

MONTGOMERY COUNTY

31-48A. PARKING PERMIT AREAS.

(A) THE COUNTY COUNCIL FINDS THAT THE HEALTH, SAFETY AND WELFARE OF MANY RESIDENTS OF THE COUNTY ARE ADVERSELY AFFECTED BY BURDENS PLACED ON RESIDENTS BY VIRTUE OF MAJOR PUBLIC FACILITIES AND PROGRAMS CREATED BY GOVERNMENTAL ACTION. FREQUENTLY, THE USE OF STREETS WITHIN RESIDENTIAL AREAS FOR THE PARKING OF VEHICLES BY PERSONS USING ADJACENT COMMERCIAL, INDUSTRIAL AND TRANSIT AREAS AND OTHER AREAS, FACILITIES AND PROGRAMS EMANATING FROM PLANNING, ZONING AND OTHER DECISIONS BY THE GOVERNMENT RESULTS IN HAZARDOUS TRAFFIC CONDITIONS, THE OVERBURDENING OF EXISTING STREETS, ROADS AND OTHER FACILITIES, AIR AND NOISE POLLUTION, AND THE INABILITY OF RESIDENTS OF CERTAIN AREAS TO OBTAIN ADEQUATE PARKING ADJACENT TO OR CLOSE BY THEIR PLACES OF RESIDENCE AND TO SECURE EASE OF ACCESS TO THEIR PLACES OF RESIDENCE. IN ORDER TO REDUCE TO THE EXTENT POSSIBLE THE AFOREMENTIONED CONDITIONS, TO FOSTER THE USE OF MASS TRANSIT FACILITIES AND TO PROMOTE THE SAFETY, PEACE, GOOD ORDER, COMFORT, CONVENIENCE, HEALTH AND WELFARE OF THE RESIDENTS OF THE COUNTY, THE COUNCIL DEEMS IT ESSENTIAL THAT THE PARKING PERMIT AUTHORIZATION PROVIDED FOR IN THIS SECTION BE ENACTED.

(B) THE COUNTY EXECUTIVE IS HEREBY AUTHORIZED TO DESIGNATE, BY WRITTEN ORDER OR REGULATION, ROADS, STREETS AND OTHER AREAS WITHIN THE COUNTY IN WHICH THE PARKING OF VEHICLES MAY BE RESTRICTED, IN WHOLE OR IN PART, DURING CERTAIN SPECIFIED TIMES, TO HOLDERS OF VALID PARKING PERMITS ISSUED PURSUANT TO THIS SECTION. THE COUNTY EXECUTIVE SHALL CONSIDER THE INSTITUTION OF A PARKING PERMIT SYSTEM UPON PETITION BY THE RESIDENTS OF A GIVEN AREA. THE AUTHORITY GRANTED HEREIN SHALL BE IN ADDITION TO, AND MAY BE EXERCISED IN CONJUNCTION WITH, ANY OTHER AUTHORITY THE COUNTY EXECUTIVE MAY HAVE TO REGULATE THE TIMES AND CONDITIONS OF MOTOR VEHICLE PARKING.

(C) THE DESIGNATION OF A PARKING PERMIT AREA SHALL TAKE INTO ACCOUNT, AMONG OTHER THINGS:

(1) THE EFFECT ON THE SAFETY OF RESIDENTS OF THE AREA UNDER CONSIDERATION FROM INTENSIVE USE BY NON-RESIDENTS FOR PARKING OF VEHICLES.

(2) THE NEED OF THE RESIDENTS OF THE AREA TO OBTAIN ADEQUATE ON-STREET PARKING ADJACENT TO OR CLOSE BY THEIR PLACES OF RESIDENCE.

(3) THE DIFFICULTY OR INABILITY OF RESIDENTS OF THE AREA TO SECURE ADEQUATE ON-STREET PARKING ADJACENT TO OR CLOSE BY THEIR PLACES OF RESIDENCE BECAUSE OF WIDE-SPREAD USE OF AVAILABLE PARKING SPACES IN THAT AREA BY NON-RESIDENT, TRANSIENT MOTORISTS.