

**ORDINANCE NUMBER 22-2566**

**AN ORDINANCE OF THE CITY OF HOOVER TO MODIFY CHAPTER 9, MOTOR VEHICLES AND TRAFFIC AND TO REPEAL ALL ORDINANCES AND PARTS OF THE ORDINANCES OF THE CITY OF HOOVER IN CONFLICT THEREWITH.**

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Hoover, in regular meeting duly assembled, a quorum being present, as follows:

**Section 1. Modification of Chapter 9, Motor Vehicles and Traffic, Article V – Stopping, Standing and Parking, Division 1 – Generally, Sec. 9-103 – Prohibited Parking – Designated Areas.**

- A. Section 9-103 of the *Municipal Code of the City of Hoover, Alabama* is hereby amended to delete Section 9-103(a)(1) in its entirety and replace it with the following:

**ARTICLE V. - STOPPING, STANDING AND PARKING**

**DIVISION 1. – GENERALLY**

**Sec. 9-103. - Prohibited parking — Designated areas.**

- (a) It shall be unlawful for any person to stop, stand or park a vehicle (except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer, fire official, or traffic-control device) in any of the following places or portions thereof:
- (1) On a sidewalk (including the portion of any sidewalk which continues through a public or private driveway).

The remainder of Section 9-103 shall remain the same.

**Section 2. ORDINANCES REPEALED.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 3. SEVERABILITY.** That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City of Hoover hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**Section 4. LEGAL RIGHTS NOT IMPAIRED.** That nothing in this ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

**Section 5. ORDINANCE CUMULATIVE; COMPATIBILITY WITH OTHER REGULATIONS.** This Ordinance shall not be construed to modify or to repeal any other ordinance, rule, regulation, or other provision of law. The requirements of this Ordinance are in addition to and cumulative to the requirements of any other ordinance, rule, regulation, or other provision of law, and where any provision of this ordinance imposes restrictions different from those imposed by any other ordinance, rule, regulation, or other provision of law, whichever provision is more restrictive or imposes higher protective standards for human health or the environment shall control.

**Section 6. PUBLICATION OF ORDINANCE.** That the City Clerk of the City of Hoover is hereby ordered and directed to cause this ordinance to be published and that a copy of this Ordinance be entered upon the minutes of the meeting of the City Council.

**Section 7. EFFECTIVE DATE OF ORDINANCE.** That this Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall be in full force and effect beginning thirty (30) days after adoption and shall continue in full force and effect from month to month and year to year from its effective date until repealed.

THEREFORE, BE IT ORDAINED, that the City Council of the City of Hoover does hereby ordain, resolve, and enact the foregoing Ordinance for the City of Hoover.

Done this the 6th day of June, 2022.

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Curt Posey, Council Pro-Tem

**APPROVED BY:**

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Frank V. Brocato, Mayor

**ATTESTED BY:**

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Wendy Dickerson, City Clerk