

Buhl City Code Title 5, Chapter 2 – Parking Regulations

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5-2-1: MANNER OF PARKING:

A. Two-Way Streets: Except as otherwise provided in this chapter, every vehicle stopped or parked upon a two-way street shall be stopped or parked with the right hand wheels parallel to and within eighteen inches (18") of the right hand curb or as close as practicable to the right edge of the right hand shoulder.

B. One-Way Streets: Except when otherwise provided, every vehicle stopped or parked upon a one-way street shall be stopped or parked with the right hand wheels parallel to and within eighteen inches (18") of the right hand curb or as close as practicable to the right edge of the right hand shoulder, or with its left hand wheels within eighteen inches (18") of the left hand curb or as close as practicable to the left edge of the left hand shoulder.

C. Angular Parking:

1. Indicated With Markings: Except in such portions of the city as shall be marked for angular parking by lines upon the surface of the street, vehicles shall be parked within the same and at the angle shown thereby; provided, however, that where angular parking shall have been directed, no vehicle having an overall length in excess of twenty feet (20') shall be so parked. Where lines or markings designate parking spaces, vehicles shall be parked in accordance with those lines or markings, and it shall be unlawful to park any vehicle across any such lines or markings.

2. Federal Aid Or State Highways: The police department may permit angle parking on any street, except that angle parking shall not be permitted on any federal aid or state highway unless the state of Idaho transportation department (ITD) has determined that the roadway is of sufficient width to permit angle parking without interference with the free movement of traffic.

3. Backing Into Space Prohibited: Where angle parking is permitted, the vehicle shall not be backed into the parking space with the front of the vehicle facing the roadway. (1974 Code § 7-201)

5-2-2: PARKING IN ALLEYS:

No person shall park a vehicle in an alley, except while engaged in the expeditious loading and unloading of passengers, supplies or merchandise. A vehicle stopped in an alley shall, wherever possible, be so located as to permit the passage of other vehicles through the said alley. In no case shall the stop for loading and unloading exceed fifteen (15) minutes. (1974 Code § 7-202)

5-2-3: STOPPING, STANDING OR PARKING:

Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic control device, no person shall:

A. Stop, stand or park a vehicle:

1. On the roadway side of any vehicle stopped or parked at the edge or curb of a street (commonly referred to as double parked);

2. On a sidewalk;

3. In the area between the street curb or side of street and the sidewalk in any residential zone unless designated for parking;

4. Within an intersection;

5. Within a fire lane;

6. Within a properly marked "handicapped parking" space, unless authorized to do so under section [5-2-9](#) of this chapter or Idaho Code sections 49-210 and 49-213;

7. On a crosswalk;

8. On a bike lane or bike path as designated by painted lines;

9. Within twenty feet (20') of a bike path approach;

10. Within a safety zone indicated by signs or markings;

11. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;

12. Upon any bridge or other elevated structure upon a highway;

13. On any railroad tracks;

14. At any place where official traffic control devices posted at the direction or under the authority of the city or Buhl highway district prohibit or limit such stopping, standing or parking. It shall be prohibited for any vehicle to remain stopped, standing or parked past the time prescribed on each traffic control device. At the expiration of the posted time limit, the subject vehicle shall be removed from the block face of the area in which it was parked and not returned to such restricted area for the remainder of that calendar day.

B. Stand or park a vehicle, unless driver occupied, except temporarily to pick up or discharge a passenger(s):

1. In front of a public or private driveway.

2. Within fifteen feet (15') of a fire hydrant.

3. Within twenty feet (20') of a crosswalk or bike/pedestrian curb ramp, except at an intersection where a traffic control signal is in operation.

4. Within thirty feet (30') upon the approach to any flashing signal, stop sign, yield sign or traffic control signal located at the side of the roadway.

5. Within a properly signposted no parking zone around a fire station.

6. At any place where official traffic control devices posted at the direction or under the authority of the city or Buhl highway district prohibit such stopping or parking.

C. Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passenger(s):

1. Within fifty feet (50') of the nearest rail or railroad crossing;

2. At any place where official traffic control devices prohibit such parking. (1974 Code § 7-203)

5-2-4: PARKING OF VEHICLES IN RESIDENTIAL AREAS:

A. Prohibited: No person shall park upon the streets in any residential area within the city:

1. Any vehicle, either motorized or unmotorized, having a gross weight capacity in excess of twelve thousand (12,000) pounds' gross weight or a vehicle or combination of vehicles exceeding twenty-two feet (22') in length; or

2. Any trailer regardless of type; or

3. Any motor home, mobile home, or recreational vehicle, either motorized; or

4. Any vehicle designed or used primarily as farm equipment, whether attended or unattended, upon the streets in any residential area within the city for a period in excess of two (2) hours.

B. Time Limitation: No person shall park any vehicle upon the streets in any residential area within the city limits for a continuous period in excess of seventy-two (72) hours. In addition, at the expiration of the seventy-two (72) hour time limit, it is required that the vehicle be removed from the block, or more than five hundred feet (500'), whichever is farther from the location at which it was previously parked in the residential zone.

C. Exceptions: The provisions of subsections A and B of this section shall not apply when a vehicle is parked:

1. For the purpose of loading or unloading passengers, materials or merchandise when such passengers, materials or merchandise are actually being loaded or unloaded.

2. For any purpose incident to any lawful construction project located within the immediate vicinity of such parked vehicle.

3. For any purpose incident to a lawful commercial or industrial operation located in any residential area and conducted under the conditional use permit and so long as the vehicle is parked within one hundred feet (100') of such commercial or industrial operation. (1974 Code § 7-204)

5-2-5: COMMERCIAL VEHICLES IN EXCESS OF THIRTY THOUSAND POUNDS:

No person shall park any commercial or industrial vehicle which has a licensed gross vehicle weight in excess of thirty thousand (30,000) pounds in the city except in commercial or industrial zoned districts or for purposes stated in subsection [5-2-4C](#) of this chapter. (1974 Code § 7-205)

5-2-6: RESTRICTED PARKING ZONES:

The city council may establish, by resolution, zones upon any street within the city, within which parking shall not be permitted, or the manner of parking, or restrictions as to the use thereof. When any such zone or zones shall have been so established and marked by signs giving notice of such restriction or restrictions, no person shall park a vehicle therein in violation of such restriction(s). The council, upon finding and declaring the necessity to prohibit or limit the parking or standing of vehicles upon a street, shall direct the posting or erecting of signs prohibiting or limiting the stopping, standing or parking of such vehicles upon the streets of the city. (1974 Code § 7-206)

5-2-7: LIMITATION ON TIME:

No vehicle shall remain continuously parked upon the following streets for more than two (2) hours between the hours of eight o'clock (8:00) A.M. and six o'clock (6:00) P.M. Monday through Friday: Main Street between the intersection with 9th Avenue and the intersection with 12th Avenue; and Broadway Avenue between the intersection with Walnut Street and the intersection with Maple Street. (1974 Code § 7-207)

5-2-8: PRIVATE PARKING LOTS:

Parking by the public upon private parking lots maintained by the owners or lessees of commercial establishments within the city shall be subject to the limitations or conditions as imposed by the owner or lessee of such establishments. The owner or lessee may give notice of any limitation or condition by posting one or more conspicuous signs on the property setting forth the applicable conditions or limitations. Any vehicle parked in a private parking lot in violation of such posted conditions or limitations shall be subject to removal with the owner responsible for the payment of any towing and storage charges. Any person violating the provisions of this section shall also be guilty of an infraction and shall be subject to the penalties as set forth in section [5-2-13](#) of this chapter. (1974 Code § 7-208)

5-2-9: HANDICAPPED PARKING:

A. Prohibited; Handicapped License Plate Or Card Required: Parking a vehicle in a space reserved for the handicapped, which space is marked in conformance with the requirements specified in Idaho Code section 49-213, is prohibited, unless a vehicle is momentarily in the space for the purpose of allowing a handicapped person to enter or leave the vehicle, or unless a special license plate or card for the handicapped as prescribed in Idaho Code section 49-410, or a special temporary card as prescribed in Idaho Code section 49-410, is displayed on the vehicle. The registered owner of a vehicle parked in violation of the provisions of this section is guilty of an infraction.

B. Power To Enter Private Property: Law enforcement officials are empowered to enter upon private property open to the public to enforce the provisions of this section.

C. Authority To Establish Requirements: The police department is hereby granted authority to establish requirements for handicapped parking zones and spaces within the city pursuant to Idaho Code sections 49-213 and 49-410.

D. On Street Handicapped Parking Space Requirement:

1. These spaces shall be parallel with the sidewalk where parallel parking is required, or at an angle to the sidewalk where angle parking is required. Should angle parking be used, the parking spaces so designated for handicapped use shall be at least twelve feet (12') in width.

2. All handicapped parking spaces shall be near curb cuts and/or ramps for wheelchair and other mechanical device usage.

3. For each designated parking space or area, there shall be posted immediately adjacent to, and visible from each stall or space, a sign, which is at least thirty-six inches (36") above the ground, consisting of the international handicapped symbol as shown in Idaho Code section 49-410. (1974 Code § 7-209)

5-2-10: OBSTRUCTION OF TRAFFIC:

A. Prohibited: No person shall stop, park or leave standing any vehicle, whether attended or unattended, upon a street or highway in such a manner or under such conditions as to leave available less than twelve feet (12') of such roadway for the free movement of vehicular traffic.

B. Exception: A vehicle may be parked in violation of subsection A of this section if there is one or more persons directing traffic around such vehicle. (1974 Code § 7-210)

5-2-11: EXTENDING PARKING:

No person shall park any vehicle upon any street, alley or public property for a period of seventy-two (72) hours or longer. (1974 Code § 7-211)

5-2-12: LEAVING VEHICLE UNATTENDED:

No person having control or charge of a vehicle shall allow such vehicle to stand on any street unattended without stopping the motor, removing the keys and effectively securing the vehicle. (1974 Code § 7-212)

5-2-13: PENALTY; PARKING TICKETS, ADMINISTRATIVE PROCEDURES AND FEE SCHEDULE:

The police department, through its officers, shall have authority to issue parking tickets as follows:

A. Notice Of Violation: It shall be the duty of the police department upon observing a vehicle parked, standing or stopped in violation of the provisions of this chapter, to leave upon such vehicle a separate notice for each posted time limit or as frequently as every two (2) hours that such vehicle has been parked or stopped in violation of the provisions of this chapter. Among other things, each notice shall bear the date and hour of leaving the same at or upon the vehicle, make of the vehicle, and its license number, the specific code section violated and the amount of the fine, instructing the owner or operator of such vehicle to report to the city clerk-treasurer's office at the city hall. One copy of each notice mentioned herein shall be filed with the police department and one copy with the city clerk-treasurer's office.

B. Payment Of Citation; Fee Schedule: In order to eliminate burdening of courts with violations of ordinances and to eliminate, insofar as possible, public inconvenience, each person receiving a parking ticket left upon his or her vehicle shall:

1. Fee Schedule: Within seven (7) of the time of such notice, pay to the city clerk-treasurer at the city hall, in full satisfaction of such violation, the fee indicated in the following fee schedule for each notice left upon his or her vehicle:

a. Twenty five dollars (\$25.00) for violations of sections [5-2-4](#), [5-2-5](#), [5-2-8](#), and [5-2-9](#) of this chapter.

b. Ten dollars (\$10.00) for violations of sections [5-2-2](#), [5-2-3](#), [5-2-10](#), [5-2-11](#), and [5-2-12](#) of this chapter.

c. Four dollars (\$4.00) for violations of sections [5-2-1](#) and [5-2-7](#) of this chapter.

2. Entry Of Plea: Within seven (7) days from the date of said parking violation ticket, the person to whom said ticket is issued may appear at the city clerk-treasurer's office at the city hall, and enter a not guilty plea, which plea will be forwarded to the Buhl city prosecuting attorney to be handled under section [5-2-14](#) of this chapter.

C. Prima Facie Responsibility: If any vehicle is found stopped, standing or parked in any manner violative of the provisions of this chapter and the identity of the operator cannot be determined, the owner or person or corporation in whose name said vehicle is registered or the named lessee in a rental or lease agreement of said vehicle shall be held prima facie responsible for said violation. (1974 Code § 7-213)

5-2-14: PROCEDURES AND PENALTIES OF IDAHO INFRACTION RULES:

A. Failure To Pay; Issuance Of Infraction Citation Or Complaint: Upon the failure of any owner or operator charged with a violation of this chapter to pay the required fine by following the administrative procedures provided for in section [5-2-13](#) of this chapter within seven (7) days after said parking violation, or who pleads not guilty to said parking violation within seven (7) days as prescribed in section [5-2-13](#) of this chapter, the chief of police or enforcement officer may, file an infraction citation or complaint with the magistrate division of the district court against the owner or operator of the vehicle cited for the violation of this chapter, said infraction may be prosecuted by the city prosecuting attorney.

B. Administrative Procedures And Penalties No Longer Apply: Once an infraction citation or complaint is issued, the administrative procedures and penalties set forth in section [5-2-13](#) of this chapter shall no longer apply to the alleged violation.

C. Idaho Infraction Rules Apply: Once an infraction citation or complaint has been issued, the procedures and penalties set forth in the Idaho infractions rules shall apply to the violation and shall be followed. The Idaho infraction rules are hereby adopted by the city by reference as they now exist or may hereafter be amended. (1974 Code § 7-214)