

AN ORDINANCE AMENDING ORDINANCE NO. 4788, THE MUNICIPAL CODE OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, CHAPTER 300, GENERAL PROVISIONS, SECTION 300.010, DEFINITIONS; BY DELETING SECTION 300.010 AND REPLACING WITH NEW DEFINITIONS; AND AMENDING CHAPTER 350, PARKING REGULATIONS, BY DELETING SECTION 350.080 IN ITS ENTIRETY AND ADDING NEW PARKING RESTRICTIONS.

WHEREAS, on November 4, 2008, voters of the City of Richmond Heights were asked to respond to the question of Proposition T as to whether the Council should consider legislation to allow light duty passenger trucks with no commercial designation to park on the City of Richmond Heights streets while continuing to not allow commercial trucks to do so; and

WHEREAS, voters cast their ballots in a two to one majority in the affirmative to have the Council consider such legislation.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, as follows:

SECTION 1. Chapter 300, GENERAL PROVISIONS, Section 300.010, Definitions is hereby deleted and replaced with the following:

Commercial Motor Vehicle shall mean any single vehicle, self propelled or towed, or combination of said vehicles which:

- Are licensed as a truck and registered to haul above six-thousand (6,000) pounds; or
- Exceeds two-hundred-and-twenty two (222) inches in length, seventy-eight (78) inches in height and eighty four (84) inches in width, (including accessories); or
- Is designed to transport more than eight (8) passengers, including the driver; or
- Is designed or equipped to transport other motor vehicles from place to place by means of winches, cables, pulleys or other equipment for towing, pulling, or lifting; or
- Displays commercial advertisements; or
- Displays any indication of a product or service of delivery, in the truck bed while parked; or
- Contains added vertical side extensions; or
- Contains any visible load other than a permanent small locked container; or
- Holds self-contained camping unit; or
- Has more than two wheels per axle;
- Is transporting hazardous materials and is required as defined in Section 302.700, RSMo., and is required to be placarded under the Hazardous Materials Transportation Act (46 USC 1801 et. Seq.)]

Non-motorized Vehicle shall mean any trailer or any other device that is not self-propelled.

SECTION 2. Chapter 350, PARKING REGULATIONS, Section 350.080, Truck, Tractor, Trailer, Recreation Vehicle or Boat Parking –One Hour Limit, is hereby deleted and replaced with the following:

SECTION 350.080 COMMERCIAL VEHICLE, BOAT, RECREATION VEHICLE AND NON-MOTORIZED VEHICLE PARKING – ONE HOUR LIMIT

Except when in the process of loading or unloading, no person shall park, keep or leave any commercial vehicle, boat, recreation vehicle or non-motorized vehicle on any public street or public highway for a period of more than one (1) hour in any one (1) calendar day.

SECTION 3. It is hereby declared to be the intention of the City Council that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the City Council intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

SECTION 4. This Ordinance shall take effect and be in full force on the thirty-first day following its passage and being signed as provided by law.

PASSED and SIGNED this 2nd day of February, 2009.

JAMES J. BECK
MAYOR

ATTEST:

PATRICIA S. VILLMER
DEPUTY CITY CLERK

APPROVED AS TO FORM:

KENNETH J. HEINZ
CITY ATTORNEY

First reading: January 20, 2009
Second reading: February 2, 2009