

## Chapter 46 TRAFFIC AND VEHICLES<sup>1</sup>

### ARTICLE I. IN GENERAL

#### Sec. 46-1. Marking of certain commercial vehicles.

All commercial vehicles, except limousines, [share rides](#), or other vehicles for hire or lease, operating within the town shall be identified on each side of the vehicle. The name of the company or firm operating the vehicle shall be neatly and permanently painted on the vehicle, or shall be on an attached plate, in contrasting color from the vehicle or plate, in letters not less than three inches in height, and displayed in such manner that either the painting or nameplate shall be legible at all times.

(Code 1996, § 46-1; Ord. No. 163, § 1, 10-27-1992)

State law reference(s)—Identification required on commercial vehicles, F.S. § 316.3027.

#### Secs. 46-2—46-30. Reserved.

### ARTICLE II. STOPPING, STANDING OR PARKING<sup>2</sup>

#### Sec. 46-31. ~~Administrative~~ [Enforcement](#) responsibility.

The ~~chief of police~~ [sergeant or deputy](#) shall be responsible to the town council for the reasonable and safe flow of vehicular traffic within the town. To implement such responsibility, the ~~chief~~ [sergeant or deputy](#) shall be charged with the location and placement of state department of transportation authorized traffic control devices, including signs to prohibit, restrict or otherwise regulate the stopping, standing or parking of motor vehicles on the public rights-of-way within the town. No person shall stop, stand or park in violation of such signs or traffic control devices.

(Code 1996, § 46-31; Ord. No. 163, § 1, 10-27-1992)

#### Sec. 46-32. When parking on private property constitutes trespass.

It shall be deemed to constitute a trespass and shall be unlawful to park any vehicle on any private piece or parcel of land, including any parking space reserved for the use of another, without the knowledge or consent of the owner thereof, the person for whom the space is reserved, or some other person lawfully in possession of the property as lessee, tenant, or otherwise.

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<sup>1</sup>State law reference(s)—Municipal Home Rule Powers Act, F.S. ch. 166; state uniform traffic control law, F.S. ch. 316; powers of local authorities as to traffic regulation, F.S. § 316.008.

<sup>2</sup>State law reference(s)—Power of local authorities to regulate stopping, standing, or parking of vehicles, F.S. § 316.008; stopping, standing, parking, F.S. §§ 316.1945—316.1967.

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(Code 1983, § 70.02; Code 1996, § 46-32)

**Sec. 46-33. Penalties for violation of parking restrictions.**

Any person violating any provision of this article shall be charged with a civil infraction, punishable by a fine not exceeding \$100.00 per violation. Each 24 hours of continuing violation shall constitute a new and separate violation of this article. The following shall constitute the fine for a first offense of the violations listed:

- (1) Failure to obey traffic sign or device.....\$ 15.00
- (2) Improper parking.....\$15.00
- (3) Blocking alley or driveway.....\$15.00
- (4) Blocking a fire hydrant.....\$25.00
- (5) Parking in fire lane.....\$25.00
- (6) Trespassing by vehicle.....\$25.00
- (7) Improper parking in handicapped space.....\$100.00

(Code 1996, § 46-33; Ord. No. 163, § 1, 10-27-1992)

**ARTICLE III. INTERSECTIONS AND SIDEWALKS**

**Sec. 46-34. Trees, shrubs, or other objects obstructing view at intersections—Declared Nuisance.**

Any person who plants, fixes, or maintains any tree, shrubbery, or any other object upon any parkway or private property within the Town adjacent to the intersection of any driveway and street in the town, which obstructs the driving vision of the operator of any vehicle properly upon a street or driveway approaching such intersection, is hereby declared to be guilty of committing a nuisance. The town may enforce this provision pursuant to its code enforcement procedures in Chapter 2.

**Sec. 46-35. Yielding to pedestrians on sidewalks.**

Pursuant to Florida Statute section 316.125, the driver of a vehicle emerging from a building, private road or driveway within a business or residence district shall stop the vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across the building entrance, road or driveway, or in the event there is no sidewalk area, shall stop at the point nearest the street to be entered where the driver has a view of approaching traffic thereon and shall yield to all vehicles and pedestrians which are so close thereto as to constitute an immediate hazard.