

SUBSTITUTE ORDINANCE NO. BL2025-956

An ordinance to amend Chapter 12.40 of the Metropolitan Code of Laws regarding ~~abandoned vehicles and restrictions on~~ for street and alley parking.

WHEREAS, trucks and motor vehicles exceeding ten thousand pounds, box trucks, food trucks, trailers, tank trucks, and dump trucks repeatedly park on the right-of-way of the Metropolitan Government and obstruct other vehicles and pedestrians on local roads; and

WHEREAS, Metropolitan Code of Laws section 12.40.080 states that no vehicle shall be parked in a manner as to leave less than twelve feet of roadway available for the free movement of vehicular traffic; and

WHEREAS, notwithstanding current code provisions, additional measures are needed to ensure the free flow of traffic and to address obstructions on the roads and alleys of the Metropolitan Government.

NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That Section 12.40.180 of Metropolitan Code of Laws is hereby amended by deleting the section in its entirety and replacing it with the following:

A. For purposes of this section:

1. "Box truck" means a commercial truck with an enclosed, box-shaped cargo area that is separate from the cab.
2. "Food truck" means vehicle capable of movement and equipped to serve food.
3. "Food trailer" means a non-motorized unit equipped to serve food that is designed to be towed by a separate vehicle.
4. "Streets" means all streets, roads, highways, avenues, boulevards, publicly owned rights-of-way, bridges, tunnels, or other public ways dedicated to public use and maintained for general public travel within the area of the metropolitan government.

B. Except as otherwise permitted by law, the parking of trucks, or motor vehicles exceeding ~~8-800-~~ten thousand pounds gross vehicle weight rating, box trucks, food trucks, food trailers, trailers, or semi-trailers, whether or not attached to a tractor, is prohibited on any street within the jurisdiction of the Metropolitan Government at any time of day or night.

C. This section shall not apply to vehicles:

1. Actively engaged in loading or unloading activities;
2. ~~With~~Where a driver is in attendance with the vehicle; or

3. Permitted by the Nashville Department of Transportation and Multimodal Infrastructure to operate in the right-of-way, including truck vendors, under Chapter 13.08.

D. In addition to all other remedies, whenever any police officer finds a vehicle in violation of this section, the officer is authorized to move such vehicle, or require the driver or person in charge of the vehicle, if present, to immediately relocate the same to a position off the roadway.

Section 2. That Section 12.40.190 of Metropolitan Code of Laws is hereby amended by deleting the section in its entirety and replacing it with the following:

12.40.190 – Parking restrictions—Tank trucks, ~~school buses~~, and certain other vehicles.

A. It is unlawful for any person owning or operating a tank truck or any other self-propelled vehicle used for transporting more than fifty (50) gallons of gasoline, kerosene, benzol, naphtha or other volatile liquids, to park such vehicle parked on any public street or alley within the jurisdiction of the metropolitan government for more than two (2) hours, whether loaded or empty.

B. It is unlawful for any person owning or operating a truck or motor vehicle of more than ~~8,800~~ ten thousand pounds gross vehicle weight rating, or a dump truck of more than fifty-four thousand pounds of gross weight, including the load therein, to park such vehicle on any public street or alley within the jurisdiction of the metropolitan government for more than two (2) hours, whether loaded or empty.

Section 43. This ordinance shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

Mayor \_\_\_\_\_

Date \_\_\_\_\_

Freddie O'Connell