

Amending Section 9-104 Parking
Sponsored by: Councilmember Sweet

AMENDED LEGISLATIVE RESOLUTION 24-O-06
RESOLUTION AND ORDINANCE OF THE TOWN OF UNIVERSITY PARK TO
AMEND CHAPTER 9 “TRAFFIC AND VEHICLES”, ARTICLE 1, “TRAFFIC”,
§ 9-104, “PARKING” TO PROHIBIT PARKING AT AN ELECTRIC DRIVE
VEHICLE CHARGING SPACE WITHOUT A TOWN PERMIT AND TO
AUTHORIZE A PERMIT SUBSIDY FOR RESIDENTS AND STAFF

WHEREAS, pursuant to §5-202 of the Local Government Article, Annotated Code of Maryland, the Mayor and Common Council of the Town of University Park have the power to pass such ordinances as deemed necessary to protect the health, safety and welfare of the residents of the municipality and to prevent and remove nuisances; and

WHEREAS, the Transportation Article, Annotated Code of Maryland, authorizes the Town to adopt parking and traffic regulations; and

WHEREAS, the Mayor and Common Council have adopted Chapter 9, “Traffic and Vehicles”, of the Town Code to regulate parking and traffic in the Town; and

WHEREAS, the Mayor and Council adopted §9-104(B)(5) to authorize and regulate electric vehicle charging stations and parking spaces; and

WHEREAS, the Mayor and Council have determined that it is in the public interest to require ~~[a permit for]~~ ANNUAL AND ONE-TIME PERMITS FOR USE OF THE ELECTRIC VEHICLE CHARGING SPACES OPERATED BY THE TOWN TO OFFSET MAINTENANCE AND ELECTRICITY COSTS PAID BY TAX DOLLARS; and

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW

~~[Brackets]~~ indicate matter deleted from existing law

*** * Asterisks* * indicate existing law which are unchanged but not set forth in the ordinance**

CAPITALS INDICATE MATTER ADDED BY AMENDMENT TO THE PROPOSED ORDINANCE

~~[Brackets]~~ indicate matter deleted by amendment to the proposed ordinance

WHEREAS, THE MAYOR AND COUNCIL HAVE DETERMINED THAT IT IS IN THE PUBLIC INTEREST TO SUBSIDIZE THE COST OF THE ELECTRIC VEHICLE CHARGING SPACE PERMITS ISSUED TO TOWN RESIDENTS TO ENCOURAGE PURCHASE OF ELECTRIC VEHICLES AND TO RECOGNIZE THAT THE STATIONS ARE MAINTAINED AND POWERED THROUGH TAX DOLLARS PAID BY TOWN RESIDENTS.

Section 1: NOW THEREFORE be it resolved and ordained by the Mayor and Common Council of the Town of University Park that Chapter 9 “Traffic and Vehicles”, Article 1 “Traffic”, Section 9-104 “Parking”, of the Code of the Town of University Park, be repealed, re-enacted and amended to read as follows:

§ 9-104 Parking.

A. Prohibitions. * * * *

B. Limitations.

(1) – (4) * * * *

(5) Electric vehicle charging stations.

(a) * * * *

(b) Unless the vehicle is a plug-in electric drive vehicle that is plugged into charging equipment, AND PROPERLY DISPLAYS AN ELECTRIC DRIVE VEHICLE CHARGING SPACE PERMIT, a person may not stop, stand, or park a vehicle in a designated plug-in electric drive vehicle charging space.

(d) A person who violates this SUBsection 9-104(B)(5) is subject to a civil penalty of \$100.

(E) AN ELECTRIC DRIVE VEHICLE CHARGING SPACE PERMIT ISSUED BY THE TOWN MUST BE PROPERLY DISPLAYED ON ANY VEHICLE PARKED IN AN ELECTRIC DRIVE VEHICLE CHARGING SPACE. DETAILS OF THE FORMAT AND PLACEMENT OF ANY PERMITS ISSUED UNDER THIS §9-104(B)(5) SHALL BE DETERMINED BY THE MAYOR OR DESIGNEE. PERMITS WILL NOT BE ISSUED TO COMMERCIAL VEHICLES, INCLUDING RIDE SHARE VEHICLES. THE FEES FOR

ISSUANCE OF THE ELECTRIC DRIVE VEHICLE CHARGING SPACE PERMIT ARE AS FOLLOWS:

ANNUAL PERMIT - \$500 PER ANNUM
DAILY PERMIT - \$10 PER DAY

THE COUNCIL MAY SUSIDIZE THE ANNUAL PERMIT FOR TOWN RESIDENTS AND STAFF AND UNIVERSITY PARK ELEMENTARY SCHOOL STAFF WITH AN AMOUNT UP TO \$400 PER ANNUM.

C. through F. * * * *

Section 2. Be it further resolved that this ordinance shall become effective ninety (90) days after enactment by the Mayor and Common Council of University Park, Maryland. If any section, subsection, provision, sentence, clause, phrase or word of this Ordinance is for any reason held to be illegal or otherwise invalid by any court of competent jurisdiction, such invalidity shall be severable, and shall not affect or impair any remaining section, subsection, provision, sentence, clause, phrase or word included within this Ordinance, it being the intent of the Town that the remainder of the Ordinance shall be and shall remain in full force and effect, valid and enforceable.

Section 3: Be it further resolved that a complete and exact copy of this proposed Ordinance shall be posted on the entrance door of the Town Building of University Park, Maryland, for a period of not less than ten (10) days, and a fair summary of this Ordinance shall be published at least once in a newspaper having general circulation in the community.

APPROVED this 8th day of October, 2024.

ATTEST:


Alicandra Hegeman, Town Clerk

MAYOR AND COMMON COUNCIL
TOWN OF UNIVERSITY PARK

By: 
Laurie K. Morrissey, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____
Suellen M. Ferguson, Town Attorney