

ORDINANCE NO. 2703-07

**AN ORDINANCE OF THE CITY OF WINTER PARK,
FLORIDA AMENDING SECTION 98-146 OF ARTICLE IV,
CHAPTER 98 OF THE CODE OF ORDINANCES OF THE
CITY OF WINTER PARK TO PROVIDE FOR
RESTRICTIONS FOR PARKING VEHICLES FOR
ADVERTISING OR SELLING MERCHANDISE; PROVIDING
AN EFFECTIVE DATE.**

WHEREAS, the City of Winter Park desires to further promote the safe movement of vehicular traffic and improve the aesthetic appearance of the City; and

WHEREAS, in order to promote such interests, the City of Winter Park desires to restrict the parking of vehicles in the City for the primary purpose of advertising or selling merchandise from vehicles.

NOW THEREFORE, BE IT ENACTED by the people of the City of Winter Park, Florida as follows:

Section 1. Section 98-146, Article IV, Chapter 98 of the Code of Ordinances of the City of Winter Park, Florida is hereby amended to read as follows:

ARTICLE IV. Stopping, Standing and Parking

Sec. 98-146. Parking for certain purposes prohibited.

No person shall stand or park a vehicle upon any public or private roadway, public parking lot or any other public property for the principal purpose of:

- (1) Displaying such vehicle for sale, rental or hire;
- (2) Washing, polishing, painting, greasing or repairing such vehicle, except repairs necessitated by an emergency;
- (3) Displaying commercial advertising, but this provision shall not apply to vehicles which are regularly (at least five times per week) used for delivery services, and are otherwise legally parked, where the vehicle merely displays identifying information, logos, and similar marks of the business for which deliveries are made; neither shall this provision apply to work trucks, vans, or other vehicles actually used in the operations of a business which merely display identifying information, logos, and similar marks of the business in which the vehicle is used; or

- (4) Selling merchandise from the vehicle, except in an established marketplace or when authorized or permitted by the city.

Violation of this ordinance shall be considered a civil infraction, and a violation of the City's Code of Ordinances.

Section 2. Codification of this Ordinance is hereby directed and authorized.

Section 3. All ordinances or portions of ordinances in conflict herewith are hereby repealed.

Section 4. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 5. This ordinance shall become effective immediately upon its passage and adoption.

Adopted at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida on the 12th day of March, 2007.



David C. Strong, Mayor

Attest: 

Cynthia S. Bonham, City Clerk