

Chapter 13 - TRAFFIC AND MOTOR VEHICLES⁽¹⁾

Footnotes:

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Editor's note— The city enforces the traffic and motor vehicle laws of the commonwealth, M.G.L.A. c. 89 et seq.

Cross reference— Operation of motor vehicles or motorized bicycles prohibited on the beach, § 4-101(c); buildings and building regulations, ch. 5; fire prevention and protection, ch. 7; nuisances, § 8-101 et seq.; junked, wrecked, abandoned, inoperative motor vehicles, § 8-121 et seq.; junk dealers and collectors, § 9-61 et seq.; operation of bicycles, mopeds, roller skates and skateboards in certain areas restricted, § 10-1; streets, sidewalks and other public places, ch. 12; vehicles for hire, ch. 15; zoning, app. A; off-street parking regulations, app. A, § VII.

State Law reference— Motor vehicles generally, M.G.L.A. c. 90; law of the road, M.G.L.A. c. 89; other provisions relating to traffic, M.G.L.A. c. 85; cities authorized to regulate vehicles and carriages, M.G.L.A. c. 40, § 22, M.G.L.A. c. 90, § 18, M.G.L.A. c. 85, § 2, M.G.L.A. c. 89, §§ 8, 9; cities authorized to appropriate money for maintenance of programs designed to prevent automobile accidents, M.G.L.A. c. 40, § 7A; registration and operation of bicycles, M.G.L.A. c. 85, §§ 11A, 11B.

ARTICLE I. - IN GENERAL

Secs. 13-1—13-25. - Reserved.

ARTICLE II. - ADMINISTRATION

Sec. 13-26. - Enforcement.

It shall be the duty of officers designated by the city marshal to enforce the provisions of these regulations. Such officers are hereby authorized to direct all traffic either in person or by means of visible or audible signals in conformance with the provisions of these regulations, provided that in the event of a fire or other emergency to expedite traffic or safeguard pedestrians, officers of the police or fire departments may direct traffic, as conditions may require, notwithstanding the provisions of these regulations.

Additionally, it shall be the duty of parking enforcement officers designated by the parking clerk to enforce any parking regulations provided herein.

Finally, any personally identifiable information ("PII", e.g. license plate data) collected in the course of parking regulation enforcement via any means that does not result in a violation or warning shall be discarded within twenty-four (24) hours of collection.

Nothing contained herein shall prevent the parking clerk from collecting and retaining information of a general nature, without personally identifiable information, to be used for parking reports and studies.

(Rev. Ords. 1937, Ch. 31, Art. II, § 1; Ord. of 8-29-11(1); Ord. of 7-16-18)

Sec. 13-27. - Assemblies, etc.—Temporary closure of streets.

The city marshal is hereby authorized to close temporarily, any street or highway in an impending or existing emergency, or for any lawful assemblage, demonstration or procession provided there is reasonable justification for the closing of such street.

(Rev. Ords. 1937, Ch. 31, Art. II, § 2)

Cross reference— Streets, sidewalks and other public places, ch. 12.

Sec. 13-28. - Same—Parking restrictions.

The city marshal is hereby authorized to prohibit, temporarily, parking on any street or highway or part thereof in an impending or existing emergency, or for a lawful assemblage, demonstration or procession provided there is reasonable justification for such prohibition. Vehicles parked in places where parking is prohibited temporarily may be moved by or under the direction of an officer.

(Rev. Ords. 1937, Ch. 31, Art. II, § 3)

Sec. 13-29. - Snow emergencies.

Upon the declaration of a snow emergency by the superintendent of the department of public works, no parking shall be allowed on any street or way in the city unless specifically allowed by order of the city council. The superintendent, upon such declaration, shall cause notice of the snow emergency to be given by radio broadcast or other suitable media. Upon the declaration of the end of the snow emergency by the superintendent, parking shall be allowed on any street or way in the city. Provided, however, that this section shall not be construed to permit parking where it is specifically prohibited by the provisions of this chapter.

(Ord. of 10-31-88(4))

Editor's note— An ordinance adopted Oct. 31, 1988, did not specifically amend this Code; hence, its inclusion as § 13-29 was at the discretion of the editor.

Cross reference— Throwing snow and ice into streets, § 12-7; stopping, standing or parking schedules, § 13-167 et seq.

Sec. 13-30. - Leaf pickup—Parking restrictions.

Beginning the Monday following the Columbus Day holiday and continuing through December 15, the manager of the department of public works, working in conjunction with the police department may restrict parking on streets within the city for the purpose of effective pickup of leaves at curbsides. These restrictions are limited to the hours of 7:30 a.m.—3:30 p.m. The manager of the department of public works shall give notice to the citizens of the city regarding these parking restrictions through appropriate media and posting of temporary signs twelve (12) hours before restriction becomes effective. The parking restrictions shall be further controlled so that parking is not restricted for more than one-week intervals in each ward.

(Ord. of 10-9-01(2))

Sec. 13-31. - Placement and enforcement of temporary parking restriction signage.

The mayor, the parking clerk or the city marshal or any designee may place temporary parking restriction signage as required for the safety of public on public ways or public areas as deemed necessary. Temporary signage shall be considered enforceable under the current parking schedule as set by city council. Temporary signage shall clearly state the restriction imposed and be embossed with "per order of the City of Newburyport". City council shall be notified of all temporary restrictions for review at the next regularly scheduled city council meeting.

(Ord. of 8-29-11(2))

Secs. 13-32—13-45. - Reserved.

ARTICLE III. - TRAFFIC CONTROL DEVICES

Sec. 13-46. - Placement of devices.

The city council is hereby authorized and as to those signs and signals required in this chapter it shall be its duty, to place and maintain or cause to be placed and maintained all official traffic signs, signals, markings and safety zones. All signs, signals, markings and safety zones shall conform to the standards as prescribed by the department of public works of the commonwealth.

(Rev. Ords. 1937, Ch. 31, Art. III, § 1)

Sec. 13-47. - Interference with devices, markings prohibited.

It is unlawful for any person to willfully deface, injure, move, obstruct or interfere with any official traffic sign, signal or marking.

(Rev. Ords. 1937, Ch. 31, Art. III, § 3)

Sec. 13-48. - Obedience to traffic signs, signals and markings.

No driver of any vehicle or of any street car shall disobey the instructions of any official traffic control signal, sign, marking, marker or legend unless otherwise directed by a police officer.

(Rev. Ords. 1937, Ch. 31, Art. III, § 5)

Sec. 13-49. - Unauthorized devices, markings.

It shall be unlawful for any person to place or maintain or to display upon or in view of any street any unofficial sign, signal, marking or device which purports to be or is an imitation of or resembles an official traffic sign, signal, marking or device or which attempts to direct the movement of traffic or which hides from view any official sign or signal. The city marshal is hereby empowered to remove every such prohibited sign, signal, marking or device or cause it to be removed without notice.

(Rev. Ords. 1937, Ch. 31, Art. III, § 2)

Secs. 13-50—13-90. - Reserved.

ARTICLE IV. - SPECIFIC STREET SCHEDULES²¹

Footnotes:

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Cross reference— Streets, § 12-26 et seq.

DIVISION 1. - GENERALLY

Sec. 13-91. - Zone of quiet.

- (a) All of the territory within two hundred (200) feet of the premises of each hospital in this city is hereby created and established as a zone of quiet. The city marshal is hereby authorized to erect and maintain in a conspicuous manner within this area such signs and markings as are necessary to designate it as a zone of quiet.
- (b) The city council may temporarily establish a zone of quiet upon any street where a person is seriously ill, if requested to do so by the written statement of at least two (2) registered physicians certifying to its necessity. Such temporary zone of quiet shall embrace all territory within a radius of two hundred (200) feet of the building occupied by the person named in the request of such physicians. Such temporary zone of quiet shall be designated by the police by placing at a conspicuous place in the street a sign or marker bearing the words "Zone of Quiet."
- (c) No person operating a motor vehicle within any designated and signed zone of quiet shall sound the horn or other warning device of such vehicle except in an emergency.

(Rev. Ords. 1937, Ch. 31, Art. IV, § 2)

Secs. 13-92—13-96. - Reserved.

Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

- (a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."
- (b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.
- (c) *Definitions.*
 - (1) *Road race.* A competitive or non-competitive running event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.
 - (2) *Walkathon.* A competitive or non-competitive walk event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.
 - (3) *Bicycle race.* A competitive or non-competitive bicycling event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.
 - (4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.
 - (5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.
- (d) *Limitations.*
 - (1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. ~~There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date.~~ Prior to application with the city council, the event shall file and receive approval from all applicable city departments, boards, and commissions.

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Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application.

The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. Upon following the procedures of the council, as deemed appropriated in the sole judgment of the council, the application will be considered approved if the council votes favorably by majority. The application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

- (2) *Exemptions.* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (3) *Course map.* All applications shall be accompanied by a legible, precise course map showing the event route, water stops, refreshment stops, and so-called "port-a-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by police, fire, department of public services, parks commission and harbor masters departments prior to submission to the city clerk.
- (4) *Electronic amplifier.* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 a.m., except for Sundays when electronic amplifiers, loud speakers or bullhorns will not be used for public address announcements or music before 9:00 a.m.
- (5) *Road closure.* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents fourteen (14) days in advance that neighborhood roads will be closed if no alternate route is available to those residents. Notification shall be made by race organizers by informational packet drop-off at all residences that may be impacted, including, but not limited to, road closures, restricted driveway access, parking restrictions, or noise. In the case of multi-family residences with so-called security doors, notification will be sufficient at said security door. A copy of the notification shall be provided to the city clerk and, when possible, posted on the city website and distributed via email. Further, a list of all streets notified shall be provided to the city clerk to be date stamped and appended to the application record. Press releases and other media type notifications are encouraged.
- (6) *Insurance.* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an additional insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (7) *Event termination.* If in the judgment of the city marshal, fire chief or department of public services (DPS) director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the harbor master or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (8) *Event and traffic security.* The city marshal, fire chief, DPS director or in the case of a triathlon, the harbor master can require special duty personnel to assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (9) *Clean-up.* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

- (10) *Parking.* The event organizers shall be responsible for including parking instructions in materials disseminated to event participants. If the event is happening within one-half mile of municipal parking, then participants shall be asked to park at such parking facilities.
 - (11) *Notification of previous event organizers.* To the extent reasonably possible, the city clerk shall notify all event organizers from events held from 2014—2016, inclusive, by a one-time phone, email, or letter of the new application timeline and other requirements.
 - (12) *Simplification.* Departments are encouraged to unify their respective applications into a singular application, managed and distributed by the city clerk's office.
 - (13) *Americans with Disabilities Act.* Event organizers are reminded of the importance of and expectation of adherence to the Americans with Disabilities Act of 1990 (42 U.S.C § 12101) and subsequent applicable amendments.
- (e) *Enforcement.*
- (1) *Regulations.* Consistent with this section, the city shall promulgate regulations to enforce and otherwise implement the provisions of this section upon passage by the city council. Any event previously approved by city council shall be deemed permitted.
 - (2) *Warning.* In the circumstance that this section is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the city clerk and city council and may be used as a factor in future application approvals and denials.
 - (3) *Noncriminal disposition.* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in section 1-17 of chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in subsection (e)(4) below.
 - (4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$250.00) for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the city clerk and city council and shall be used as a factor in future application approvals and denials.
 - (5) *Failure to notify.* If the event fails to notify residents and provide documentation to the city clerk, pursuant to subsection (d)(5) above, shall render that organization ineligible to receive an event permit for a period of twelve (12) months unless special leave is granted by two-thirds supervote of the city council.

(Ord. of 8-11-14(3); Ord. of 5-30-17(2); Ord. of 11-13-17(1))

Editor's note— Ord. of 8-11-14(3), set out provisions intended for use as §§ 13-97—13-101. Inasmuch as §§ 13-100 and 13-101 were already in use in the Code, and at the editor's discretion, these provisions have been included herein as § 13-97(a)—(e).

Secs. 13-98, 13-99. - Reserved.

DIVISION 2. - SCHOOL ZONES

Sec. 13-100. - Established.

The City of Newburyport establishes school zones under the regulations of M.G.L.A. c. 90, § 17 which regulates statutory speed limits to twenty (20) miles per hour, in these designated areas. Traffic signal devices located in these areas must conform to Manual on Uniform Traffic Control Devices and other pertinent regulations under M.G.L.A. c. 85, § 2.

(Ord. of 6-12-95)

Sec. 13-101. - Designated.

The following streets or portions of these streets are located in designated school zones:

~~Auburn Street.~~

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Court Street.

Green Street.

High Street.

Johnson Street.

~~Lime Street.~~

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Low Street.

Merrimac Street.

~~Milk Street.~~

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Myrtle Avenue.

North Atkinson Street.

Plummer Avenue.

~~Prospect Street.~~

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Toppans Lane.

Washington Street.

(Ord. of 6-12-95; Ord. of 8-13-01(1))

Sec. 13-102. - School bus parking.

School bus parking shall be restricted as indicated below:

Street	Restriction
Plummer Avenue	Parking restricted to school buses only at entrance to Community Action Head Start School during the following hours when school is in session: 8:45 a.m. to 9:15 a.m., 12:15 p.m. to 12:45 p.m., and 3:45 p.m. to 4:15 p.m.

(Ord. of 3-25-02)

Secs. 13-103—13-120. - Reserved.

DIVISION 3. - ONE-WAY STREETS

Sec. 13-121. - Established.

The following are designated as one-way streets and vehicles traveling upon these streets or parts of streets shall move only in the direction indicated below:

Street	Extent
Atkinson	Easterly from Boardman Street to Strong Street.
Beck	From Federal Street to Lime Street in a southeasterly direction.
Boardman	From Washington Street to Merrimac Street in a northeasterly direction.
Brown Square	From Titcomb Street to Green Street in an easterly direction.
Center	Northerly from Middle Street to Liberty Street.
Charter	Easterly from State Street to Fair Street.
Dove	From Munroe Street to Merrimac Street in a northeasterly direction.
Elm	From Plum Street to Merrimac Street in a northerly direction.
Essex	Westerly from Fair Street to State Street.
Franklin	Northbound from Purchase Street to Water Street.
Fruit	From High Street to Fair Street in a northerly direction.
Green	Northerly from High Street to Merrimac Street.
Harris	Easterly from Green Street to State Street.
Hill	Westerly from Route 1 to a point 75 feet west (the current rear entrance to the DAV building on Parker Street).
Independent Street	Water Street to Liberty Street, in a southerly direction.
Liberty	Westerly from Center Street to State Street.
Merrill	From Merrimac Street to Congress Street.
Middle	Easterly from State Street to Fair Street.
Milk Street	Easterly from Lime Street to Bromfield Street.
Park	Northerly from High Street to Harris Street.

Parker	Easterly from Hill Street to Water Street.
Pike	Northerly from Liberty Street to Water Street.
Pleasant	Westerly from State Street to Summer Street.
Plum	From Olive Street to Elm Street in a westerly direction.
Prospect	Easterly from State Street to Federal Street.
Rawson	Southwesterly from High Street to Highland Avenue.
Salem	Southbound Water Street to Purchase Street.
Ship	From Water Street in a southwesterly direction.
Smith's Street	From Beck Street to Water Street in a northeasterly direction.
State	Southerly from Market Square to High Street.
Temple	From Federal Street to Fair Street traffic shall travel in a northwesterly direction.
Temple	Westerly from Fair Street to State Street.
Titcomb Street	Southerly from Pleasant Street to Washington Street.
Union	In an easterly direction from Marlboro Street.
Vernon Court	Northerly Vernon Street to High Street.

(Ord. of 8-29-88(1); Ord. of 11-14-88(2); Ord. of 1-30-89; Ord. of 11-27-89(1); Ord. of 3-12-90; Ord. of 5-23-94; Ord. of 10-11-94; Ord. of 4-27-98; Ord. of 8-13-01(2); Ord. of 7-19-04)

Secs. 13-122—13-135. - Reserved.

DIVISION 4. - STOP AND YIELD INTERSECTIONS⁴³¹

Footnotes:

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Editor's note— An ordinance adopted Nov. 9, 2015, repealed the former Div. 4, §§ 13-136, 13-137, and enacted a new division as set out herein. The former Div. 3 pertained to stop intersections. See Code Comparative Table for a detailed history of derivation.

Sec. 13-136. - Stop signs designated.

Any and all streets now or in the future designated as stop intersections shall be added, deleted or amended by order of the council. A list of said streets and intersections shall be maintained by the clerk's office and posted on the appropriate parking webpage on the City of Newburyport website.

(Ord. of 11-9-15(2))

Sec. 13-137. - Yield signs designated.

Any and all streets now or in the future designated as yield intersections shall be added, deleted or amended by order of the council. A list of said streets and intersections shall be maintained by the clerk's office and posted on the appropriate parking webpage on the City of Newburyport website.

(Ord. of 11-9-15(2))

Sec. 13-138. - Turning on red signals.

Vehicles are restricted from making a turn on red signals at the following intersections (M.G.L.A. c. 89 § 8).

Any and all intersections now or in the future restricted pursuant to this section shall be added, deleted or amended by order of the council. A list of said intersections and restrictions shall be maintained by the clerk's office and posted on the appropriate parking webpage on the City of Newburyport website.

(Ord. of 11-9-15(2))

Secs. 13-139—13-150. - Reserved.

DIVISION 5. - TURNING LANES⁴¹

Footnotes:

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Editor's note— An ordinance adopted Oct. 26, 2015, amended Div. 5, §§ 13-151, 13-152, in its entirety to read as herein set out. Former Div. 5, pertained to similar subject matter.

Sec. 13-151. - Left turns required.

Vehicles traveling on the following streets in the left lane of the roadway shall make the indicated left lane of the roadway shall make the indicated left turn:

Any and all streets now or in the future restricted pursuant to this section shall be added, deleted or amended by order of the council. A list of said streets and restrictions shall be maintained by the clerk's office and posted on the appropriate parking webpage on the City of Newburyport website.

(Ord. of 10-26-15(1))

Sec. 13-152. - Right turns required.

Vehicles traveling on the following streets in the right lane of the roadway shall make the indicated right lane of the roadway shall make the indicated right turn:

Any and all streets now or in the future restricted pursuant to this Section shall be added, deleted or amended by order of the council. A list of said streets and restrictions shall be maintained by the clerk's office and posted on the appropriate parking webpage on the City of Newburyport website.

(Ord. of 10-26-15(1))

Secs. 13-153—13-165. - Reserved.

DIVISION 6. - STOPPING, STANDING AND PARKING⁶¹

Footnotes:

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Cross reference— Off-street parking regulations, app. A, § VII.

State Law reference— Violation of parking regulations, M.G.L.A. c. 90, § 20A.

Sec. 13-166. - Amendment, addition and deletion by order.

In order to efficiently and expeditiously address parking issues within the City of Newburyport, any and all amendments, additions and deletions to these sections contained in division 6 may be by order of the council and, furthermore, the clerk's office shall maintain a list of said amendments, additions and deletions and post the same on the appropriate page of the City of Newburyport website.

(Ord. of 11-9-15(1); Ord. of 7-30-20(1))

Sec. 13-167. - Designation of spaces; manner of parking.

- (a) The city council shall determine upon what streets angle parking shall be restricted and shall mark or sign such streets or cause the same to be marked or signed.
- (b) Upon the streets or parts of streets which have been marked or signed for angle parking, vehicles shall be parked with one (1) wheel within twelve (12) inches of the curb and at the angle to the curb indicate by such marks or official signs. The vehicle shall be marked so that all four (4) wheels of the vehicle shall be placed wholly within the painted lines provided.

(Rev. Ords. 1937, Ch. 31, Art. V, § 8)

Sec. 13-167.1. - Designated parking space for mayor.

The following space shall be designated for exclusive use by the Mayor of the City of Newburyport:

Street	Restriction
Reserved	

(Ord. of 2-9-98; Ord. of 1-25-10(1))

Sec. 13-168. - Parking restricted on certain streets.

No person shall park any vehicle on the following streets or portions of streets as indicated below:

Street	Restriction
Arlington	Westerly side from Highland Avenue for a distance of approximately 120 feet in a northerly direction.
Atkinson	No parking on the south side.
Atwood	North side a distance of approximately 150 feet in front of Jackman School.
Auburn and Greenleaf	On all sides around the traffic island at the intersection of Auburn and Greenleaf Streets.
Bartlett Mall	For its entire area. The only exception to this section shall be granted to the presiding justice of the superior court.
Beacon Avenue	Westerly side from Union Street to Pine Street.
Beck	Southwesterly side.
Beck	For a distance of 150 feet in from Federal Street northeasterly side.
Boardman	Southeasterly side between Merrimac and High Streets.
Boardman	Northwesterly side between Washington Street and Merrimac Street.
Brown Square	Northerly side from a point beginning approximately 100 feet from the beginning of the square (Titcomb Street end) and extending for 60 feet in an easterly direction.
Buck	For a distance of 75 feet from High Street on the easterly side.
Carter	No parking on southerly side from a point 80 feet west of Merrimac Street to Merrimac Street.
Carter	No parking on northerly side from a point opposite west side of Griffin Court to a point opposite west side of Cutters Court.

Center	Westerly side, from Water Street to Liberty Street.
Charles	West side Water Street to Purchase Street.
Charles	Southeasterly side for a distance of 500 feet southeasterly.
Cherry Street	Both sides from the intersection of Route 1 north and continuing approximately 452 feet in a northerly direction.
Congress	Southerly side from Buck Street to Kent Street.
Court Street	On the westerly side from High Street to Washington Street.
Curzon Mill Road	Northwesterly and southeasterly sides from Pine Hill Road to West Newbury town line.
Elm	Westerly side.
Elm	Easterly side in southerly direction for approximately 75 feet from Merrimac Street.
Essex	North side from a point 50 feet east of State Street to State Street.
Fair Street	No parking for a distance of six feet on the northerly side of the exit from the Sullivan building parking lot at the corner of Temple and Fair Streets on the westerly side of the street.
Fair Street	Parking for Salvation Army business only, between the hours of 8:00 a.m. and 6:00 p.m., weekdays, excepting holidays: Westerly side of Fair Street from northerly edge of driveway at 2 Fair Street to Water Street.
Ferry Road	Both sides from Spring Lane to 133 Ferry Road (Chase residence).
Ferry Wharf	Both sides in a southeasterly direction from Market Square for a distance of approximately 600 feet.
Franklin Street	No parking Westerly side only of Franklin Street from Water Street for a distance of 100 feet running in a southerly direction.
Garden	North side from a point 40 feet east of State Street to State Street.
Green	East side from High Street to a point 135 feet north of High Street.
Green	East side from a point 50 feet south of Harris Street to a point 75 feet north of Harris Street.
Green	West side from a point 55 feet north of High Street to High Street.
Greenleaf	Southwesterly side of Greenleaf Street from Auburn Street to Pond Street.
Gypsy Lane (Hoyts Lane)	Both sides from Storey Avenue to Curzon Mill Road.

Hales Court	Both sides.
Hancock	Northeasterly side from Marlboro Street to Lunt Street.
Harris	Southwesterly side from Park Street in a northwesterly direction for a distance of 100 feet.
Harris	South side from Green Street to a point 35 feet east of Green Street.
Harris	North side from Green Street to a point 30 feet west of Green Street.
Harris	South side from Park Street to a point 110 feet east of Park Street (Bus stop).
Harrison	No parking on easterly side from a point 100 feet west of Water Street to Water Street.
High	High and State Street within 15 feet of intersection, all approaches.
High	North side from a point 110 feet east on State Street to a point 130 feet west of Green Street.
High	North side from the intersection of High and Winter Streets for a distance of 45 feet easterly
High	South side from a point 130 feet west of Green Street to a point 120 feet east of State Street.
High	Southeasterly direction from intersection of Carter Street for a distance of 105 feet.
High	No parking except for drop-off of students for a distance of 30 feet west of high school driveway.
High Street	Beginning at the boundary line between 320 and 322 High Street and running in a southeasterly direction for a distance of thirty (30) feet.
Highland Avenue	Southerly side from Rawson Avenue to the easterly end of the Anna Jaques Hospital property line.
Highland Avenue	Northerly side from Rawson Avenue to the westerly end of the property known as #18 Highland Avenue.
Highland Avenue	No parking both sides from Toppans Lane for a distance of 125 feet.
Hill	Northerly and southerly sides from Route 1 to a point 75 feet westerly of Route 1.
Independent	Southeasterly side from Water Street to Middle Street.
Johnson Street	Easterly side from Low Street for a distance of 130 feet.
Kent	Easterly side in a southerly direction from Congress Street for a distance of 130 feet.

Lafayette	Both sides from Highland Avenue for a distance of 30 feet.
Lime	Between School and Purchase Streets.
Lime	Southwesterly side of Lime Street from Water to School Streets.
Lime	Northeasterly side from Prospect Street to Milk Street.
Lime	Southwesterly side of Lime Street from School Street to Milk Street.
Low	Both sides from Johnson Street to Graf Road.
Low	From Johnson Street to Toppans Lane on the north side.
Low	Northerly side from Storey Avenue for a distance of approximately 600 feet in an easterly direction.
Low	No parking on northerly and southerly side, from Route #1 to a distance of approximately 200 feet.
Low	From Toppans Lane to Hunter Drive on the north side. From Crow Lane to Hale Street on the south side.
Lunt	No parking on the westerly side.
Maple	Northeast side from Forrester Street to Chapel Street.
Margerie	Both sides for a distance of approximately 90 feet from Rawson Avenue.
Merrill	Northwesterly side from Merrimac Street to Congress Street.
Merrimac	Southwesterly side between Caldwell's Court and Olive Street.
Merrimac	From Central Wharf on Merrimac Street in a northwesterly direction a distance of 30 feet.
Merrimac	Both sides, Kent Street to Merrill Street.
Merrimac	North side opposite Strong Street.
Merrimac	South side Kent Street to Olive Street.
Merrimac	Southwesterly side of Merrimac Street between Dove and Warren Streets.
Merrimac	South side from a point 125 feet west of Green Street to Water Street.
Merrimac	Southerly side from Green Street in a westerly direction for a distance of 75 feet.

Merrimac	North side from a point 70 feet east of Green Street to a point 120 feet west of Green Street.
Merrimac	North side from a point 15 feet west of the fire station drive to Water Street.
Merrimac Street	On the north side from the easterly terminus of Pop Crowley Way for a distance of 375 feet in an easterly direction.
Merrimac Street	On the south side from the intersection of Boardman Street for a distance of 40 feet in an easterly direction.
Merrimac Street	At the exit of 129 Merrimac Street (Foundry Project) for a distance of 60 feet in a westerly direction which includes a 20-foot corner clearance at the exit driveway.
Middle	On the northeast side of Middle Street from State Street to Fair Street.
Middle	East side of Middle Street from Federal Street to State Street.
Milk	From Lime Street on southerly side for a distance of 250 feet.
Milk	Southerly side of Milk Street from Lime Street to Bromfield Street.
Mulliken Way	Both sides.
Murphy Avenue	East and west from Norman Avenue in a northerly direction for a distance of 100 feet.
Murphy Avenue	No parking on both sides with the exception of the area running for a distance of 100 feet from Low Street wherein there shall be no parking on both sides between the hours of 7:00 a.m. and 9:00 a.m. and 2:00 p.m. and 4:00 p.m., weekdays, excepting holidays.
Myrtle Avenue	Westerly side 180 feet from High Street in a southerly direction for 195 feet.
Norman Avenue	No parking between the hours of 7:00 a.m. and 9:00 a.m. and 2:00 p.m. and 4:00 p.m., weekdays, excepting holidays on the south side and north side from Murphy Avenue for a distance of 170 feet running in an easterly direction.
North Summer	Easterly side in a northerly direction for approximately 400 feet to the Richard Garage Building.
Northern Blvd.	From the Newbury line to the Point, northeasterly side.
Northern Blvd.	On the southwesterly side of Northern Blvd. from the Newbury line to Plum Island Point.
Olive	On the westerly side from Merrimac Street to Congress Street.
Olive	On the westerly side Olive Street, from Merrimac Street to Russia Street.
Opportunity Way	No parking on the northwesterly side of Opportunity Way starting at a point 585 ft from the corner of Malcolm K. Hoyt Road and Opportunity Way and running easterly for a distance of 250 feet.
	No parking on the southeasterly side of Opportunity Way from the corner of Malcolm K. Hoyt Road and Opportunity

	Way running easterly up to the existing cul-de-sac.
Park	East side from High Street to Harris Street.
Park	East side from High Street to Pond Street.
Parker	Northerly and southerly sides from Route 1 to a point 100 feet easterly of Route 1.
Parker Street	Northerly and southerly sides from Route 1 to Graf Road
Perkins Way	Both sides.
Pine Hill Road	Northwesterly and southeasterly sides from beginning to intersection of Curzon Mill Road.
Pleasant	North side from State Street to a point 40 feet west of State Street.
Pleasant	North side from a point 115 feet west of State Street to a point 210 feet west of State Street.
	South side from a point 150 feet west of State Street to a point 225 feet west of State Street.
Plum	Northerly and southerly sides.
Pond	North side from Greenleaf Street to a point 300 feet east of Greenleaf Street.
	North side from High Street to Park Street.
	South side from High Street to a point 60 feet west of High Street.
Prince Place	Both sides.
Prospect	On the northeast side of Prospect Street from State to Federal Street.
Rawson Ave.	Easterly side approximately 400 feet from a point opposite Margerie Street to Highland Avenue in a northerly direction.
	Westerly side from Farrell Street to Lois Street for a distance of approximately 510 feet.
Reservation Ter.	On easterly and westerly sides of Reservation Terrace from 71st Street to 55th Street, Plum Island.
Salem Street	Westerly side of Salem Street from the entrance to the James Steam Mill running in a southerly direction toward Purchase Street for a distance of 20 feet.
Sally Snyder Way	No parking on either side for the full length of the street to the designated parking area.

School	Thirty feet, both sides of School Street from Lime Street.
Spofford	Both sides of the street from the intersection of Merrimac Street, northerly to the city boundary.
State	East side from a point 130 feet south of High Street to a point 50 feet south of Garden Street.
State	East side from Liberty Street to Water Street.
State	West side from a point 100 feet south of High Street to a point 215 feet north of High Street.
State	West side from Pleasant Street to a point 50 feet north of Pleasant Street.
State	West side from a point 430 feet north of Pleasant Street to Water Street.
State Street	Police parking only: Northwest side of State Street for a distance of 110 feet in a Southerly direction from the property line at 186 State Street to the Courthouse driveway.
State Street	No parking ten feet north and south of driveway at 158 State Street.
	No parking ten feet north and south of driveway at 160 State Street.
Storey	Eastbound side from the end of state highway Route 113 to the beginning of High Street (Kelleher housing development).
Strong	On the easterly side of Strong Street from Washington Street to a distance 50 feet from Merrimac Street.
Summit Place	No parking 7:00 a.m. to 3:30 p.m. when school is in session on both sides of the street from Toppans Lane in an easterly direction to a point adjacent to 11 & 14 Summit Place.
Sylvester	Both sides for a distance approximately 100 feet from Rawson Avenue.
Temple	On the northeast side of Temple Street from State Street to Federal Street.
Temple	Either side of Temple Street from State Street to Fair Street.
Temple	North side from a point 55 feet east of State Street to State Street.
Tilton	Northwesterly and southeasterly side for a distance of approximately 80 feet in from Rawson Avenue.
Titcomb	Easterly side one space south of police station driveway.
Toppans Lane	No parking 7:00 a.m. to 3:30 p.m. when school is in session on the westerly side for the entire length of Toppans Lane and easterly side from Low Street to Summit Place.
Toppans Lane	No parking 7:00 a.m. to 3:30 p.m. when school is in session on the easterly side from the intersection of Summit Place northerly for a distance of 75 feet.

Toppans Lane	No parking 30 feet north and south of Highland Avenue crosswalk.
Toppans Lane	No parking except for drop-off of students for a distance of 30 feet south of high school entrance.
Unicorn	Southeasterly side.
Unicorn	Northwesterly side from Pleasant Street to a distance of approximately 125 feet.
Union	Northerly side for its entirety.
Union	South side of Union Street beginning at a point opposite from the intersection of Woodwell Ave and Union Street and running in a westerly direction for a distance of 60 feet.
Vernon Street	South side of Vernon Street for a distance of 25 feet in an easterly direction from the Intersection of Vernon Court.
Warren	Easterly side in a northerly direction from Eagle Street to a distance of 100 feet.
Washington	South side from a point 90 feet west of Green Street to Green Street. No parking during school hours.
Water	North side from city line to Ship Street.
Water	North side from the Old Customs House to Merrimac Street.
Water	South side from Merrimac Street to a point approximately 150 feet north of State Street.
Water Street	No parking on the southerly side from Federal Street running in a westerly direction for a distance of 275 feet.
Whitcomb Lane	No parking both sides for the entire length of the lane.
Winter	Southeasterly side for a distance of approximately 100 feet from the corner of Washington Street.

(Ord. of 6-1-70; Ord. of 9-10-84; Ord. of 6-10-85; Ord. of 8-26-85(1); Ord. of 12-9-85; Ord. of 9-14-87(3); Ord. of 8-29-88(2); Ord. of 11-28-88(2); Ord. of 6-12-89; Ord. of 10-30-89; Ord. of 8-13-90; Ord. of 8-12-91; Ord. of 11-29-93; Ord. of 7-13-94; Ord. of 7-31-95; Ord. of 8-14-95(1); Ord. of 8-14-95(2); Ord. of 12-29-97; Ord. of 3-30-98; Ord. of 5-11-98(1); Ord. of 5-11-98(2); Ord. of 7-27-98(1); Ord. of 7-27-98(2); Ord. of 7-27-98(3); Ord. of 9-28-98; Ord. of 12-14-98; Ord. of 8-9-99; Ord. of 12-13-99(2); Ord. of 2-14-00; Ord. of 2-28-00; Ord. of 3-17-00; Ord. of 8-14-00; Ord. of 11-27-00; Ord. of 4-30-01; Ord. of 6-11-01(2); Ord. of 6-25-01; Ord. of 7-30-01; Ord. of 12-10-01(2); Ord. of 3-11-02; Ord. of 5-13-02; Ord. of 8-19-02; Ord. of 9-30-02(2); Ord. of 11-10-03; Ord. of 7-19-04; Ord. of 11-8-04(1); Ord. of 11-14-05; Ord. of 12-11-06; Ord. of 1-8-07; Ord. of 3-12-07; Ord. of 8-13-07(1); Ord. of 9-10-07; Ord. of 9-28-09(2); Ord. of 12-28-09(3); Ord. of 12-28-09(4); Ord. of 12-28-09(5); Ord. of 5-31-11; Ord. of 10-31-

11(1); Ord. of 3-17-14(1); Ord. of 3-17-14(2); Ord. of 8-11-14(4); Ord. of 12-12-11; Ord. of 10-14-14(1); Ord. of 1-12-15(1); Ord. of 3-9-15(1); Ord. of 3-9-15(2); Ord. of 8-10-15)

Sec. 13-169. - Bus stops; parking restricted.

- (a) No person shall park a vehicle other than a bus in a bus stop.
- (b) No person shall park a bus upon any street within a business district at any place other than a bus stop, when a nearby bus stop is available for use.
- (c) The following streets or portions of streets shall be designated as a bus stop:

Street	Extent
State Street	West side from Harris Street to the entrance of the parking lot at the corner of Harris and State Street.

(Rev. Ords. 1937, Ch. 31, Art. V, § 4; Ord. of 4-24-00; Ord. of 12-10-01(3); Ord. of 10-12-10(2))

Sec. 13-170. - Police station parking.

Parking at the police station shall be restricted as indicated below:

Intersection	Restriction
Green Street	Westerly side, three spaces in front of police station; parking for police business only.

(Ord. of 4-8-02)

Editor's note— Prior to the reenactment of § 13-170 by an ordinance adopted April 8, 2002, the former § 13-170 was deleted by an ordinance adopted Sept. 11, 1989. The deleted provisions pertained to designated bus stops.

Sec. 13-171. - Service zones.

No person shall park a vehicle other than a commercial vehicle used exclusively for loading and unloading for a period of time longer than one-half hour between the hours of 9:00 a.m. and 4:00 p.m. excluding Sundays and holidays in the following designated service zones:

Street	Extent
Ashland	Easterly side from a point 25 feet from the intersection of High Street to a point 75 feet from the intersection of High Street.

Green Street	Westerly side adjacent to 26 Green Street for a distance of 60 feet. 9:00 a.m.—4:00 p.m. Monday through Friday.
Municipal Parking Lot	Alter size of existing service zone on easterly side to 175 feet allowing for appropriate space for existing handicapped parking sites.
Pleasant	Relocate service zone at Inn and Pleasant Streets by moving this zone easterly to allow for access to handicapped ramp. This service zone shall be 70 feet 8 inches long.
State	Easterly side from a point 421 feet north of Parker Street to a point 481 feet north of Parker Street between the hours of 7:00 a.m.—6:00 p.m. weekdays.
State	Easterly side from Middle Street northerly towards Liberty Street for a distance of approximately 50 feet.
State	Westerly side opposite Threadneedle Alley for a distance approximately 75 feet southerly direction.
Warren	Easterly side from a point 100 feet west of the intersection of Merrimac Street to a point 140 feet west of the intersection of Merrimac Street.

(Rev. Ords. 1937, Ch. 31, Art. V, § 6; Ord. of 1-30-84; Ord. of 12-28-92; Ord. of 7-12-99(1); Ord. of 8-9-99; Ord. of 12-10-01(4); Ord. of 4-28-03; Ord. of 11-8-04(2); Ord. of 12-14-15(1))

Sec. 13-171.1. - Pick-up and drop-off areas.

- (1) A designated area located on the north side of Low Street from the Low Street entrance of the main parking lot to the exit of the circular driveway in front of the Rupert A. Nock Middle School, for the express purpose of allowing vehicles to stop temporarily for pick-up and drop-off of persons utilizing the middle school facilities. The driver of the vehicle must remain in the vehicle at all times while in this designated area. There is a twenty-five dollar (\$25.00) fine for violation of this section.
- (2) A designated area consisting of one (1) parking space on the East side of Summer Street at the entrance to St. Paul's Episcopal church, 35 Summer Street for the express purpose of allowing vehicles to stop temporarily for pick-up and drop-off of persons. There is a twenty-five dollar (\$25.00) fine for violation of this section.

(Ord. of 11-8-04(3); Ord. of 11-29-04; Ord. of 10-31-11(2))

Sec. 13-172. - Taxicab stands.

- (a) No person shall park a vehicle other than a taxicab upon any street within a business district in any taxicab stand for a period of time longer than fifteen (15) minutes except while actually engaged in loading or unloading provided that such loading and unloading does not exceed a period of time longer than one-half hour.
- (b) No person shall park a taxicab upon any street within a business district at any place other than the taxicab stand or stands designated for the use of his taxicab or taxicabs except while engaged, or while waiting for an opportunity to use a taxicab stand designated for his use.
- (c) The following portions of streets are designated as taxicab stands:

Street	Taxicab Stand
Merrimac	At 42 Merrimac Street northerly for a distance of 60 feet.

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(Rev. Ords. 1937, Ch. 31, Art. V, § 5)

Sec. 13-173. - Mail box zones.

No person shall park a vehicle upon any section of a street designated as a service zone for the use of drive-up mail boxes in the following locations:

Street	Zone
Green	Southwesterly side for a distance of approximately 40 feet in a northerly direction between Brown Square and Pleasant Street.

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(Ord. of 4-27-87; Ord. of 9-11-89; Ord. of 11-27-89(2))

Sec. 13-174. - Parking limited—Generally.

No person shall park any vehicle on the following streets or portions of streets during the times indicated below:

Street	Zones
Atkinson Common (in front of)	From a point approximately 75 feet west of Plummer Avenue along front of Atkinson Common northwesterly side of High Street and thence along Moseley Avenue to Chase Street between the hours of 8:00 p.m. and 6:00 a.m.
Carter Street	Carter Street on the easterly side from High Street to a point 75 feet north of the corner of Eagle Street and Carter Street during school hours.
Green	For longer than 15 minutes on the northwesterly side of 31 Green Street for 1 space.
Greenleaf	Northeasterly side from Pond Street to Auburn Street between the hours of 8:00 p.m. and 6:00 a.m.
Hale Street	At the entrances to Little River nature trails between dusk and dawn. Dusk and dawn are defined as civil twilight, respectively.
Harris	For longer than 15 minutes on the northerly side 2 parking spaces in front of 2 Harris Street (Newburyport Health Center). This limitation to be effective only as long as Newburyport Health Center is located at 2 Harris Street.
High	Southwesterly side from Auburn Street for a distance of 100 feet west, between the hours of 8:00 a.m. to 4:00 p.m. on any day except Saturdays, Sundays and holidays.

High	One-hour parking, northerly side from Broad Street to Oakland Street, between the hours of 8:00 a.m. to 6:00 p.m.
High	For a period of no longer than 10 minutes on the northerly side from a point 20 feet east of Ashland Street to a point 60 feet east of Ashland Street.
High	South side from Toppans Lane to a point 170 feet in a westerly direction, while school is in session, 7:00 a.m. to 3:30 p.m.
Highland Avenue	One-hour parking, northeasterly side from Rawson Avenue in a southeasterly direction towards Toppans Lane for a distance of 525 feet between the hours of 8:00 a.m. to 8:00 p.m.
Low	Westerly side from a point commencing at the entrance to the Nock Middle School and continuing for approximately 300 feet between the hours of 7:00 a.m. and 4:00 p.m., weekdays only.
Low	Easterly side from a point commencing across from the Nock Middle School driveway closest to Hale Street and continuing for approximately 300 feet between the hours of 7:00 a.m. and 4:00 p.m. weekdays only.
Merrimac	One-hour parking, for longer than 1 hour between the hours of 7:00 a.m. and 5:00 p.m. during weekdays on both sides between Warren Street and Oakland Street.
Merrimac	Both sides, between Broad and Tyng Streets, during the period from 4:45 p.m. to 5:15 p.m. weekdays.
Prospect	On the north side beginning at a point 160 feet east of Lime Street and continuing east for 70 feet between the hours of 8:00 a.m. and 4:00 p.m. when school is in session.
Salem	One-hour parking, westerly side from Water Street to Purchase Street between the hours of 6:00 a.m. to 6:00 p.m.

(Ord. of 12-13-82; Ord. of 1-29-90; Ord. of 8-13-90; Ord. of 12-28-92; Ord. of 10-31-94; Ord. of 11-14-94; Ord. of 11-25-96; Ord. of 8-14-00; Ord. of 5-13-02; Ord. of 9-30-02(2); Ord. of 9-8-08(3); Ord. of 1-25-10(2); Ord. of 10-12-10(3); Ord. of 9-9-13(2); Ord. of 9-9-13; Ord. of 8-11-14(5); Ord. of 3-9-15(3))

Sec. 13-175. - Same—Two hours.

No person shall park a vehicle for longer than two (2) hours between the hours of 9:00 a.m. and 6:00 p.m. of any day except Sundays and holidays in the following described streets or parts thereof:

Street	Extent
Ashland Street	Both sides in a northerly direction from High Street, east side to Stanley Avenue, west side to a point at the northern boundary of property known as 36 Ashland Street 8:00 a.m. to 8:00 p.m.

Charter	Its entire length.
Dawes Street	Both sides from Ashland Street to end of property at 16 Dawes Street 8:00 a.m.—6:00 p.m.
Essex	Its entire length.
Green	From Harris Street to Merrimac Street.
Green	From Pleasant Street to Merrimac Street.
High Street	Northerly side from Ashland Street for a distance northwesterly of approximately 135 feet.
Independent	Water to Liberty Street, northwesterly side.
Liberty	From State Street to Center Street.
Merrimac	Northwest side from west corner of Market Landing to the east side of Riverside Park.
Middle	From State Street to Center Street.
Pleasant	From State Street to Titcomb Street both sides exclusive of existing 30-minute parking restrictions.
Prospect	Southerly side from State Street to Fruit Street.
State	From Garden Street to Market Square.
Unicorn	Both sides from Pleasant Street to municipal parking lot.
Water	North side from Fair Street to a point 335 feet west of Fair Street.
Water Street	South side from Market Square to Center Street.

(Ord. of 7-28-80(1); Ord. of 11-27-89(2); Ord. of 5-8-95; Ord. of 8-9-99; Ord. of 5-30-00; Ord. of 8-13-01(2); Ord. of 10-28-02(2); Ord. of 4-28-03; Ord. of 9-8-03; Ord. of 2-25-13(2); Ord. of 9-9-13(3))

Sec. 13-176. - Same—One hour.

No person shall park a vehicle for longer than one (1) hour in the following described streets or parts thereof:

Street	Extent

Atkinson	On the northwesterly side, and also on the southeasterly side 30 feet from Strong Street.
Beacon Avenue	Northeastbound and southwestbound drivers on Beacon Avenue at Oak Street.
Bromfield	Northerly side from Water Street to Purchase Street.
Bromfield	Southerly side from Purchase Street to Water Street.
Buck	Westerly side from High Street to Washington Street.
Center	Between Middle and Liberty Street in an easterly direction.
Congress	Southerly side from Olive Street to Buck Street, and northerly side from Olive Street to Kent Street.
Dove	Easterly and westerly sides from Munroe Street to Merrimac Street.
Eagle	Southerly and northerly sides from Kent Street to Charter Street.
Franklin	Southerly side of Franklin Street from Purchase Street to Water Street.
Garden	Both sides from State Street to Otis Place.
High	Northerly sides from Carter Street to Broad Street.
Highland Avenue	Northeasterly and southwesterly sides from a distance of 125 [feet] to a distance of 500 feet from Toppans Lane.
Lime	Westerly side from Water to School Streets.
Lime	Southeasterly side from Prospect Street to Purchase Street.
Market	Westerly side from Birch Street to Washington Street.
Merrill	Easterly and westerly sides from Congress Street to Merrimac Street.
Merrimac	Southerly side and northerly side between Titcomb and Green Streets.
Merrimac	Southwesterly side, beginning at the point at which the northwesterly side of Strong Street intersects Merrimac Street and ending at a point on the southwesterly side of Merrimac Street, 213 feet northwest of the point of beginning.
Merrimac	Northerly side, commencing at the corner of Summer Street and proceeding in an easterly direction for a distance of 300 feet.
Northern Blvd.	Westerly side of Northern Blvd., P.I., from 76th Street—150 feet in a southerly direction.

Oak Street	Northwestbound and southeastbound drivers on Oak Street at Beacon Avenue.
Ocean	Southerly and northerly sides from Warren Street to Carter Street.
Otis Place	Both sides.
Pleasant Street	North side from Hale's Court to the Post Office driveway.
Purchase	Southwesterly side between Lime and Salem Streets.
Purchase	Easterly side from Lime to Salem Streets.
Summit Place	Northwesterly side from High Street for a distance of approximately 500 feet.
Warren	Easterly side from Munroe Street to Merrimac Street, and westerly side from Eagle Street to Merrimac Street.
Washington	Northerly side from a point approximately 150 feet west of Green Street to a point approximately 195 feet west of Green Street.
Washington	Southerly side from Olive Street to Kent Street, and northerly side from Olive Street to Buck Street.
Water	Northeasterly side of Water Street from Federal Street to Ship Street.

(Ord. of 9-14-87(2); Ord. of 1-27-92; Ord. of 3-27-95; Ord. of 11-25-96; Ord. of 5-11-98(2); Ord. of 9-28-98; Ord. of 5-30-00; Ord. of 8-14-00; Ord. of 9-30-2(2); Ord. of 10-28-02(2); Ord. of 9-8-08(3); Ord. of 2-7-11(1); Ord. of 8-29-11(3) ; Ord. of 2-25-13(3); Ord. of 8-29-11(5); Ord. of 2-23-15)

Sec. 13-176.1. - Same—Thirty minutes.

No person shall park a vehicle for longer than thirty (30) minutes in the following described streets or parts thereof:

Street	Extent
Green	Post office side, from end of post office driveway to intersection of Pleasant Street.
Pleasant Street	South side from the Post Office Driveway to Green Street.
Pleasant	North side, 3 spaces in front of City Hall.

Pleasant	Southwesterly side from Unicorn Street to Green Street.
Water Street	From a point 20 feet east of Independent Street to the west edge of the Water Street entrance to the Tannery parking lot and 1 space between Water Street entrance and exit of the Tannery parking lot: 8:00a.m.—4:00 p.m.

(Ord. of 11-27-89(2); Ord. of 5-8-95; Ord. of 7-29-96; Ord. of 2-9-98; Ord. of 4-8-02; Ord. of 6-13-05(1); Ord. of 10-17-11(2) ; Ord. of 2-25-13(4); Ord. of 9-9-13(3))

Sec. 13-176.2. - Same—Fifteen minutes.

No person shall park a vehicle for longer than fifteen (15) minutes in the following described streets or parts thereof:

Street	Extent
Merrimac	One space on the north side directly in front of 226 Merrimac Street

(Ord. of 4-25-11(3))

Secs. 13-177—13-178.1. - Reserved.

Editor's note— An ordinance adopted February 7, 2011, repealed §§ 13-177—13-178.1, which pertained to central business district municipal parking lot, Tracey Place parking lot; State Street parking lot and derived from Ord. of 5-14-01(2); Ord. of 6-28-76(1); Ord. of 7-28-80(2); Ord. of 6-25-84(1); Ord. of 2-9-98.

Sec. 13-179. - Handicapped parking.

No person, without a duly authorized handicapped vehicle registration or placard, as described in M.G.L.A. c. 90, § 2 shall park a vehicle in any of the following described parking spaces as designated by signs and symbols:

Beacon Avenue:

Two spaces on the southern side in an easterly direction at the entrance to Perkins Playground.

Boardman Street:

One (1) space at 17 Boardman, end unit.

Central business district, municipal parking lot:

Two (2) spaces behind the Unitarian Church.

Two (2) spaces on either end of the building known as One Merrimac Street.

Green Street:

Westerly side, one (1) space at the handicapped ramp entrance to City Hall.

Westerly side, one (1) space at the handicapped ramp entrance to the police station.

Westerly side, two (2) spaces adjacent to the Immaculate Conception Church.

Green Street Municipal Parking Lot:

One (1) space, southwest corner.

Harris Street:

One (1) space at intersection of State Street on north side adjacent to library children's room.

High Street:

One (1) space on the northerly side of High Street proximate to 102 High Street. Said space to expire on October 1, 2009.

Lime Street

One (1) space at 70 Lime Street until June 30, 2016.

Otis Place

One (1) space in front of 21 Otis Place.

Pike Street:

Two (2) spaces on the east side adjacent to the Salvation Army building.

Pleasant Street:

In front of the General Store.

In front of City Hall.

The first space after the driveway leading from the U.S. Post Office Building.

Plum Island Point Parking Lot:

Five (5) handicapped spaces.

Pop Crowley Way parking lot at Cashman Park Playground:

One (1) space in the parking lot on the northerly side of Pop Crowley Way meaning and intending said space to be the last space before the Way turns and runs in a southeasterly direction.

Purchase Street:

One (1) space in front of the Emma Andrews Library at 77 Purchase Street.

Riverside Park:

Two (2) spaces on the east side of the Park between the two access drives to the Newburyport Redevelopment Authority west lot.

State Street:

At the corner of State and Pleasant Streets.

Adjacent to the First & Ocean Bank.

State Street:

One (1) space at intersection of Harris Street adjacent to library main entrance walkway.

State Street:

One (1) space on the west side of State Street; said space is the first legal space on the south side of the Market Square nubbin.

State Street Parking Lot:

Two (2) van accessible spaces at the northeast corner of the municipal lot.

Titcomb Street:

One (1) space on the east side adjacent to the Garrison Inn.

Tracey Place:

Two (2) spaces at the northern end of lot.

Unicorn Street:

One (1) space on the westerly side of Unicorn Street in front of #22 Unicorn Street.

One (1) space on the east side of the south end, adjacent to Pleasant Street.

One (1) additional space creating side by side spaces located on the east side of the south end of Unicorn Street adjacent to Pleasant Street.

Waterfront Trust Lot

First space on the northwesterly side of the Waterfront Trust Parking Lot upon entry from Merrimac Street.

~~*Woodland Street*~~

~~One (1) space at 4 Woodland Street until July 1, 2016.~~

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(Ord. of 11-27-89(2); Ord. of 2-28-94; Ord. of 12-12-94; Ord. of 3-27-95; Ord. of 9-30-96; Ord. of 2-9-98; Ord. of 7-27-98(4); Ord. of 7-12-99(1); Ord. of 5-14-01(3); Ord. of 6-11-01(3); Ord. of 9-12-05(2); Ord. of 10-31-05; Ord. of 8-13-07(2); Ord. of 10-14-08; Ord. of 11-24-08; Ord. of 8-9-10; Ord. of 2-7-11(2); Ord. of 8-29-11(4); Ord. of 9-24-12(1); Ord. of 4-29-13; Ord. of 8-12-13; Ord. of 7-14-14; Ord. of 7-15-14; Ord. of 10-14-14(2); Ord. of 1-12-15 (2); Ord. of 8-11-14(10))

Sec. 13-179.1. - Temporary handicapped parking permit.

- (a) *Short title.* This ordinance may be cited as the "Temporary Handicapped Parking Permit."
- (b) *Purpose and intent.* Notwithstanding the restrictions promulgated in City Ordinance [section] 13-179 the City of Newburyport adopts the "Temporary Handicapped Parking Ordinance."
 - (1) From time to time citizens in the City of Newburyport suffer injury or other acute health episode of such magnitude that their quality of life, mobility and reasonable access to their homes is adversely affected;
 - (2) And that this lack of mobility is of a sudden onset and temporary in nature;
 - (3) And that the condition of these residents will improve sufficiently that a disabled veteran or handicapped registration plate or placard normally issued by the Commonwealth of Massachusetts is not a timely or suitable response to their condition;
 - (4) And that the City of Newburyport in many cases is laid out in such a manner that certain residents do not have off street parking;

- (5) And that the acute nature of the health problem is such that immediate action is warranted;
- (6) And that this ordinance is limited to the designation and use of a handicapped parking space as near as practicable to the resident's home for the express reason of aiding in their mobility during their recovery process.

Therefore let it be ordained that:

The city clerk may issue a temporary handicapped space specific parking permit not to exceed forty-five (45) days.

The city clerk may, from time to time, in the sole judgment of that office permit a temporary handicapped parking space for the use of a resident at their home when:

(c) *Limitations.*

- (1) The resident must demonstrate to the city clerk that their health issue prevents the use of regular on-street parking insomuch as it would limit the ability of the resident from reasonable access to their home and their mobility is restricted for such necessities such as food shopping, pharmacy or medical visits;
- (2) And that the resident demonstrates they have no reasonable off-street parking available;
- (3) And that the hardship is for a limited duration and they would not be eligible for special registration plates;
- (4) And that the location of the space will be at their residence;
- (5) And that the vehicle for which the permit is requested is registered at that address;
- (6) Nothing in this section shall restrict vehicle bearing a valid disabled veteran or handicapped license plate or placard from using the designated space.

(d) *Findings of the city clerk.*

- (1) The city clerk may on examining the circumstances declare a temporary handicapped parking space be made available as near as practicable to the residential address;
- (2) And that the resident will be provided with a special placard for that specific parking space;
- (3) And that parking space will be marked with signage for a period of forty-five (45) days;
- (4) The resident is restricted to using only that assigned space at their residence and is forbidden from using other designated handicap spaces;
- (5) The resident is not exempt and must follow and adhere to any snow emergency parking bans or other parking bans that may be called by the City of Newburyport from time to time.

(e) *Enforcement.* This section shall be enforced in the same manner as all handicapped parking spaces.

(Ord. of 4-28-14(1))

Sec. 13-180. - Resident parking.

Preamble. Resident parking zones may be established: (1) where a bona fide hardship exists caused by unique or special conditions; and/or (2) where the city has imposed one- or two- or four- hour parking limits on residential streets bordering commercial zones; and/or (3) where the residents of these residential districts suffer from unreasonable burdens in gaining access to their residences.

(a) *Definitions.* As used in this section:

- (1) *Residential parking zone* shall mean a contiguous or nearly contiguous area containing public highways or parts thereof primarily abutted by residential property or residential and business property.

- (2) *Residential parking permit zone* shall mean a residential district where curbside parking on public highways is limited to not more than two (2) or four (4) consecutive hours between **8:00 a.m. and 6:00 p.m.** Monday—Saturday, excepting Sundays and holidays, unless the vehicle has a valid properly displays a parking permit—authorized by this section.
- (3) *Resident only parking zones* shall mean a residential district where curbside parking on public highways is restricted to vehicles of residents that properly display a parking have a valid permit authorized by this section.
- (4) *Inn Street Mixed-Use Area* shall mean the contiguous area generally bounded by Market Square to the northeast, State Street to the southeast, Pleasant Street to the southwest, and the Inn Street Mall to the northwest, and including all parcels within Assessor's Block 4, with the exception of Assessor's Parcels 4-1, 4-1-A, 4-2 (Inn Street Playground), and 4-30 (Inn Street Mall itself).
- (b) *Posting of residential parking permit signs.*
- (1) Following the city's approval to designate a residential parking permit zone, parking signs shall be erected in the designated area.
- (2) The signs shall be of such character as to inform readily an ordinarily observant person that curbside parking on public highways in designated area is limited to not more than two (2) or four (4) consecutive hours, unless the vehicle properly displays a parking permit authorized by this section.
- (3) The signs for the resident only parking zones shall be of the same character as other parking signs and shall clearly show that parking is restricted to residents only.
- (c) *Issuance of residential parking permits.*
- (1) Any person over the age of sixteen (16) who resides within the residential parking zone may apply for a residential parking permit by completing and signing an application designed to provide the following information:
- The name and residential address of the owner of the vehicle;
 - The name, residential address and driver's license number of the principal operator of the vehicle;
 - The make, model, color and registration number of the vehicle;
 - The number of vehicles whose owners or principal operators reside at the applicant's residence ~~and the number of off-street parking spaces available for such vehicles within the residential parking permit zone.~~
- (2) Reserved.
- (3) No residential parking permit shall be issued for a vehicle whose owner or principal operator does not reside within the residential parking permit zone or which is not registered in the Commonwealth of Massachusetts unless such registration is not required.
- (4) Whenever the parking clerk or his designee shall find that the applicant qualifies under the provisions of this section for a residential parking permit, he shall issue to the applicant one (1) residential parking permit for the vehicle described in the application.
- (5) The residential parking permit shall contain the following information:
- The registration number of the vehicle;
 - The designation of the residential parking permit zone;
 - The expiration date of the permit which shall be December 31 of the year in which it is issued.
- (d) *Renewal and transfer of permits.*

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- (1) Upon submission of evidence to the parking clerk that he or she is still qualified for a residential parking permit, a holder of a valid permit for the previous year shall be entitled to a new residential parking permit for the current year.
 - (2) Upon ~~surrender of his or her existing residential parking permit and~~ completion of a new application, the holder of a valid residential parking permit shall receive a new parking permit to ~~be transferred~~ to a ~~nother~~ qualifying vehicle.
- (e) *Use of residential parking permits.*
- (1) A parking permit shall not guarantee or reserve a parking space nor shall it excuse the observance of any traffic or parking regulation other than the time limit on parking.
 - (2) It shall be a violation of this section to use a permit in any residential parking permit zone other than the one (1) for which the permit was issued.
 - (3) It shall be a violation of this section to obstruct access to driveways of residences in the parking zone.
 - (4) The parking permit does not excuse the resident from moving all vehicles from public streets during a declared snow emergency.
 - (5) ~~Display of sticker or has a valid digital permit; the sticker is to be placed on the front windshield, driver's side, lower left corner.~~
- (f) *Visitor parking permits.* The parking clerk shall also coordinate the issuance of one (1) portable visitor parking permit ~~placards (either digital or placard)~~ per household which shall be used by visitors of the residents of the zone. Visitor permits will not be replaced if lost. The visitor permit shall be used only while visitors are actually visiting the household to which the permits are issued. The ~~placard~~ permit must be fully visible and readable from the exterior of the vehicle. ~~Such placards are to be displayed on the front dashboard, directly above the steering mechanism of the vehicle.~~ Such placards shall be returned to the resident at the conclusion of the visit. Any abuse in the use of a visitor parking permit ~~placard~~ shall result in the revocation of the permit by the parking clerk.
- (g) *Designation of two-hour residential parking permit zones.*
- (1) *Zone 1:* Includes the following streets between High Street, State Street, the Merrimack River, ~~and Federal Street:~~ ~~and Fair Street:~~

Center Street

Charter Street.

Essex Street.

Fair Street

Garden Street

Independent Street.

Liberty Street.

Middle Street.

Orange Street

Otis Place-

Pike Street

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Prospect Street

Spring Street.

Temple Street.

Middle Street.

Temple Street.

Spring Street.

- (2) Zone 2: Includes the following streets between Fair Green and Federal Winter and High and Merrimack River High Street, State Street, the Merrimack River, and Winter Street:

Birch Street

Court Street

Green Street

Harris Street

Market Street

Park Street

Pleasant Street: 66 Pleasant and higher

Summer Street

Titcomb Street

Washington Street

Winter Street

:

~~Middle Street.~~

~~Temple Street.~~

~~Spring Street.~~

- (3) Zone 3: Includes the following streets located in areas other than between High Street, Winter Street, the Merrimack River, and Federal Street:

Arlington Street: Both sides from Highland Avenue to the northerly end of those properties known as #23 and #24 on each side of the street respectively

Ashland Street: Beginning at the lower corner of Ashland Court and proceeding northerly on the westerly side of Ashland Street to a point six (6) feet north of the property line between 2 Ashland Street and 345 Merrimack Street. Beginning at the lower corner of Ashland Court and proceeding northerly on the easterly side of Ashland Street to Merrimack Street.

Bricher Street

Cherry Street

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Ferry Road: 1 Ferry Road

Hill Street

Lafayette Street: Both sides from Highland Avenue to the northerly end of those properties known as #18 and #25 on each side of the street respectively

State Street: Beginning at 184 State Street and proceeding southerly to the end of said State Street on the westerly side.

~~a. Fair Street, on the easterly side between Liberty Street and Water Street, and on the westerly side, between Liberty Street and southerly edge of driveway at 2 Fair Street.~~

(4) ~~Zone 4: Includes the following streets or portions thereof designated:~~

~~a. Arlington Street, both sides from Highland Avenue to the northerly end of those properties known as #23 and #24 on each side of the street respectively.~~

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~~b. Lafayette Street, both sides from Highland Avenue to the northerly end of those properties known as #18 and #25 on each side of the street respectively.~~

~~c. Cherry Street.~~

~~d. Hill Street.~~

~~e. Bricher Street.~~

~~f. Titcomb Street, both sides from the way known as Brown Square to Washington Street.~~

~~g. Green Street, on the west side running in a northerly direction from Washington Street for a distance of one hundred (100) feet.~~

~~h. Washington Street, on the north side running in a westerly direction from Green Street for a distance of one hundred twenty (120) feet.~~

~~i. Pleasant Street, both sides from the property at 66 Pleasant Street to Titcomb Street.~~

~~j. Winter Street, beginning at the corner of Washington Street and proceeding southerly on Winter Street to High Street.~~

~~k. State Street, beginning at 184 State Street and proceeding southerly to the end of said State Street on the westerly side.~~

~~(h) Designation of four-hour residential parking permit zones.~~

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~~(1) Zone 5: Includes the following streets or portions thereof designated:~~

~~a. State Street, on the westerly side from the intersection of Route 1 and State Street and continuing in a northerly direction approximately one thousand two hundred fifty (1,250) feet.~~

(i) *Resident only parking.*

Ashland Street.

Beginning at the lower corner of Ashland Court and proceeding northerly on the westerly side of Ashland Street to a point six (6) feet north of the property line between 2 Ashland Street and 345 Merrimac Street.

Beginning at the lower corner of Ashland Court and proceeding northerly on the easterly side of Ashland Street to Merrimac Street.

(j) *Inn Street Mixed-Use Area.* A bona fide hardship exists for residents of the Inn Street Mixed-Use Area caused by unique or special conditions there that preclude designation of a residential parking permit zone incorporating any of the adjacent streets, which are commercial in nature.

Notwithstanding anything in this section to the contrary, the parking clerk or his designee shall issue residential parking permits for use within the Green Street Parking Lot (Assessor's Parcel 3-28) by no more than four (4) households that reside within the Inn Street Mixed-Use Area.

- (1) Applicants under this subsection may apply, and renew or transfer such permits pursuant to subsections (c) and (d), respectively, but shall remain ineligible always for visitor parking permits pursuant to subsection (f).
- (2) A parking permit under this subsection shall not guarantee or reserve a parking space within the Green Street Parking Lot, nor shall it excuse the permit holder from observance of any traffic or parking regulation other than the time limit on parking, or from having to move all vehicles from the Green Street Parking Lot as ordered by the city during a declared snow emergency.
- (3) It shall be a violation of this section to use a parking permit issued under this subsection in any residential parking permit zone.

~~(4) The sticker is to be placed on the front windshield, driver's side, lower left corner.~~

- (5) The parking clerk or his designee shall issue parking permits under this subsection on a first-come, first-served basis, or by lottery if more than four (4) complete applications are filed on the same day.

(Ord. of 7-13-94; Ord. of 10-30-95; Ord. of 3-25-96(1); Ord. of 3-25-96(2); Ord. of 6-12-06; Ord. of 11-29-10; Ord. of 2-7-11(3); Ord. of 8-8-11(3); Ord. of 8-29-11(3); Ord. of 4-9-12; Ord. of 9-24-12(2); Ord. of 10-28-13(2); Ord. of 12-9-13; Ord. of 11-25-13(3); Ord. of 2-10-14; Ord. of 8-11-14(6); Ord. of 5-12-14(4); Ord. of 8-29-11(5); Ord. 3-9-15(4))

Sec. 13-180.1. - Paid parking permits.

Preamble. Resident parking permits may be issued to residents of Newburyport and employee parking permits to Downtown Business employees and employers.

(a) *Definitions.* As used in this section:

- (1) *Paid parking lots:* ~~Central Business District~~Green Street Lot, State Street Lot, ~~Tracey Prince~~Place Lot, ~~Hale's Court Lot~~, Newburyport Redevelopment Authority East Lot, Newburyport Redevelopment Authority West Lot, Waterfront Trust Lot.
- (2) *All day parking lots:* ~~Tracey Prince~~ Place Lot, ~~Hale's Court Lot~~, Newburyport Redevelopment Authority East and West Lots.
- (3) *Resident:* A person who is sixteen (16) years of age or older and resides in the City of Newburyport.
- (4) *Senior Resident:* A person who is sixty-five (65) years of age or older and resides in the City of Newburyport
- (5) *Downtown employee:* An employer or employee of a Downtown Business.
- (6) *Downtown Business:* A business located in the area bounded by High Street, Federal Street, the Merrimack River and Winter Street.

(b) *Posting of paid parking permit*

~~(1) The permit is to be placed on the vehicle pursuant to regulations issued by the parking clerk.~~

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(c) *Issuance of resident and employee paid parking permits.*

- (1) A resident or downtown employee may apply for a ~~two one~~-year parking permit for one (1) or more vehicles by completing ~~and signing~~ an application designed to provide the following information:

- a. The name, age and residential address of the owner of the vehicle;
 - b. The name, residential address and driver's license number of the principal operator of the vehicle;
 - c. The make, model, color and registration number of the vehicle;
 - d. For downtown employees, proof of employment in a form established by regulations issued by the parking clerk which may include, but not be limited to, a letter from the employer on business letterhead and a verifying phone call.
- (2) For all permit applicants, whenever the parking clerk or his designee shall find that the applicant qualifies under the provisions of this section for a paid parking permit, he shall issue to the applicant one (1) paid parking permit for the one (1) vehicle described in the application.
- (d) *Transfer of permits.*
- (1) Upon completion of a new application, the holder of a valid parking permit shall receive a new parking permit or authorization to transfer an existing permit to another qualifying vehicle at no additional cost.
- (e) *Use of parking permits.*
- (1) A parking permit shall not guarantee or reserve a parking space nor shall it excuse the observance of any traffic or parking regulation, including but not limited to time restrictions, other than the requirement to pay the hourly parking fee for use of paid parking lots with the exception of the Waterfront Trust Lot.
- (2) The parking permit does not excuse the holder from moving all vehicles from public streets during a declared snow emergency.
- (3) A downtown employee paid parking permit is only valid in the designated spaces in the all-day parking lots of the ~~Tracey-Prince~~ Prince Place ~~Lot~~, Hale's Court Lot, Newburyport Redevelopment Authority East Lot and Newburyport Redevelopment Authority West Lot.
- (4) Resident parking permits are valid in all the paid parking lots with the exception of the Waterfront Trust Lot.
- (f) *Cost, dates of issuance and prorations.*
- (1) The annual cost of said permits shall be established by order of the city council.
- (2) The issuance date of the annual permits, discount incentive programs, amnesty periods, temporary parking permits and any proration of the permit cost shall be pursuant to regulations promulgated by the parking clerk.

(Ord. of 2-7-11(4); Ord. of 2-27-12; Ord. of 3-27-12)

Sec. 13-181. - Parking lots.

- (a) No person shall park a vehicle between the hours of 8:00 a.m. to ~~6:00 p.m.~~ 6:00p.m. from January 1st through April 1st Monday through Saturday, and Sunday between the hours of noon to 6:00 p.m. in the following described lots without first satisfying the payment required by the City of Newburyport.
- (1) ~~Tracey-Prince~~ Prince Place Lot.
 - (2) State Street Lot.
 - (3) ~~Central Business District~~ Green Street Lot.
 - (4) Newburyport Redevelopment Authority East Lot.

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(5) Newburyport Redevelopment Authority West Lot.

(6) Waterfront Trust Lot.

(7) Hale's Court Lot.

(b) In order to facilitate turn-over of parking spaces, no person shall park a vehicle for a period of time longer than three (3) consecutive hours between the hours of 8:00 a.m. to 6:00 p.m. Monday through Saturday, and Sunday between the hours of noon to 6:00 p.m. in the following described lots:

(1) State Street Lot.

(2) ~~Central Business District~~ Green Street Lot.

~~(3) Waterfront Trust Lot.~~

A person whose vehicle remains in one of the above-listed lots beyond the three (3) consecutive hour time limit will be subject to fines for violation of this section, even if payment is made for additional time.

(c) No campers or other vehicles designed to accommodate sleeping shall park in any lot described in subsection (a) above from 8:00 p.m. to 7:00 a.m. daily.

(d) In the case of a declared snow emergency, vehicles may remain in any lot described in subsection (a) above for the duration of the snow emergency and for ~~twenty-four (24)~~ twelve (12) hours after the declaration of the end of the snow emergency without paying a parking fee. At the end of the declared snow emergency, any vehicle entering a paid parking lot without a paid parking permit shall pay the required parking fee.

(e) Four (4) spaces on the westerly side of the Central Business District Lot shall be designated for police vehicles only, and the time limit and payment requirement shall not apply to police vehicles parked in these designated spaces.

(f) The area known as Unicorn Street with the adjacent parking spaces shall become part of the ~~Central Business District~~ Green Street Lot.

(g) No person shall park a vehicle for longer than one (1) hour in the four (4) spaces on the westerly side of the Waterfront Trust Lot immediately adjacent to the easterly side of the Brown's Wharf building (Map 48, Lot 25) and in the four (4) spaces at the northerly end of said lot adjacent to the boardwalk.

(Ord. of 8-31-98(1); Ord. of 2-7-11(5); Ord. of 10-28-13(1))

Sec. 13-182. - Fishing pier parking lot.

Only authorized police and harbor master vehicles may park in the spaces adjacent to the east and west sides of the harbor master's building located at the north end of the fish pier.

(Ord. of 8-31-98(1))

Sec. 13-183. - Overnight parking of trailers.

It shall be unlawful for any person to leave a trailer that is not properly connected to a registered motorized vehicle on any public way overnight.

(Ord. of 12-13-04(1))

Sec. 13-183a. - Plum Island parking.

Any person who shall park a vehicle unlawfully on Plum Island shall be subject to a parking fine of fifty dollars (\$50.00). Handicap parking violations are specifically excluded from this section.

(Ord. of 7-30-20(1))

Sec. 13-184. - Handicapped parking regulations.

The City Council of the City of Newburyport accepts M.G.L. c. 40, § 21:

(1) For requiring that designated parking spaces for vehicles either owned and operated by disabled veterans or by handicapped persons and bearing the distinctive number plates authorized by section 2 of chapter 90, or for vehicles transporting handicapped persons and displaying the special parking identification plate, authorized by said sections 2 of said chapter 90, or for vehicles bearing the official identification of a handicapped person issued by any other state, or any Canadian Province, be provided in public and private off-street parking areas.

a. This section requires any person or body that has lawful control of a public or private way or of improved or enclosed property used as off-street parking areas for business, shopping, malls, theaters, auditoriums, sporting or recreational facilities, cultural centers, residential dwellings, or for any other place where the public has a right of access as invitees or licensees, to reserve parking spaces in said off-street parking areas for any vehicle owned and operated by a disabled veteran or handicapped person whose vehicle bears the distinguishing license plate authorized by said section 2 of said chapter 90 or for any vehicle transporting a handicapped person and displaying the special identification plate authorized by section two of chapter ninety or for any vehicle bearing the official identification of a handicapped person issued by any other state, or any Canadian Province, according to the following formula:

If the number of parking spaces in any such area is more than fifteen (15) but not more than twenty-five (25), one (1) parking space; more than twenty-five (25) but not more than forty (40), five (5) percent of such spaces but not less than two (2); more than forty (40) but not more than one hundred (100), four (4) percent of such spaces but not less than three (3), more than one hundred (100) but not more than two hundred (200), three (3) percent of such spaces but not less than four (4); more than two hundred (200) but not more than five hundred (500), two (2) percent of such spaces but not less than six (6); more than five hundred (500) but not more than one thousand (1,000), one and one-half (1½) percent of such spaces but not less than ten (10); more than one thousand (1,000) but not more than two thousand (2,000), one (1) percent of such spaces but not less than fifteen (15); more than two thousand (2,000) but less than five thousand (5,000), three-fourths (¾) of one (1) percent of such spaces but not less than twenty (20); and more than five thousand (5,000), one-half (½) of one (1) percent of such spaces but not less than thirty (30).

b. Parking spaces designated as reserved under paragraph (a) shall be identified by the use of above-grade signs with white lettering against a blue background and shall bear the words "Handicapped Parking: Special Plate Required. Unauthorized Vehicles May be Removed at Owner's Expense". The spaces shall be as near as possible to a building entrance or walkway, shall be adjacent to curb ramps or other unobstructed methods permitting sidewalk access to a handicapped person and shall be at least eight (8) feet wide, not including the cross hatch access aisle as defined by the architectural access board established in section 13A of chapter 22. The cross hatch access aisle abutting a handicapped parking space shall be considered part of the handicapped parking space to which it abuts to provide individuals who use wheelchairs or other mobility aids with sufficient space to enter and exit their vehicles. No person shall park in the cross hatched access aisle.

- (2) For prohibiting or regulating the standing or leaving of vehicles unattended within parking spaces designated as reserved for vehicles owned and operated by disabled veterans or handicapped persons and within certain other areas.
 - a. This section prohibits leaving unauthorized vehicles within parking spaces, including the cross hatch areas, designated for use by disabled veterans or handicapped persons as authorized by clause one (1) or in such a manner as to obstruct a curb ramp designed for use by a handicapped person as a means of egress to a street or public way.
 - b. The penalty for a violation made under this section is one hundred dollars (\$100.00) for the first offense and two hundred dollars (\$200.00) for each subsequent offense; and the vehicle may be removed in accordance with section 22D. This penalty is not a surchargeable offense under section 113B of chapter 175.

(Ord. of 8-13-07(3); Ord. of 1-29-15(1))

Editor's note— An ordinance adopted August 13, 2007, did not specifically amend the Code. Therefore, such ordinance has been added as § 13-184 at the editor's discretion.

Sec. 13-185. - Reserved.

DIVISION 7. - SPEED LIMITS

Sec. 13-186. - Twenty-five miles per hour.

- (a) *Purpose and intent.* The Commonwealth of Massachusetts under M.G.L.A. c. 90, § 17A has ceded certain jurisdiction to the local authority to regulate twenty-five (25) mile per hour speed zones in existing "thickly settled" zones as defined by M.G.L.A. c. 90, § 1. The local authority in the City of Newburyport is defined as the city council.

The public ways of the city have in many cases existed for centuries and are narrow, congested and lined with both residential and business structures that meet and exceed the definition of a "thickly settled" or "business" zone. It is therefore in the interest of public safety to the motoring public as well as those residents and visitors that use our streets to bike, walk or otherwise recreate to establish a uniform twenty-five (25) mile per hour speed limit uniformly all streets that meet this criteria unless otherwise posted.

- (b) *Definitions.* [The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:]

Motor vehicles: All vehicles constructed and designed for propulsion by power other than muscular power including such vehicles when pulled or towed by another motor vehicle, except railroad and railway cars, vehicles operated by the system known as trolley motor or trackless trolley under Chapter 163 or Section 10 of Chapter 544 of the Acts of 1947, vehicles running only upon rails or tracks, vehicles used for other purposes than the transportation of property and incapable of being driven at a speed exceeding twelve (12) miles per hour and which are used exclusively for the building, repair and maintenance of highways or designed especially for use elsewhere than on the travelled part of ways, wheelchairs owned and operated by invalids and vehicles which are operated or guided by a person on foot; provided, however, that the exception for trackless trolleys provided herein shall not apply to sections 17, 21, 24, 24I, 25, and 26. The definition of "motor vehicles" shall not include motorized bicycles. In doubtful cases, the registrar may determine whether or not any particular vehicle is a motor vehicle as herein defined. If he determines that it should be so classified, he may require that it be registered under this chapter, but such determination shall not be admissible as evidence in any action at law arising out of the use or operation of such vehicle previous to such determination.

Police officer or officer: Any constable or other officer authorized to make arrest or serve process, provided he is in uniform or displays his badge of office.

Thickly settled or business district: The territory contiguous to any way which is built up with structures devoted to business, or the territory contiguous to any way where the dwelling houses are situated at such distances as will average less than two hundred (200) feet between them for a distance of a quarter of a mile or over.

Way: Any public highway, private way laid out under authority of statute, way dedicated to public use, or way under the control of park commissioners or body having like powers.

(c) *Acceptance.* Pursuant to M.G.L.A. c. 4, § 4. the city council of the City of Newburyport hereby accepts the provisions of M.G.L.A. c. 90, § 17C.

(d) *Limitations.*

- (1) No person shall operate a motor vehicle on a public way in the City of Newburyport that is thickly settled or a business district that is not posted with regulatory speed (speed limit) signs in excess of twenty-five (25) miles per hour.
- (2) Duly sworn police officers of the City of Newburyport or other police officers acting under authority of law shall be empowered to enforce this regulation on any public way meeting these requirements.
- (3) Police officers shall notify the violator in a manner that is accepted by the Commonwealth of Massachusetts as proper notification.
- (4) Police officers shall notify the violator in a manner that is accepted by the Commonwealth of Massachusetts as proper notification.
- (5) The City of Newburyport shall post this speed limit on all public ways entering the city which are under the jurisdiction of the city, or at a location as near to an entry point that is under jurisdiction of the city to alert motorists of the speed limit.

(e) *Enforcement.*

- (1) The City of Newburyport Police Department or officers of other agencies acting under authority of law are the enforcement authority of this section.
- (2) Police officers shall notify the violator in a manner that is accepted by the Commonwealth of Massachusetts as proper notification.
- (3) Police officers shall notify the violator in a manner that is accepted by the Commonwealth of Massachusetts as proper notification.
- (4) Police officers, may in the alternative to issuing a Commonwealth of Massachusetts Uniform Traffic Citation, utilize a City of Newburyport Code of City Ordinance violation.
- (5) Any person who violates any provision of this section shall be subject to a fine of up to one hundred dollars (\$100.00) when issued a Code of Ordinance violation.

(Ord. of 6-24-91; Ord. of 6-12-17(1))

Sec. 13-187. - Thirty miles per hour.

The speed limit shall be thirty (30) miles per hour on the following streets or portions thereof:

Low Street from Storey Avenue for a distance of .29 miles in both directions.

(Ord. of 8-11-14(7))

Sec. 13-188. - Thirty-five miles per hour.

The speed limit shall be thirty-five (35) miles per hour on the following streets or portions thereof:
Low Street from Route 1 (Newburyport Turnpike) for a distance of 1.62 miles in both directions.

(Ord. of 8-11-14(7))

Secs. 13-189—13-195. - Reserved.

ARTICLE V. - PEDESTRIANS

Sec. 13-196. - Hitchhiking.

It shall be unlawful for any person to stand in a roadway for the purpose of soliciting a ride from the operator of any motor vehicle.

(Rev. Ords. 1937, Ch. 31, Art. IV, § 1)