parking prohibited - Removal of obstruction - Charges to be borne by owner.**
- 10.20.040**     **Citation for violations.**
- 10.20.050**     **Non-liability of town, officers or agencies.**

### **10.20.010**     **Definitions.**

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

“Emergency vehicle” means a vehicle so designated or authorized by the Administrator of the State Motor Vehicle Administration.

“Fire company” means any volunteer or compensated fire company serving the county, including those operated by the federal government or from out of state.

“Fire lane” means a lane required to be permanently open for the ingress or egress of fire and other emergency vehicles only, in order that fires and other disasters may be prevented or controlled and exit ways kept unobstructed for life safety.

“Fire Marshal” The fire marshal, or any duly appointed fire chief, shall enforce all provisions of this chapter.

“Safe and expeditious manner” means the use of any safe method by the proper authorities which is calculated to remove the obstruction in the shortest period of time, including, but not limited to, the use by the proper authorities of wrecking equipment, tools, tow trucks and explosives. (Prior code § 107-18.1)

### **10.20.020**     **Established of fire lanes - Order to remove obstruction - Signs.**

A. The fire marshal or the fire chief shall study the access to all buildings, especially those which are in a congested area in the town and are used by the public, and shall determine whether such buildings require the designation and marking of fire lanes.

B. If the fire marshal, in coordination with the fire chief of the fire company serving the area involved, shall find that any private entrance or exit, sidewalk, fire hydrant or vehicular driveway or interior private driveway or sidewalk, existing or proposed, is obstructed or is likely to be obstructed by vehicles, debris, snow, construction material or other matter likely interfere with the ingress or egress of emergency vehicles, he shall order that the obstruction be removed at once and that such areas be kept clear of obstruction at all times.

C. In order to facilitate the keeping of such ingress and egress areas free from obstruction, the fire marshal or fire chief shall recommend proper warning signs and shall designate proper placement thereof in cooperation with the department of public works, and he shall designate proper fire lanes, which shall be clearly marked with the words “Fire Lane- Do Not Block,” and such curb, road, sidewalk, driveway or other access shall also have painted upon it, in a highly visible color, lines that will delineate the areas to be kept clear of any obstruction. When such signs or markings must be erected or painted on privately owned property, the cost of the signs or marking or painting shall be borne by the owners of the property. (Prior code §107-18.2)

### **10.20.030**     **Parking prohibited - Removal of obstruction - Charges to be borne by owner.**

A. No person shall park or allow to be parked any vehicle, of which he is the owner, in a manner that interferes with or obstructs a clearly marked fire lane or fire hydrant area. In addition, no person shall place or allow to

be placed any material, debris or other object, of which he is the owner or has possession, in a manner that interferes with or obstructs a clearly marked fire lane or fire hydrant area.

B. Any law enforcement officer or chief officer of a fire company may, whenever necessary, take possession of, remove, tow away, impound or otherwise remove any debris, material, vehicle or other object which interferes with or obstructs previously established and marked fire lanes for the access or operation of any fire company equipment or other emergency vehicles or equipment.

C. Any law enforcement agency, fire company or other county agency which has cause to remove an obstruction from a fire lane during a fire or other emergency is authorized to do so in any manner that is both safe and expeditious as defined by this chapter. Any charges imposed by the removing agent, public or private, shall be borne by the owner of the obstruction. (Prior code § 107-18.3)

**10.24.040 Citation for violations.**

In all cases involving parking violations in the way of fire lanes established and marked pursuant to this chapter, a law enforcement officer who discovers a vehicle illegally parked shall, if the operator is absent, attach a parking ticket to the vehicle in a conspicuous place. (Prior code § 107-18.4)

**1020.050 Nonliability of town, officers or agencies.**

The town, any fire company serving the county or any law enforcement officer or agency shall not be held liable for any damage to property that may result from the proper application and enforcement of this chapter. (Prior code § 107-18.5)

**SNOW AND EMERGENCIES**

**Sections:**

- 10.24.010 Declaration of emergency - Parking prohibited - Signs**
- 10.24.020 Removal and impounding of vehicles.**
- 10.24.030 Violations-Removal of vehicles.**

**10.24.010 Declaration of emergency - Parking prohibited - Signs.**

A. In order to facilitate the movement of traffic and combat the hazards of excessive snow and ice on highways or portions of highways so indicated by the erection of signs, on highways or portions of highways named in subsection C of this section, an emergency may be declared due to such hazards.

B. After any such emergency shall have been declared, it is unlawful during the period of such emergency for any person to park a motor vehicle or tractor or to allow the same to remain parked on any highway or portion thereof unless such vehicle or tractor shall be equipped with adequate equipment to provide sufficient traction to keep such vehicle or tractor in motion so that other traffic on such highway will not be blocked or seriously impeded.

C. The highways or portions thereof to which the provisions of this chapter shall be applicable during all periods of emergency declared as provided in subsection A of this section shall be as described below:

<b>Name of Street</b>	<b>Location</b>
Blue Ball Road	From West High Street to the intersection of West Main Street and Landing Lane.
Bridge Street	From Route 40 to Route 279

<b>Name of Street</b>	<b>Location</b>
Delaware Avenue	From East Main Street south to Route 40
High Street	From Locust Lane west to Blue Ball Road
Howard Street	From Delaware Avenue west to Bridge Street (Route 213)
Jeffers Street	From West Main Street south to Route 40
Landing Lane	From West Main St. south to Route 40
Locust Lane	From East Main Street to East High Street
Main Street	Entire Length
North Street	From Main Street to the town Limits at Newark Avenue
Railroad Avenue	From North Street to Bridge Street

**10.24.020 Removal and impounding of vehicles.**

Within two hours after any street designated for snow removal shall have been so declared and posted by signs, all vehicles shall be removed. Any vehicle not removed by that time shall be removed by the police department and impounded for the cost of its removal. (Prior code § 107-20)

**10.24.030 Violations - Removal of vehicles.**

Any person violating any provision of this chapter shall pay all costs of removing his vehicle if it has been removed and impounded, and such payment shall not bar prosecution for the violation. (Prior code § 107-21)

D. In order to assist the operators of motor vehicles and tractors in determining the highways affected by this chapter, the chief of police shall place at appropriate positions on such highways or portions thereof signs reading as follows:

**SNOW EMERGENCY ROUTE  
SNOW TIRES OR CHAINS REQUIRED  
NO PARKING DURING EMERGENCY  
VEHICLES TOWED AWAY**

E. The chief of police shall also, through radio, newspaper or other available media, disseminate information as to the existence of such emergency. (Prior code § 107-19)

## Chapter 10.28

### BICYCLES

#### Sections:

- 10.28.010**     **Definitions.**
- 10.28.020**     **Duty of parent or guardian.**
- 10.28.030**     **Applicability.**
- 10.28.040**     **General regulations.**
- 10.28.050**     **Violation - Penalty.**

#### **10.28.010**     **Definitions.**

For the purposes of this chapter, the following words shall have the meanings herein:

- A. “Bicycle” means a vehicle that:
  - 1. Is designed to be operated by human power;
  - 2. Has two or three wheels, of which one is more than fourteen (14) inches in diameter;
  - 3. Has a rear drive;
  - 4. Has a wheel configuration as follows:
    - a. If the vehicle has two wheels, with both wheels in tandem, or
    - b. If the vehicle has three wheels, with one front wheel and with two rear wheels that are spaced equidistant from the center of the vehicle.
- B. “Play vehicle” means and includes coasters, roller skates, sleds and other toy vehicles.
- C. “Public place” means any place within the town and owned by the Town of Elkton, or other government, public institution or organization, or any person, including any business organization, and generally including sidewalks, streets, rights-of-way, parking lots, public recreation areas, and other areas open and accessible to the public.
- D. “Skateboard” means a vehicle consisting of a relatively flat piece of wood, metal, fiberglass or other material, usually ranging from four (4) to eight (8) inches in width, twelve (12) to thirty-six (36) inches in length, and less than one (1) inch in thickness,

referred to as the “deck”, to which front and rear axle assemblies, along with four (4) wheels, are attached and generally used for skateboarding.

E. “Skateboarding” means the act of pushing, propelling, riding, or performing tricks on a skateboard.

#### **10.28.020**     **Duty of parent or guardian.**

The parent or guardian of any minor child may not authorize or knowingly permit the minor child to violate any provision of this chapter.

#### **10.28.030**     **Applicability.**

The provisions of this chapter, unless otherwise specified, are applicable to bicycles, skateboards, and other play vehicles operated in a public place.

#### **10.28.040**     **General regulations.**

- A. No person shall operate a bicycle at a greater than reasonable and prudent speed under prevailing conditions.
- B. Riding on Bicycles.
  - 1. Operator to be Seated. The operator of a bicycle may ride the bicycle only on or astride a permanent and regular seat securely attached to it
  - 2. Seat Required for Passenger. A bicycle may not carry any passenger unless it is designed for and equipped with a seat securely attached to it for each passenger.
- C. Clinging to Vehicles. A person riding on any bicycle, play vehicle, coaster, skateboard, roller skates, sled or toy vehicle may not attach it or himself to any vehicle on a roadway.
- D. Riding on Roadways or on Highways. Each person operating a bicycle on a roadway:
  - 1. Shall ride as near to the right side of the roadways as practical and safe, except when making or attempting to make a left turn, when operating on a one-way street or when passing a stopped or slower moving vehicle;

2. May ride two abreast only if the flow of traffic is unimpeded;
3. Shall exercise due care when passing a vehicle;
4. May walk a bicycle on the right side of a highway if there is no sidewalk.

E. Lamps and Other Equipment on Bicycles.

1. Lamps and Reflectors. If a bicycle is used on a highway at any time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of one thousand (1,000) feet, the bicycle shall be equipped:

- a. On the front, with a lamp that emits a white light visible from a distance of at least five hundred (500) feet to the front;
- b. On the rear, with a red reflector of a type approved by the Maryland Motor Vehicle Administration and visible from all distances from six hundred (600) feet to one hundred (100) feet to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle.

2. A bicycle or bicyclist may be equipped with a lamp that emits a red light or a flashing amber light visible from a distance of five hundred (500) feet to the rear in addition to the red reflector required by subsection (E)(1)(b) of this section.

3. Bell. A person may not operate a bicycle unless it is equipped with a bell or other device capable of giving a signal audible for a distance of at least one hundred (100) feet. However, a bicycle may not be equipped with nor may any person use on a bicycle any siren or whistle.

4. Brake. Every bicycle shall be equipped with a brake that enables its operator to make the braked wheels skid on dry, level, clean pavement.

F. Audible Signal Required. A person riding a bicycle upon a sidewalk or bicycle path lawfully used by pedestrians shall give audible signal before overtaking and passing such pedestrian.

G. Use of Sidewalks. A person shall not ride a bicycle or other play vehicle on the sidewalk of any business district of the Town of Elkton between 6:00a.m. – 10:00p.m.

H. Skateboarding. Skateboarding shall be prohibited in any commercial or industrial zoned district or institutional use of property or recreation area, unless that area has been specifically designed for skateboarding, or unless the person(s) using a skateboard has obtained permission of the specific progeny owner. Posing of signs prohibiting skateboards or other “play vehicles” may be posted by the property owner.

**10.28.050 Violation - Penalty.**

All fines and penalties for violation of this Chapter are pursuant to Title 1, Chapter 1.08, of this code. A violation of any of the regulations set forth herein shall constitute a municipal infraction and shall be subject to a citation to be issued by the Chief of Police or his designated representative. The Board of Commissioners shall adopt by resolution an appropriate fine based on the regulations set forth herein, or other penalties as provided by Resolution.

(Amended by Ord. 4-2006, eff. Feb. 21, 2006)

## Chapter 10.32

### TRAFFIC VIOLATION PENALTIES

#### Sections:

**10.32.010 Citations for parking violations.**

**10.32.020 Election to pay or stand trial.**

**10.32.030 Parking violation procedures.**

**10.32.040 Effect of parking violation on vehicle registration.**

**10.32.050 Fine for failure to pay penalty.**

**10.32.010 Citations for parking violations.**

A. Issuance of Citation. An officer who discovers a vehicle parked in violation of this title or regulation adopted under this chapter shall:

1. Deliver a citation to the driver or, if the vehicle is unattended, attach a citation to the vehicle in a conspicuous place;

2. Keep a copy of the citation, bearing his certification under penalty of perjury that the facts stated in the citation are true.

B. Owner Presumed to be Recipient. In the absence of the driver, the registered owner of the vehicle is presumed to be the person receiving the citation.

C. Unless otherwise indicated in this chapter, all violations under this title which are cited on the adopted parking violation notice shall be subject to a fine of fifteen (\$ 15.00) if paid within ten business days of the violation notice. (Ordinance 7-2005, effective 9/27/2005, part)

D. Unless otherwise indicated in this title, and with the exception of violations of Section 10.08.030(C)(2) and 10.20.030(A), all violations under this title which are cited on the adopted parking violation notice shall be subject to a fine of twenty-five dollars (\$25.00) after ten business days if the violation notice.

E. Person(s) who elect to stand trial for violation(s) cited in the parking violation notice shall be subject to a fine not exceeding one hundred dollars (\$100.00) for each violation.

F. Violations under this title involving Section 10.08.030(c)(2), parking in a space or zone marked as restricted for the use of handicapped individuals, shall be subject to a fine of One Hundred Dollars (\$100.00) for each violation.

G. Violations under this title involving Section 10.20.030, parking prohibited in a manner that interferes with or obstructs a clearly marked fire lane or fire hydrant area, is subject to a fine of one hundred dollars (\$100.00) for each violation. (Ord. 2-95 § 1 (part).

H. Violations under this title involving Section 10.12.030, parking in metered zone, exceeding the two (2) hour maximum parking time period. are subject to a fine of twenty-five dollars (\$25.00) for each violation. (Amended by Ord. 02-97)

**10.32.020 Election to pay or stand trial.**

A. Election by Person Receiving Citation. The person receiving a citation under this chapter shall:

1. Pay for the parking violation directly to the Town of Elkton, finance office or mail a check or money order in the amount indicated, payable to the "Town of Elkton", to the Town of Elkton, Finance Office, P.O. Box 157, Elkton, Maryland 21922-0157; or

2. Elect to stand trial for the violation.

B. An election to stand trial shall be made by sending the parking violation notice to the Town of Elkton, Finance Office, P.O. Box 157, Elkton, Maryland 21922-0157 indicating the desire to stand trial and completing the required information indicated on the violation notice within thirty (30) days of the issuance of the notice. (Ord. 2-95 § (part).

**10.32.030 Parking violation procedures.**

A. General Procedure. The chief judge of the district court shall adopt procedures for the trial of parking violations under this chapter.

B. Required Procedures. The procedures adopted under this section shall include provisions for notifying the person receiving a citation of:

1. The date of trial, which may not be less than fifteen (15) days from the date on which the notice of intention of the person to stand trial is received;
2. The place of trial;
3. The time of trial. (Ord. 2-95 §1 (part);

**10.32.040 Effect of parking violation on vehicle registration.**

The town shall submit information relating to all nonpaid parking citations to the Motor Vehicle Administration in accordance with the established requirements and the Maryland Vehicle Law. (Ord. 2-95 § 1 (part)

**10.32.050 Fine for failure to pay penalty.**

Any person violating any provision of this title or aiding, abetting or assisting in the violation of any provision thereof and who does not pay the penalty as provided shall be guilty of an infraction and shall, upon conviction, shall pay a fine not to exceed one hundred dollars ( \$100.00) for each violation. (Ord. 2-95 § 1 (part): prior code §107-33(E)).