Town of Liberty, Maine Parking Ordinance

Authority: This Town of Liberty Parking Ordinance (hereinafter "the Ordinance") is adopted pursuant to 30-A M.R.S.A. § 3009.

Purpose: This Ordinance is designed to protect public health and welfare by regulating the parking of motor vehicles on certain public ways. Unrestricted parking on public ways creates traffic hazards and is dangerous to pedestrians and motorists, and it is the purpose of this Ordinance to reduce this danger.

Definitions: For purposes of this Ordinance, the terms listed below are defined as follows; any other term used in this Ordinance shall have its common, ordinary meaning unless otherwise indicated.

"Public Way" means any town way or public easement as defined in 23 M.R.S.A. § 3021 and any portion of any State or State-aid highway located within the town. This term includes ways commonly designated as streets, lanes, roads and avenues and includes paved or unpaved shoulders of such ways.

"Motor Vehicle" is any vehicle defined in 29 M.R.S.A. § 1.

Regulated areas: When signs are erected giving notice thereof, no person shall park any motor vehicle at any time on the following public ways or specified portions thereof:

1. **Main Street** a/k/a "The Village": starting at a point 200 feet from the channel (the intersection of Route 220 and West Main Street) headed east to the Liberty Baptist Church including all sidewalks.

2. **Marshall Shores Road**: starting at the bottom of the hill where the lake is first visible (and at the corner of land of Steve Jewett) to the end of the lake at property owned by Susan Longley, on both sides of the road. This includes overnight camping at the public swimming area known as Marshall Shores.

3. **All Town Roads**: no overnight parking in municipal lots or in municipal rights of way.
4. **All Town Roads**: no parking where temporary or permanent “No Parking” signs are erected.

**Exceptions:**

1. This Ordinance does not apply to motor vehicles that are parked in prohibited areas for the following reasons: Mechanical problems or breakdown; Emergency situations; or

2. Maintenance, construction, repair or installation of utilities on the public way by any State or municipal agency or utility company.

**Penalties:**

Any person found in violation of this Ordinance by a Court of competent jurisdiction shall be subject to a fine of not more than $200.00, all fines accrue to the municipality. Persons charged with violating this Ordinance by parking on a public way, may waive court action by payment of a fee of $40.00 within 7 days after receiving notice of the violation. Any such waiver and payment of fee shall be processed through the Town Clerk.

**Enforcement:**

This Ordinance shall be enforced by the Municipal Officers, Road Commissioner or their duly appointed designee/parking attendant. Violation of this Ordinance shall be a traffic infraction and shall be prosecuted, if necessary, in the appropriate District Court.

**Severability**: In the event that any portion of this Ordinance is found by a Court to be invalid, the remaining provisions shall continue in full force and effect.

**Effective Date**: This Ordinance shall become effective when adopted by a majority of the Municipal Officers.

**Towing**: Any motor vehicle parked upon a public street of the Town of Liberty in a place, manner or for a length of time prohibited by this Ordinance, or during any parking ban declared by the Municipal Officers/Town Manager/Road Commissioner, is hereby declared to be an obstruction in the public way and a menace to the safety of the traveling public. Any motor vehicle parked which constitutes an obstruction under this Section of this Ordinance may at the request and under the direction of the Municipal Officers/Town Manager/Road Commissioner / parking attendant can be towed to a suitable garage or storage space and impounded thereon until all towing and storage fees are paid.
When any vehicle is towed pursuant to this Ordinance, the following procedure shall be followed:

1. Notice shall be sent to the registered owner of the vehicle by regular 1st-class mail, postage pre-paid, within 24 hours following the tow.

2. The Notice shall contain the following information: registration (license plate) and brief description of the vehicle; name and address of person or company who performed the tow; location where the vehicle is stored; the provisions of the Ordinance which were violated and led to the tow.

Starting on May 15th, 2019, as voted on at the March 2019 Annual Town Meeting, Marshall Shores parking area (18 marked parking spots), shall be utilized by Liberty residents/Liberty taxpayers only.

STICKERS EXPIRE ANNUALLY

ONE VEHICLE STICKER PER RESIDENCE or ONE VEHICLE STICKER PER TAXPAYER (regardless of people living in home or properties owned)

Stickers:

1. In order to park your vehicle in a legal parking spot, that is located at the Marshall Shores Park, your vehicle must have a certified parking sticker issued by the Liberty Maine Town Clerk.

2. A certified parking sticker must be obtained at the Liberty Town Office on Water Street, Liberty Maine during regular office hours.

3. The sticker should be displayed on the driver’s side of the vehicle upper left corner out of the driver’s line of sight.

4. To qualify for a vehicle sticker, you must either be a landowner and pay real estate taxes or reside in Liberty, Maine. It is your responsibility to show proof of residence by bringing two articles that will show your legal residence

Please bring with you two forms of proof of residency that you live in Liberty Maine. It will be the Town Clerk’s discretion to determine eligibility. Some specific examples are listed below. Note: this is not an all-inclusive list:
Recent Maine Driver’s License with a physical address
Maine Vehicle Registration or another credential
Utility Bill: electric bill, water/sewer bill, cell phone bill, etc. with a Liberty Mailing address.
Maine Resident Hunting and/or Fishing License
Contract in your name: - mortgage agreement, lease, insurance policy, insurance ID card, SR22
Document issued by a governmental entity
Tax return
Paycheck stub

5. If you choose to obtain a sticker using your tax bill as evidence, you must also present
   photo ID that displays the same name as the tax bill.

6. Lost parking stickers may be replaced at the Town Clerk’s discretion.

**Penalties for Marshall Shores Road:**

Vehicles that are found without a sticker parked in any one of the designated spots at Marshall Shores
Park, are to be fined with the following penalties:

1. First Offense, no fee, warning parking ticket left under the wiper if no occupants can be
   located, license plate recorded.
2. Second Offense, **$50.00** fine, parking ticket left under wiper. License Plate recorded.
3. Third Offense **$75.00** parking ticket left under wiper. License Plate recorded.
4. Fourth Offense, **$150.00** parking ticket, vehicle towed and impounded until all fines and
   towing bill paid.

“Any vehicle found in violation of any provision of the Ordinance, and the registered owner has
two or more unpaid parking tickets for any vehicle registered in his or her name, may be towed
or impounded. The registered owner of any vehicle in violation shall be responsible for full
payment of any outstanding parking tickets.

**All fines should be paid within 30 days of issuance or fined will be doubled.**

All fines shall be paid at the Liberty Town Office during regular business office hours. All Checks
and Money Orders should be made out to “Town of Liberty”
P.O. Box 116 Liberty, Maine 04949

In witness whereof the parties, or their duly empowered representatives, have executed this Parking
Ordinance on the 22nd day of April 2019.