
By: **Prince George's County Delegation**

Introduced and read first time: February 11, 2005

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 26, 2005

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County - Parking of Commercial Vehicles in Residential**
 3 **Areas**
 4 **PG 406-05**

5 FOR the purpose of prohibiting a person from parking certain commercial vehicles in
 6 certain areas in Prince George's County; providing certain exceptions; making
 7 this Act inapplicable to certain vehicles under certain circumstances; making
 8 this Act inapplicable in municipal corporations in Prince George's County;
 9 defining a term; providing for certain penalties; and generally relating to the
 10 regulation of the parking of certain commercial vehicles in certain residential
 11 areas in Prince George's County.

12 BY repealing and reenacting, without amendments,
 13 Article - Transportation
 14 Section 11-108, 11-144.1, 11-169, 11-171, ~~11-172, and 27-101(b)~~ and 11-172
 15 Annotated Code of Maryland
 16 (2002 Replacement Volume and 2004 Supplement)

17 BY adding to
 18 Article - Transportation
 19 Section 21-1010
 20 Annotated Code of Maryland
 21 (2002 Replacement Volume and 2004 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 23 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - Transportation**

2 11-108.

3 "Combination" means a combination of a motor vehicle with one or more other
4 vehicles propelled or pushed as a unit.

5 11-144.1.

6 "Passenger car" means a motor vehicle, except a multipurpose passenger vehicle
7 or motorcycle, designed for carrying 10 persons or less.

8 11-169.

9 (a) "Trailer" means, except as provided in subsection (b) of this section, a
10 vehicle that:

11 (1) Has no motive power;

12 (2) Is designed to carry people or property and to be towed by a motor
13 vehicle; and14 (3) Is constructed so that no part of its weight rests on the towing
15 vehicle.

16 (b) "Trailer" does not include a pole trailer.

17 11-171.

18 "Truck" means a motor vehicle, except a multipurpose passenger vehicle, that is
19 designed, used, or maintained primarily to carry property.

20 11-172.

21 "Truck tractor" means the noncargo carrying power unit that operates in
22 combination with a semitrailer or trailer, except that a truck tractor and semitrailer
23 engaged in the transportation of automobiles or boats may transport motor vehicles
24 or boats on part of the power unit.

25 21-1010.

26 (A) IN THIS SECTION, "COMMERCIAL VEHICLE" MEANS A VEHICLE THAT:

27 (1) IS USED TO TRANSPORT PROPERTY;

28 (2) IS OWNED BY, OR USED IN CONJUNCTION WITH, A BUSINESS
29 ENTERPRISE; AND

30 (3) IS OF A TYPE CAPABLE OF BEING REGISTERED:

1 (I) OTHER THAN UNDER § 13-917 OF THIS ARTICLE, AS A CLASS E
2 (TRUCK) VEHICLE UNDER THIS ARTICLE;

3 (II) AS A CLASS F (TRACTOR) VEHICLE UNDER THIS ARTICLE; OR

4 (III) AS A CLASS G (TRAILER) VEHICLE UNDER THIS ARTICLE.

5 (B) THIS SECTION DOES NOT APPLY TO ANY VEHICLE THAT IS OF A TYPE
6 CAPABLE OF BEING REGISTERED:

7 (1) AS A CLASS A (PASSENGER) VEHICLE UNDER § 13-912 OF THIS
8 ARTICLE; OR

9 (2) AS A CLASS E (TRUCK) VEHICLE UNDER § 13-917 OF THIS ARTICLE.

10 (C) THIS SECTION DOES NOT APPLY IN ANY MUNICIPAL CORPORATION IN
11 PRINCE GEORGE'S COUNTY.

12 ~~(C)~~ (D) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,
13 IN PRINCE GEORGE'S COUNTY, A PERSON MAY NOT PARK A COMMERCIAL VEHICLE
14 ON ANY STREET, HIGHWAY, DRIVEWAY, OR OTHER PROPERTY IN AN AREA SPECIFIED
15 AS A RESIDENTIAL ZONE UNDER THE ZONING REGULATIONS OF PRINCE GEORGE'S
16 COUNTY.

17 (2) THIS SUBSECTION DOES NOT APPLY IF THE PARKING OF THE
18 COMMERCIAL VEHICLE IS ESSENTIAL TO THE IMMEDIATE USE THEN BEING MADE OF
19 THE COMMERCIAL VEHICLE IN CONJUNCTION WITH A COMMERCIAL TRANSACTION
20 FOR A BUSINESS ENTERPRISE.

21 ~~(D)~~ (E) (1) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, A
22 PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON
23 CONVICTION IS SUBJECT TO ~~THE PENALTY PROVIDED IN § 27-101(B) OF THIS ARTICLE~~
24 A FINE OF \$500.

25 (2) IN THE CASE OF A COMBINATION TRACTOR AND TRAILER, A PERSON
26 WHO VIOLATES THIS SECTION IS SUBJECT TO A SEPARATE FINE FOR EACH VEHICLE.

27 (3) FOR THE PURPOSE OF DETERMINING THE PENALTY UNDER THIS
28 SECTION, EACH DAY OF A VIOLATION IS A SEPARATE OFFENSE.

29 ~~27-101.~~

30 (b) ~~Except as otherwise provided in this section, any person convicted of a~~
31 ~~misdemeanor for the violation of any of the provisions of the Maryland Vehicle Law is~~
32 ~~subject to a fine of not more than \$500.~~

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
34 October 1, 2005.

