

RESIDENTIAL PARKING - COMMERCIAL / LARGE VEHICLE PROBLEMS

March 2009

Issues:

- Neighborhood quality of life, safety, aesthetics
- More restrictions tend to adversely affect small business owners, less affluent

Current Restrictions in County Code:

1. Commercial vehicles prohibited from parking in residential districts (82-5-7)
2. Community Parking District (CPD) Restrictions (82-5B)
3. General No Parking (82-5-37)
4. Other County Code sections (misc.)

What is a commercial vehicle?

Section 82-5-7. Parking commercial vehicles in residential districts

Commercial vehicle includes: (i) any solid waste collection vehicle, tractor truck or tractor truck/semitrailer or tractor truck/trailer combination, dump truck, concrete mixer truck, towing and recovery vehicle with a registered gross weight of 12,000 pounds or more, and any heavy construction equipment, whether located on the highway or on a truck, trailer, or semitrailer; (ii) any trailer, semitrailer, or other vehicle in which food or beverages are stored or sold; (iii) any trailer or semitrailer used for transporting landscaping or lawn-care equipment whether or not such trailer or semitrailer is attached to another vehicle; and (iv) any vehicle licensed by the Commonwealth for use as a common or contract carrier or as a limousine.



solid waste collection



**tractor truck or
semitrailer combination**



**towing and recovery vehicle
12,000 pounds or more**



concrete mixer truck



**heavy construction equipment
on a truck, trailer, or semitrailer**



food or beverage vehicle



dump truck



**landscaping or lawn care
trailer or semitrailer**



**heavy construction equipment,
on a truck, trailer, or semitrailer**

Typical Complaint Situations:



Recent Events:

- HB 1694 will permit the Board to restrict:
 - trucks more than 20 feet in length
 - carrying commercial freight in plain view
- Attorney General's Opinion –
County's authority under Section 46.2-1222

Staff Recommendations:

- Consider amending County Code to address typical complaints (vehicles) using authority in Section 46.2-1222
- Will look to other jurisdictions for successful restrictions/language

Cautionary Notes

- Won't solve all problems
- Legislative/Legal risk – County Attorney