



33 (a) Purpose.

34 The mayor and council find that it is in the public interest to provide for the proper placement  
35 of motor vehicles on residential properties to eliminate blight and improve health and public safety.

36 It is the purpose of this section to:

37 (1) Require property owners of residential properties to provide parking for their properties as  
38 described in this section.

39  
40 (2) Require vehicles to be parked on residential properties as described in this section.

41  
42 (3) Require all property owners of residential properties, both owner-occupied and landlords,  
43 to ensure all residential parking complies with this and all city Code of Ordinances.

44

45 (b) Definitions.

46 *Accessory building* means an attached or detached enclosed building or structure with walls  
47 and a roof which is subordinate to the principal building/facility on a lot, including but not limited  
48 to a garage, storage building, or any other such not-for-habitation building on the premises.  
49 Manufactured/mobile housing units, shipping containers, and recreational vehicles are not  
50 accessory buildings.

51 *Contained gravel* means small stones used for paths or for making concrete, which are confined  
52 in a manner to restrict the movement or spread beyond the limits of an established driveway.

53 *Curb cut* means removal of a section of a horizontal *line* of concrete, asphalt or other curb  
54 material that forms part of *the gutter* at *the edge* of a street.

55 *Driveway apron* means a gently sloping surface in front of an established driveway that enables  
56 vehicles to ingress and egress to a public road.

57 *Established driveway* means an open and notorious pathway that is routinely used by vehicles  
58 for safe and orderly ingress and egress between private real property and a public road.

59 *Front yard* means an open space extending the full width of the lot and from the front of the  
60 residential structure to the edge of the front property line.

61 *Gross vehicle weight* means the weight of a vehicle without load plus its rated carrying  
62 capacity, as specified by the manufacturer of the vehicle.

63 *Motor coach* means any wheeled motor vehicle which is a single self-contained unit that  
64 provides motive powers to a system, such as a locomotive or a motor, and is designated and  
65 generally used for occupancy by persons for residential purposes.

66 *Motor vehicles* mean an automobile, truck, van or other motor vehicle designed and intended  
67 for use in transporting people and/or goods.

68 *Public rights-of-way* means any street, alley, lane, or similar parcel of land essentially  
69 unobstructed from the ground to the sky, which is deeded, dedicated or otherwise permanently  
70 appropriated to the public for public use.

71 *Rear yard* means an open space extending the full width of the lot and from the rear of the  
72 residential structure to the edge of the rear property line.

73 *Residential properties* mean a piece of land or real estate consisting of single or multi-family  
74 housing.

75 *Screened* means hidden from the view of a person standing at ground level on an abutting site  
76 by an architectural or landscape feature that is at least six feet in height.

77 *Side yard* means an open space extending from the side of the residential structure to the side  
78 property line and between the front yard and the rear yard.

79 *Trailer* means any type of wheeled vehicle, regardless of the use, which is designed to be pulled  
80 by a motor vehicle.

81 (c) For the purposes of this subsection an "established driveway" means:

- 82
- 83 (1) An open and notorious pathway that is routinely used by vehicles for safe and orderly  
84 ingress and egress between private real property and public right-of-way, and  
85
- 86 (2) Has a surface consisting of solid or pervious pavement, pavers, contained gravel, stone  
87 materials, or other surfaces otherwise authorized by the City of Lithonia. Established  
88 driveways connecting to a street must include a curb cut, where applicable, and  
89 driveway apron.  
90

91 (d) Unregistered and unlicensed motor vehicles. No person shall park or permit any other person  
92 to park any motor vehicle, except a motor vehicle parked in an accessory building, on any  
93 premises in a residential district, if the vehicle:

- 94
- 95 (1) Is unregistered; or  
96
- 97 (2) Has expired registration; or  
98
- 99 (3) Does not have a lawful license plate or lawful temporary tag, which plate or tag is  
100 currently registered to that vehicle displayed thereon.  
101

102 (e) Inoperable vehicles. No owner or occupant of any residential property shall park any  
103 inoperable vehicle or permit any other person to park any inoperable vehicle on the owner's

104 or occupant's premises, unless the inoperable vehicle is parked in an enclosed structure. No  
105 person shall park any inoperable vehicle upon any public street, alley, or other public  
106 property.  
107

108 (f) Parking of specified motor vehicles, motor homes, trailers, semitrailers or truck tractors in  
109 residential zone is prohibited.  
110

111 (1) No motor vehicle exceeding 20 feet in length, and/or 10,000 pounds gross vehicle  
112 weight, or any trailer coach, motor home, trailer, semitrailer, or truck tractor, or part of  
113 such vehicle, shall be parked or stored upon the street adjacent to any lot zoned  
114 residential except:  
115

116 i. Commercial vehicles, when such vehicles are being expeditiously loaded or  
117 unloaded, or equipment on such vehicles is being used to perform the special  
118 operations for which it was designed, including, but not limited to, the  
119 construction, operations, removal or repair of utility or public utility property  
120 or facilities or public streets and rights-of-way.  
121

122 ii. Motor coaches, trailer coaches or motor homes when parked for a period of less  
123 than 24 hours.

124 **Section 3:**

125 (a) It is hereby declared to be the intention of the Mayor and Council that all sections,  
126 paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment,  
127 believed by the Mayor and Council to be fully valid, enforceable and constitutional.

128 (b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest  
129 extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this  
130 Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this  
131 Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the  
132 greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance  
133 is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this  
134 Ordinance.

135 (c) In the event that any phrase, clause, sentence, or section of this Ordinance shall, for any

136 reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid  
137 judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and  
138 Council that such invalidity, unconstitutionality, or unenforceability shall, to the greatest extent  
139 allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the  
140 remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the  
141 greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs, and sections  
142 of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

143 **Section 4.** All Ordinances and parts of Ordinances in conflict herewith are hereby  
144 expressly repealed.

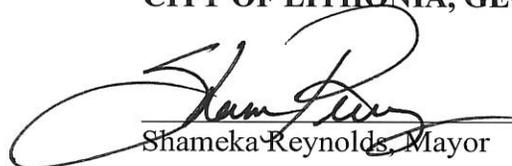
145 **Section 5.** This Ordinance shall become effective upon its adoption by the Mayor and  
146 Council.

147  
148 **Section 6.** The Ordinance shall be codified in a manner consistent with the laws of the  
149 State of Georgia and the City of Lithonia.

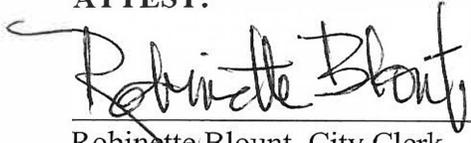
150 **Section 7.** It is the intention of the governing body, and it is hereby ordained that the  
151 provisions of this Ordinance shall become and be made part of the Code of Ordinances, City of  
152 Lithonia, Georgia and the sections of this Ordinance may be renumbered to accomplish such  
153 intention.

154 **ORDAINED** this 15<sup>TH</sup> day of JUNE, 2020.

**CITY OF LITHONIA, GEORGIA**

  
Shameka Reynolds, Mayor

ATTEST:

  
\_\_\_\_\_  
Robinette Blount, City Clerk

APPROVED BY:

  
\_\_\_\_\_  
City Attorney