

Notice

PARKING METER ORDINANCE

An Ordinance Relating to Traffic and Regulating the Use of the Streets and Highways of the Town of Sylva; Creating and Defining Parking Meter Zones; Providing for the Designation of Individual Parking Spaces; Defining and Providing for the Installation, Operation and Maintenance of Parking Meters; Prescribing Parking Time Limits; Requiring Deposit of Coins for the Use of Parking Meters and Parking Meter Zones and Providing for the Collection and Disposition of Such Coins; Repealing Conflicting Ordinances; Providing for the Enforcement Thereof; Defining Offenses and Prescribing Penalties; and Providing that the Invalidity of Part Shall Not Affect the Validity of the Remainder.

WHEREAS, The narrowness of and the volume of traffic on the street in certain sections of the Town of Sylva has the effect of congesting the streets and impeding the movement of traffic; and WHEREAS, it is the habit of numerous operators of motor vehicles to take advantage of this situation by parking for unreasonably long periods of time in close proximity to other motor vehicles so parked on the most congested parts of the Town's business streets; and

WHEREAS, Such practice tends to further impede traffic and in addition thereto constitutes a danger to the life, limb and property of other motorists, pedestrians and others; and

WHEREAS, It is the opinion of the Mayor and Board of Aldermen of the Town of Sylva that the best method by which the above mentioned conditions may be remedied is by the designation of individual parking spaces in the said area by restricting parking in said area to reasonable intervals of time and by compelling the operators of vehicles who enjoy the use of the parking space so designated to pay a portion of the cost of establishing, maintaining and regulating the use of said parking space; and

WHEREAS, Previous attempts to regulate traffic and parking in the aforesaid area have not been as successful as desirable for the reason that adequate policing of this problem by the Police Department alone requires a larger number of officers for such work than can be spared from other vital functions of the Police Department, and it is therefore, desirable to employ some mechanical assistance in the enforcement of said parking limitations; and

WHEREAS, Parking meters have been installed in a number of cities as an aid to the police in reducing traffic difficulties and the public authorities of such cities report favorable results from the installation and operation of parking meters;

NOW, THEREFORE, BE IT ORDAINED BY THE Mayor and

Board of Aldermen of the Town of Sylva, State of North Carolina: Section 1. DEFINITION—For the purpose of this ordinance:

(a) The word "vehicle" shall mean any device in, upon or by which any person or property is or may be transported upon a highway, except a device which is operated upon rails or tracks.

(b) The word "street" shall mean any public street, avenue, road, alley, highway, lane, path, or other public place located in the Town of Sylva, and established for the use of vehicles.

(c) The word "person" shall mean and include any individual, firm, co-partnership, association or corporation.

(d) The word "operator" shall mean and include every individual who shall operate a vehicle as the owner thereof, or as the agent, employee or permittee of the owner, or is in actual physical control of a vehicle.

(e) The word "park" or "parking" shall mean the standing of a vehicle, whether occupied or not, upon a street otherwise than temporarily for the purpose of, and while actually engaged in, receiving or discharging passengers or loading or unloading merchandise or in obedience to traffic regulations, signs or signals or an involuntary stopping of the vehicle by reason of causes beyond the control of the operator of the vehicle.

(f) The words "parking meter" shall mean and include any mechanical device or meter not inconsistent with this ordinance placed or created for the regulation of parking by authority of this ordinance. Each parking meter included shall indicate by proper legend the legal parking time established by the town and when operated shall at all times indicate the balance of legal parking time, and at the expiration of such period shall indicate illegal or overtime parking.

(g) The words "Parking Meter Zone" shall mean and include any restricted street upon which parking meters are installed and in operation.

(h) The words "Parking Meter Space" shall mean any space within a parking meter zone, adjacent to a parking meter and which is duly designated for the parking of a single vehicle by lines painted or otherwise durably marked on the curb or on the surface of the street adjacent to or adjoining the parking meters.

Section 2. PARKING METER ZONE: The following named and described areas, streets or portions of streets and such other areas, streets, or portions of streets as may hereafter be included in this section by amendment hereto, lying within the corporate limits of the Town of Sylva shall constitute a Parking Meter Zone, namely: MAIN STREET: Both sides, from West end in front of courthouse steps to Scotts Creek bridge at east end.

Section 3. DESIGNATION OF PARKING SPACES: The Chief of

Police is hereby directed and authorized to mark off individual designated and described in Section 2 of this ordinance and in such other zones as may hereafter be established, said parking spaces to be designated by lines painted or durably marked on the curbing or surface of the street. At each space so marked off it shall be unlawful to park any vehicle in such a way that said vehicle shall not be entirely within the limits of the space so designated.

Section 4. INSTALLATION OF PARKING METERS: Except in a parking meter zone the Chief of Police shall cause parking meters to be installed upon the curb or sidewalk immediately adjacent to the parking spaces provided in Section 3 of this ordinance, said installation to be placed not more than two (2) feet from the curb nor more than four (4) feet from the front line of the parking space as indicated, and the Chief of Police shall be responsible for the regulation, control, operation, maintenance and use of such parking meters. Each device shall be so set as to display a signal showing legal parking upon the deposit of the appropriate coin or coins, lawful money of the United States of America, for the period of time prescribed by this ordinance. 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 cases 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.

Section 5. OPERATION OF PARKING METERS: Except in a period of emergency determined by an officer of the Fire or Police Department, or in compliance with the directions of a police officer or traffic control sign or signal, when any vehicle shall be parked in any parking space alongside or next to which a parking meter is located, the operator of such vehicle shall, upon entering the said parking meter space, immediately deposit or cause to be deposited in said meter such proper coin of the United States as is required for such parking meter and as is designated by proper directions on the meter, and when required by the directions on the meter, the operator of such vehicle, after the deposit of the proper coin or coins, shall also set in operation the timing mechanism on such meter in accordance with directions properly appearing thereon, and failure to deposit such proper coin, and to set the timing mechanism in operation when so required, shall constitute a violation of this ordinance. Upon the deposit of such coin (and the setting of the timing mechanism in operation when so required) the parking space may be lawfully occupied by such vehicle during the period of time which has been prescribed for the part of the street in which said parking space is located, provided that any person placing a vehicle in a parking meter space adjacent to a meter which indicates that unused time has been left in the meter by the previous occupant of the space shall not be required to deposit a coin so long as his occupancy of said space does not exceed the indicated unused parking time. If said vehicle shall remain parked in any such parking space beyond the parking time limit set for such parking space, and if the meter shall indicate such illegal parking, then, and in that event, such vehicle shall be considered as parking overtime and beyond the period of legal parking time, and such parking shall be deemed a violation of this ordinance.

Section 6. PARKING TIME LIMITS: (a) Parking or standing a vehicle in a designated space in a parking meter zone shall be lawful for twelve (12) minutes upon deposit of a one-cent coin, twenty-four (24) minutes upon the deposit of two (2) one-cent coins, thirty-six (36) minutes upon the deposit of three (3) one-cent coins, forty-eight (48) minutes upon the deposit of four (4) one-cent coins, or sixty (60) minutes upon the deposit of five (5) one-cent coins or one (1) five-cent coin of the United States of America.

(b) Said parking meters shall be operated in said parking meter zones every day between the hours of nine o'clock A. M. and six o'clock P. M. except Sunday and holidays; provided however, that within the meaning of this ordinance the term "holiday" shall include the following days only: the first day of January, the 30th day of May, the fourth of July, the first Monday in September, the twenty-fifth day of December, and the day designated and set aside by the President of the United States as a day of Thanksgiving.

Section 7. VIOLATIONS: It shall be unlawful and a violation of the provisions of this ordinance 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 in any parking meter zone 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 meter while said meter is displaying a signal indicating that the vehicle occupying such 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 the provisions of this ordinance.

(e) To deposit or cause to be slugs, device or metal substitute, or deposited in any parking meter any other substitute for lawful coins.

Section 8. ENFORCEMENT: It shall be the duty of the Police Department to enforce the provisions of this ordinance.

Section 9. COLLECTIONS: It shall be the duty of the Chief of Police to designate some member or members of the Police Department to make regular collections of the money deposited in said meters, and it shall be the duty of such persons so designated to remove from the parking meters the sealed containers therein containing the coins so deposited in said meters and to deliver such sealed containers, with the seal unbroken, to the Treasurer of the Town of Sylva, to break the seal and count the funds contained therein, and deposit such funds.

Section 10. USE OF FUNDS: The coins deposited in parking meters are required and shall be used to defray the expense of proper regulation of traffic upon the public streets of the Town of Sylva; to provide for the cost of supervision, regulation and control of the parking of vehicles in parking meter zones; and to cover the cost of purchase, supervision, protection, inspection, installation, operation, maintenance, control and use of parking meters.

Section 11. PENALTY: Any person who shall violate or fail to comply with any of the provisions of this ordinance, or who shall counsel, aid or abet any such violation or failure to comply, shall be deemed guilty of an offense and shall be punished by a fine of not to exceed \$50.00 or by imprisonment for not to exceed 30 days, either or both penalties to be imposed at the discretion of the court.

Section 12. RESERVATION OF POWERS: Nothing in this ordinance shall be construed as prohibiting the Town of Sylva from providing for bus stops, for taxicab stands or unloading of trucks, vans or other commercial vehicles.

Section 13. REPEAL OF CONFLICTING ORDINANCES: All ordinances and parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

Section 14. SEVERABILITY: If any section or provisions or parts thereof in this ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of the ordinance as a whole or of any other section or

Missing Boy Found



THREE DAYS after he disappeared from a Marine recreation camp at Big Bear Lake, Calif., Wayne "Butchie" Bowers, 3, was found safe in Sand Canyon, about four miles from the camp. He is shown in the arms of his mother, while his father Marine S/Sgt. Claude M. Bowers looks on. The lad was placed in the care of a Navy surgeon. (International Soundphoto)

North Carolina's commercial Irish potato crop was estimated at 4,576,000 bushels on July 1.

provision or part hereof.

Section 15. EXERCISE OF POLICE POWER: This entire ordinance shall be deemed and construed to be an exercise of the police power of the Town of Sylva, in the State of North Carolina for the preservation and protection of public safety, and all of its provisions shall be liberally construed with a view to the effectuation of such purpose.

Section 16. EFFECTIVE DATE: This ordinance shall be in full force and effect from and after its passage and publication as required by law.

Adopted this 24th day of July, 1947, and duly passed by unanimous vote and ordered published. W. L. JONES, Town Clerk.

Old Fashioned Tent Meeting To Be Held

J. Doyle Miller, Missionary Baptist pastor-evangelist and moderator of the Haywood Association, will hold an old fashioned tent meeting in Sylva beginning Sunday, August 3, at p. m. The services will be held each week day evening at 7:45 and each Sunday at 3 p. m.

Mr. Miller stated that he seeks the co-operation of pastors and congregations of all the churches in this vicinity and that the public is invited to attend the services.

It is estimated that North Carolina's 1947 cantaloup crop will yield approximately 332,000 crates. This compares to a yield of 270,000 crates in 1946.

WOODMEN OF THE WORLD Life Insurance Society Fraternity Protection Service BRITTON M. MOORE Sylva Representative Sylva, N. C.

The Finest In . . . FOOD and SERVICE Drive out and enjoy one of our delicious T-Bone Steaks, cooked just the way you want it, or one of our golden brown chickens in the basket for your picnic or outing lunch. WE ALSO FEATURE Home-made Pies—Salads—Barbecue and Business Men's Lunches -- CURB SERVICE -- Brookside Drive In On Asheville Highway 1 Mile East of Sylva PAUL WOMACK, Manager

WILLIAM B. DILLARD Building Contractor Sylva, N. C. NEW HOMES FOR VETERANS If you are thinking of a GI Loan to build I will be glad to arrange details. CONCRETE WORK

We Can Help You Get Ready! New apparel may still be hard to get this year—but you need not worry about being spic and span and smart for your vacation. We'll put new life in your last year's wardrobe with our modern dry cleaning processes. Phone now. We pick up, revitalize and deliver your clothes. MOORE'S DRY CLEANING PHONE 120 SYLVA, N. C.

Section 6. PARKING TIME LIMITS: (a) Parking or standing a vehicle in a designated space in a parking meter zone shall be lawful for twelve (12) minutes upon deposit of a one-cent coin, twenty-four (24) minutes upon the deposit of two (2) one-cent coins, thirty-six (36) minutes upon the deposit of three (3) one-cent coins, forty-eight (48) minutes upon the deposit of four (4) one-cent coins, or sixty (60) minutes upon the deposit of five (5) one-cent coins or one (1) five-cent coin of the United States of America. (b) Said parking meters shall be operated in said parking meter zones every day between the hours of nine o'clock A. M. and six o'clock P. M. except Sunday and holidays; provided however, that within the meaning of this ordinance the term "holiday" shall include the following days only: the first day of January, the 30th day of May, the fourth of July, the first Monday in September, the twenty-fifth day of December, and the day designated and set aside by the President of the United States as a day of Thanksgiving. (c) To cause, allow, permit or suffer any vehicle registered in the name of, or operated by such person to be parked in any parking meter zone 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. (d) To permit any vehicle to remain or be placed in any parking space adjacent to any parking meter while said meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the period prescribed for such parking space. (e) 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. (f) To deface, injure, tamper

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