

**ORDINANCE NO. 3883**

**AN ORDINANCE REGULATING THE NUMBER OF VEHICLES THAT MAY BE  
PARKED ON CITY STREETS BY A COMMON OWNER OR BY OCCUPANTS OF  
THE SAME HOUSEHOLD**

WHEREAS, the City of New Castle has the authority to enact ordinances to promote the public health, safety and welfare; and

WHEREAS, the City of New Castle has previously adopted Chapter 72 of the City Code, which regulates the parking of vehicles within the City; and

WHEREAS, the parking of an excessive number of vehicles on City streets by the same user or owner of the vehicle or occupants of the same household can deprive the public and residents of the City of the ability to conveniently park motor vehicles; and

WHEREAS, Chapter 72 of the City Code should be amended so as to limit the number of vehicles that may be parked on City streets by the same user or owner of a vehicle or occupants of the same household and to provide a penalty for the violation of its provisions.

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE, INDIANA, AS FOLLOWS:

1. A new Section 72.20 shall be added to the City Code and shall read as follows:

*72.20 Limitation of the Number of Vehicles Parked on City Right of Way*

- (A) *Definitions. For purposes of this Section 72.20, the terms below are defined as follows:*

*“household” – shall mean a dwelling unit for habitation purposes.*

*“owned or controlled” - shall mean a vehicle that is registered in a person(s) name, leased by a person(s), or regularly entrusted to or used by a person(s).*

*(B) Prohibited Number of Vehicles. A person shall not park or allow to be parked on any street, right of way or alley more than the greater of: (a) two (2) vehicles that are owned or controlled by the person; or (b) one (1) vehicle owned or controlled by the person for each licensed driver regularly residing in the person’s household.*

2. A new Section 72.99 (L) shall be added to the City Code and shall read as follows:

(L) *A person who violates § 72.20 shall be fined in the amount of Fifty Dollars (\$50.00) for each vehicle parked in violation of § 72.20. Each twenty- four (24) hour period in which violation exists shall be a separate offense. A vehicle parked in violation of § 72.20 for a period of three (3) or more days during any twelve (12) month period may be impounded subject to the provisions of § 72.41. Prior to impounding a vehicle, tag shall be affixed to the vehicle that provides the name and contact information for the City Department or Agency that has placed affixed the tag to the vehicle, the date that the tag was affixed to the vehicle and advises that the vehicle will be towed or impounded if not removed from the City streets, alley or right of way within seventy- two (72) hours after the tag was affixed.*

**REPEALER:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SEVERABILITY:** Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation of law shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

**EFFECTIVE DATE:** This Ordinance shall become effective upon passage and publication as required by law.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS  
\_\_\_\_ DAY OF \_\_\_\_\_, 2022.

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Greg York, Presiding Officer,  
Common Council, City  
of New Castle, Indiana

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ATTEST:

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Brenda Grider, Clerk-Treasurer

APPROVED BY ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2022.

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Greg York, Mayor of the City  
of New Castle, Indiana