When recorded return to:
Clerk of the Board
P.O. Box 827
Florence AZ 85132

ORDINANCE NO. 2025-_____

AN ORDINANCE OF THE PINAL COUNTY BOARD OF SUPERVISORS RELATING TO PARKING OF VEHICLES ON COUNTY ROADWAYS AND COUNTY-OWNED PUBLIC RIGHTS-OF-WAY

BE IT ORDAINED BY THE PINAL COUNTY BOARD OF SUPERVISORS:

WHEREAS, A.R.S. § 11-251(4) authorizes the Board of Supervisors to layout, maintain, control and manage public roads within the County; and

WHEREAS, A.R.S. § 28-627 allows the County to exercise reasonable police powers to regulate traffic and parking on County Roads; and

WHEREAS, the County Engineer is authorized to evaluate and assess the safety of County streets, roads, highways, and rights-of-way for purposes of making recommendations to the Board of Supervisors on parking restrictions on County rights-of-way; and,

WHEREAS, the Board of Supervisors has determined that public safety requires the implementation of parking restrictions on certain roads within the County based up recommendations from the County Engineer.

NOW, THEREFORE. IT IS ORDAINED AS FOLLOWS:

1. Purpose - The Board of Supervisors or County Engineer, upon finding that parking on certain public streets, roads, and highways within unincorporated areas of the County creates a hazard, public nuisance and/or is a menace to public safety and convenience, may prohibit, regulate, restrict and otherwise provide for public safety and convenience by a system of parking and traffic regulations.

2. Definitions - All words used in this Chapter, shall, where applicable or unless defined herein, have the definition given in A.R.S. § 28-601 and 28-101, as amended.

3. County Engineer Recommendation - The County Engineer is authorized to make an engineering study of the traffic conditions and physical roadway characteristics of the public streets, roads, and highways within the County, except in any incorporated city or town or on any State or Federal Highway, to determine whether a parking restriction is reasonably necessary for the protection and convenience of the traveling public.

a. Upon finding the basis of an engineering study and generally accepted traffic engineering principles or standards, the County Engineer may recommend to the Board of Supervisors that parking be completely restricted, restricted only during certain hours or times, restricted during certain times of the year, restricted only on one side of the street, or restricted only along certain designated areas adjacent to the street. The Board of Supervisors may approve, reject, or modify the proposed restrictions, and it shall note its action by ordinance or resolution

b. Upon finding the basis of an engineering study and generally accepted traffic engineering principles or standards that parking on streets, roads, and highways be presents a danger to public safety the County Engineer may immediately implement the recommended restrictions and present such restrictions or regulations retroactively for approval by the Board of Supervisors within 90 days of implementation.

c. The County Engineer is authorized to implement the parking restrictions set forth in Section 4 below on any County road where justified based upon an engineering study and generally accepted traffic engineering principles or standards.

4. Parking Prohibition Criteria - The parking of vehicles is prohibited on any County street, road, or highway, paved or unpaved, where any of the following conditions exist upon recommendation by the County Engineer on the basis of an engineering study and where the road segment has been posted, marked, or designated as such in accordance with Section 5 of this ordinance:

    a. Parking would obstruct a traffic lane;

    b. Parking would obstruct access to a driveway or roadway;

    c. Parking would obstruct a bike lane;

    d. Parking within thirty feet on the approach to any flashing beacon, stop sign, yield sign or traffic control signal located at the side of a roadway;

    e. Parking would block a crosswalk;

    f. Parking would be within 15ft of a fire hydrant;

    g. Parking would block access to community mailboxes as required by the United States Postal Service;

    h. Parking would block a designated fire lane where the curb(s) are painted red;

    i. Parking on narrow streets that would limit the safe and unfettered ingress/egress of public safety and emergency response vehicles on any public street;

    j. Parking that creates unsafe conditions that would block sight visibility at or near any intersection or adjacent to any horizontal or vertical curves based on an engineering study performed in accordance with the sight visibility criterion set forth in “A Policy

on Geometric Design of Highways and Streets by the American Association of State Highway and Transportation Officials (AASHTO)", or any other condition which would make parking a vehicle unsafe as determined by the County Engineer based on a traffic study.

5. Signage and Pavement Marking – No prohibition of parking on public roads shall be effective unless or until:

    a. Signs giving notice of the prohibition are posted on the roadway. Unless otherwise noted on the signs themselves, each sign shall designate a "no parking" area that extends 100 feet in each direction (covering a total length of 200 feet) parallel to the roadway or to the next intersecting roadway, whichever is shorter, or,

    b. The roadway is striped or marked designating bike lanes along the roadway's outside edge which would prohibit parking in accordance with A.R.S. § 28-815.D, or,

    c. Under direction and written request of a fire district or department, the curb is painted red to designate a fire lane for which standing, stopping, or parking is prohibited.

6. Establishment or Removal of Residential No-Parking Zones - The County Engineer may establish or remove a Residential No-Parking Zone and install no parking signs on any public street owned and maintained by the County within a residential neighborhood upon written request from a Homeowner's Association or citizen(s) provided that the following conditions are met:

    a. A petition with signatures supporting the establishment of a Residential No-Parking Zone from 90% of residents residing on the street segment under consideration is provided to the County Engineer, and,

    b. Written support from an authorized representative of the Homeowner's Association (if applicable) is provided to the County Engineer, and,

    c. A map showing the specific street segment under consideration is provided to the County Engineer, and

    d. The street segment under consideration is classified as a local or minor collector street, and,

    e. The street segment under consideration is a continuous section of roadway beginning at a street corner or intersection and ending mid-block or at the next street corner or intersection. Discontinuous street segments that "skip" properties will not be considered.

7. Recreational Vehicles (RV), Heavy Trucks, and Inoperable Vehicles

    a. Heavy Trucks - It is a violation of this ordinance to park a Heavy Truck on any public road within a residentially zoned area. A Heavy Truck is defined as any commercial vehicle with a gross vehicle weight of 19,500 pounds or more

including, but not limited to, trucks, truck tractors, road tractors, trailers, semi-trailers, vehicle transporters, or any combination of such vehicles, attended or otherwise, occupied or unoccupied,; including the power unit by itself, the combination of the power unit and trailer, or the trailer separately. A Heavy Truck may temporarily park on dedicated Pinal County right-of-way to perform the following activities, except that upon completion of such activity the vehicle must be promptly removed.

i. Deliver, pickup, load or unload merchandise, materials, or equipment, including furniture and other household goods; or

ii. The Heavy Truck is disabled and is in need of repair, provided the repair is completed within 48 consecutive hours; or

iii. Provide construction, repair, or similar services to a property or utility.

b. Recreational Vehicles, Buses, Boats, & Trailers - It is a violation of this ordinance to park a Recreational Vehicle (RV), Travel Trailer, bus, boat, or utility trailer on any public road for more than 48 consecutive hours. A Recreational Vehicle (RV) or Travel Trailer is defined as a vehicular-type unit, not exceeding eight feet in width nor more than 40 feet in length, primarily designed as temporary living quarters for recreational, camping or travel use. The unit either may have its own motive power or may be mounted on or drawn by another vehicle upon the highway. Under no circumstances shall a person be allowed to inhabit any of the prescribed vehicles while parked on the street.

c. Inoperable Vehicles - It is a violation of this ordinance to park an inoperable or unregistered vehicle on any public road for more than 48 consecutive hours.

8. Violations – Any vehicle parked in violation of this Ordinance may be towed away and stored at the vehicle owner's expense, immobilized with a traffic boot or barnacle, and/or be subject to a civil fine not less than $250 per vehicle per occurrence per day, as authorized by A.R.S. § 11-251.05.

a. In any prosecution charging a violation of any provision of this ordinance governing the stopping, standing or parking of a vehicle, the person in whose name such vehicle is registered is prima facie responsible for such violation and subject to the penalty thereof. Furthermore, this section applies to those persons in whose names such vehicle is jointly registered. Such persons are jointly and severally prima facie responsible for such a violation and subject to penalty therefor.

b. Any violation of this ordinance shall be a civil traffic violation.

9. Enforcement – The Pinal County Sheriff's Office and the Pinal County Code Compliance Office are hereby authorized to enforce the provisions of this ordinance and may, at their discretion, determine what method of enforcement, in accordance with section 8 above, is appropriate for any given situation.

10. Collection of Fines – Fines collected pursuant to this Ordinance shall be placed in a fund managed by the Pinal County Sheriff's Office. The funds may be used by the Pinal County Sheriff's Office or the Public Works Department for traffic safety and traffic law enforcement purposes, which include, but are not limited to: towing fees, traffic signing and pavement markings, public outreach and education, contract traffic enforcement services, traffic calming devices, and other traffic enforcement related expenses.

11. State Provisions - The state traffic laws regulating stopping, standing and parking apply upon all streets, highways and alleys within the County, except in any incorporated city or town. The provisions of this Ordinance are in addition to and shall not be read to conflict with the restrictions in A.R.S. § 28-873 or A.R.S. § 28-815.D.

PASSED AND ADOPTED ON THIS _____ DAY OF _____, 2025, BY THE PINAL COUNTY BOARD OF SUPERVISORS.

_____
Chairman of the Board of Supervisors

ATTEST:

_____
Clerk/Deputy Clerk of the Board

APPROVED AS TO FORM:

_____
Deputy County Attorney