

Offered by Councilor Bill Linehan

CITY OF BOSTON



IN THE YEAR TWO THOUSAND AND TEN

**AN ORDINANCE AMENDING PENALTIES RELATED TO STREET
CLEANING**

WHEREAS, The City of Boston's posted street cleaning program runs from April to November with enforcement provided by the Boston Transportation Department writing citations and private contracted tow companies impounding vehicles; *and*

WHEREAS, Despite the posted towing policy for vehicles left on the street during signed street cleaning hours, the majority of vehicles are not towed, often remaining on the street blocking the sweeper; *and*,

WHEREAS, The most densely populated neighborhoods with the most significant parking problems incur more tickets and tows related to street cleaning, with the four neighborhoods of South Boston, the South End, Roxbury and East Boston accounting for more towed vehicles for street cleaning violations than all other neighborhoods combined; *and*

WHEREAS, Enforcement of the City's Street Cleaning Program should be administered equitably with a shared burden of compliance for all residents, not only neighborhoods with insufficient residential parking; *and*

WHEREAS, The practice of towing by private contractors is environmentally unfriendly and economically inefficient, squandering revenue during a times of fiscal restraint; *and*,

WHEREAS, An increase in the street cleaning violation combined with the discontinuance of towing will benefit some neighborhoods by allowing the City to capture more revenue, decreasing the total cost to violators towed, and creating a greater deterrent to promote compliance among all those in violation; *and*

WHEREAS, The revenue raised by the increased street cleaning parking fine may be directed to assist in a more comprehensive street cleaning efforts, including more hand sweepers with blowers to clean under cars, clean the trail left behind street sweepers, and clean up after the garbage trucks on trash day; *and*

WHEREAS, In order for a neighborhood to adopt the increased street cleaning violation and discontinue towing related to street cleaning, the Boston Transportation Department must establish a zone to be defined in the City of Boston Traffic Rules and Regulations; *and*

WHEREAS, The words “Zone C”, as used in this Ordinance shall be deemed to mean that part of the City of Boston bounded by Summer Street, by the southwesterly line of A Street and said line extended westerly to West Second Street, by the westerly line of Dorchester Avenue to the westerly line of Ellery Street, by the southerly line of Ellery Street to the southwesterly line of Boston Street, by the southeasterly line of Columbia Road to the easterly line of Farragut Road, by the northeasterly line of East First Street to the Summer Street Bridge; *and*

WHEREAS, The implementation of this Ordinance will require Article X Section 1A. Schedule of Fines for the Non- Criminal Disposition of Parking Violations, be amended by the Boston Transportation Department to include “Zone C” as defined above.

Be it ordained by the City Council of Boston, as follows:

Section 1.

CBC Chapter VI is hereby amended by striking Section 6-6.3 (o) and replacing it with the following Section 6-6.3 (o)

Section 6-6.3 (o)

The fine for parking a vehicle in violation of any posted prohibition against parking of motor vehicles during hours designated for street cleaning shall be forty (\$40.00) dollars for each such violation, except for violations against motor vehicles within “Zone C” of the City of Boston Traffic Rules and Regulations, where the fine shall be one hundred (\$100) dollars for each violation. Motor vehicles will not be towed within “Zone C” for violations related to street cleaning. A penalty of thirty- three (\$33.00) dollars shall be assessed if the fine remains unpaid twenty-one (21) days after issuance of a notice of such violation.

Section 3.

These provisions shall be effective immediately upon passage.