

ORDINANCE # 3949

AN ORDINANCE PROHIBITING THE PARKING OF SEMI-TRACTORS AND SEMI-TRAILERS IN RESIDENTIAL DISTRICTS

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

WHEREAS, the City has determined that the parking of semi-tractors and semi-trailers in residential districts creates hazards on City right of ways, is unsightly and detracts from the quality of life within the City; and

WHEREAS, the City Code should be amended to prohibit the parking of semi-tractors and semi-trailers in residential districts within the City.

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

1. Section 72.07 of the City Code shall be amended by adding a subsection (D), which shall read:

(D) No semi-tractor or semi-trailer shall be parked on any street, alley or right of way in any district zoned primarily for residential purposes unless actively loading or unloading goods from or to a nearby property.

For purposes of this subsection (D) the term “semi-tractor” shall mean, “A truck with a fifth wheel circular hitch that is designed to haul a cargo trailer.”

2. A new Section 72.99 (L) shall be added to the City Code, which shall read:

(L) The owner of a semi-tractor or semi-trailer parked in violation of § 72.07 (D) shall be fined in the amount of no less than \$100.00. In addition, any semi-tractor or semi-trailer parked in violation of § 72.07 (D) shall be subject to towing and impoundment. Each day a semi-tractor or semi-trailer is parked in violation of § 72.07 (D) shall be deemed a separate offense.

3. The Unified Development Ordinance shall be amended by adding:

- (a) a new section 2.2 (B) (10);
- (b) a new section 2.3 (B) (10); and
- (c) a new section 2.4 (B) (11).

Each of the above shall read, *“Unless actively loading or unloading, no semi-tractor or semi-trailer shall parked, placed, located or stored on any parcel outside of a fully enclosed garage or lawfully existing storage building.”*

A new definition is added to Section 9.2 of the Unified Development Ordinance: *“SEMI-TRACTOR. A truck with a fifth wheel circular hitch that is designed to haul a cargo trailer.”*

REPEALER: All ordinances or parts of ordinances in conflict herewith are hereby repealed.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 _____, 2025.

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

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NAY

ATTEST:

Ashley Huffman, Clerk-Treasurer

APPROVED BY ME THIS ____ DAY OF _____, 2025.

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