

# BROADLANDS

Association, Inc.

## September 2023 - Village Drive Parking Ticket Update

The HOA office was advised by homeowners off Village Drive that on the morning of September 19<sup>th</sup>, LCSO was on site issuing tickets to vehicles parked illegally on Village Drive and the surrounding roads. This enforcement occurred during a time when approximately 1/3 of the roads in this section were closed for asphalt work and many residents were parked along Village Drive, in the Southern Walk pool parking lot, and in other roads off Village Drive. Some residents asked if the HOA requested this enforcement and the answer is while road safety is an utmost concern, the HOA did not request enforcement during this time. In speaking with the deputy who issued the tickets, the enforcement occurred as a result of multiple complaints that came in over the weekend via their traffic hotline complaint form (<https://lfportal.loudoun.gov/Forms/TrafficComplaint>). The complaints noted that vehicles routinely parked too close to intersections and expressed concern for the safety of school children trying to cross the road safely when vehicles are blocking the line of sight.

The deputy issuing the tickets noted that he issued 32 citations this morning for a variety of violations, including parking too close to an intersection, vehicles with expired tags or safety inspections, parking too close to a fire hydrant, and commercial vehicles. All of these items are violations of county law and LCSO will issue parking citations for them. Attached is a copy of the citation and excerpts of the referenced laws.

The deputy noted that these laws were developed for the safety of the community. When vehicles park too close to an intersection, large vehicles often must take extra time to maneuver around the parked vehicles, which can be detrimental in emergency situations. The county has dealt with a number of instances where vehicles parked too close to intersections have been sideswiped by school buses, emergency vehicles, or trash trucks.

While the HOA absolutely empathizes with residents who are inconvenienced by the road work, these repairs are necessary to preserve the roads. We remind all drivers to refresh their knowledge of the various parking laws and ensure compliance when parking on all roadways.

## 480.001 DEFINITIONS.

For the purpose of this chapter, the following words shall have the meanings respectively ascribed to them as follows:

(a) "Commissioner". The Commissioner of the Division of Motor Vehicles of Virginia.

(b) "County." Loudoun County, Virginia.

(c) "Crosswalk." A delineated set of parallel painted or marked lines perpendicular to or distinctly indicated for pedestrian crossing by other lines or markings, and crossing a street, road, or highway that is designated for the use of pedestrians in walking across such street, road, or highway.

(d) "Highway." The entire width between boundary lines of every way or place of whatever nature open to the use of the public for purpose of vehicular travel in this County, including the streets, alleys, and publicly maintained parking lots in the County, and for law enforcement purposes only the entire width between boundary lines of all private roads or private roads or private streets located within any residential development.

(e) "Intersection."

(1) The area embraced within the prolongation or connection of the lateral curb lines, or if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.

(2) Where a highway includes two roadways 30 feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two roadways 30 feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection.

(3) For the purpose only of authorizing installation of traffic-control devices, every crossing of a highway or street at grade by a pedestrian crosswalk.

(f) "Mobile home." Every vehicle not otherwise classified herein which has no collapsible sides, which contains sleeping quarters and may or may not contain bathing and cooking facilities and every trailer not designed for the transportation of property but used primarily for office space and is designed to be drawn by a motor vehicle.

(g) "Motor home." Every private motor vehicle with a normal seating capacity of not more than ten persons, including the driver, designed primarily for use as living quarters for human beings.

(h) "Motor vehicle." Every vehicle as defined in this section which is self-propelled or designed for self-propulsion. Any structure designed, used or maintained primarily to be loaded on, or affixed to a motor vehicle to provide a mobile dwelling, sleeping place, office or commercial space, shall be considered a part of a motor vehicle. For the purpose of this chapter, any device herein defined as a bicycle shall be deemed not to be a motor vehicle.

(i) "Official parking regulation sign." Any sign erected, constructed, or created by either the Virginia Department of Transportation or the County of Loudoun which conforms to the physical requirements set forth in the manual on Uniform Traffic Control Devices and which is installed for the express purpose of regulation of vehicular parking within the County of Loudoun.

(j) "Operator." Every person who drives or is in actual physical control of a motor vehicle upon a highway or who is exercising control over or steering a vehicle being towed by a motor vehicle.

(k) "Owner." A person who holds the legal title of a vehicle or, in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee or in the event of a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this chapter, except that in all such instances when the rent paid by the lessee includes charges for services of any nature or when the lease does not provide that title shall pass to the lessee upon payment of the rent stipulated, the lessor shall be regarded as the owner of such vehicle and the vehicle shall be subject to such requirements of this chapter as are applicable to vehicles operated for compensation; provided, however, that a "truck lessor" as defined in Section 46.2-100(36) of the Code of Virginia of 1950, as amended, shall be regarded as the owner, and his vehicles shall be subject to such requirements of this chapter as are applicable to vehicles of private carriers.

(l) "Private road or driveway." Every way in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by the general public.

(m) "Roadway." That portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the shoulder. A highway may include two or more roadways if divided by a physical barrier or barriers or unpaved area.

(n) "Semi-trailer." Every vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests upon or is carried by another vehicle.

(o) "Sidewalk." A walkway for pedestrians along the side of, or parallel to a street, roadway, or highway and adjacent to the right-of-way.

(p) "Street." Such term shall have the same meaning as the term "highway" as defined in this section.

(q) "Trailer." Every vehicle without motor power designed for carrying property or passengers wholly on its own structure and for being drawn by a motor vehicle.

(r) "Vehicle." Every device in, upon or which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks and except any vehicle as may be included within the term "bicycle."

(Ord. 02-14. Passed 10-21-02.)

#### **480.01 PARKING VEHICLE WITHOUT STATE LICENSE OR STATE INSPECTION ON HIGHWAY.**

No person shall park a vehicle having no current State license or current State inspection on any highway in the County.

(Ord. 97-01. Passed 2-19-97.)

#### **480.02 PARKING FOR COMMERCIAL PURPOSES.**

(a) No person shall, for a commercial purpose, park an automobile, truck or other automotive equipment on or alongside any road, highway or street in the County or of the State in the County.

(b) The provisions of subsection (a) hereof shall not apply to motor vehicle carriers when picking up or discharging passengers, nor to any person making a pickup or delivery of merchandise, provided that such person does not thereby obstruct traffic.

(Ord. 97-01. Passed 2-19-97.)

#### **480.03 PARKING ON PRIVATE PROPERTY GENERALLY.**

No person shall stand or park a vehicle on any private lot or lot area without the express or implied consent of the owner thereof. Whenever signs or markings have been erected on any lot or lot area contiguous or adjacent to a highway, thoroughfare or alley indicating that no vehicles are permitted to stand or park thereon, no person shall drive a vehicle across any curb or lot line or over any driveway from a highway or alley into such lot or area for the purpose of standing or parking such vehicle, or stop, stand or park any vehicle in such lot or lot area.

(Ord. 97-01. Passed 2-19-97.)

#### **480.05 HANDICAPPED PERSONS.**

No non-handicapped operator of a motor vehicle shall park such vehicle in a parking space which has been clearly marked by a sign as being reserved for the handicapped at any privately owned parking area or on public property, except when transporting a handicapped person. A summons for such offense may be issued by any deputy of the Sheriff's Office.

As used in this section, "handicapped person" means a person with any physical disability which limits such person's mobility to a substantial degree, including all persons who have been issued special license plates or placards by the Commissioner of Motor Vehicles pursuant to Section 46.2-731, 46.2-739 or 46.2-1241 of the Code of Virginia, as amended. All other persons shall be considered non-handicapped.

(Ord. 99-03. Passed 3-3-99.)

#### **480.06 PARKING NEAR INTERSECTIONS.**

No person shall park a vehicle within twenty feet of the intersection of curb lines or, if none, within fifteen feet of the intersection of property lines at an intersection of highways. (Ord. 97-01. Passed 2-19-97.)

#### **480.07 UNATTENDED VEHICLES ON HIGHWAY.**

No person shall leave a vehicle unattended on any highway without setting the emergency or parking brake, turning off the motor and turning the front wheels into the curb or side of the roadway. This section shall not apply to emergency and law enforcement vehicles.

(Ord. 97-01. Passed 2-19-97.)

#### **480.08 PARKING FOR PURPOSE OF SALE.**

No person shall park a motor vehicle upon any highway or within any public park or public parking lot for the purpose of selling or offering said vehicle for sale, nor shall any person attach or place any sign or lettering upon any motor vehicle so parked indicating that such vehicle is offered for sale.

(Ord. 97-01. Passed 2-19-97.)

#### **480.09 PARKING COMMERCIAL VEHICLES IN RESIDENTIAL ZONES.**

(a) No person shall park any commercial vehicle, except while loading or unloading, while involved in construction work or while performing services, such as repair and/or installation of equipment, within or along any highway (as such is defined in § 46.2-100 of the Code of Virginia) of the County where the land abutting such highway on either side is classified as a Residential District under the Zoning Ordinance of the County.

(b) The provisions of this subsection do not apply to a commercial vehicle when picking up or discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location, nor shall the provisions of this subsection apply to utility generators located on vehicles or trailers and being used to power network facilities during a loss of commercial power.

For purposes of this section, a "commercial vehicle" means: (1) any solid waste collection vehicle, tractor truck or tractor truck/semitrailer or tractor truck/trailer combination, dump truck, concrete mixer truck, towing and recovery vehicle with a registered gross weight of 12,000 pounds or more, and any heavy construction equipment, even if any of the foregoing are parked on a truck, trailer, or semitrailer; (2) any trailer, semitrailer, or other vehicle in which food or beverages are stored or sold; (3) any trailer or semitrailer used for transporting landscaping or lawn-care equipment whether or not such trailer or semitrailer is attached to another vehicle; (4) any vehicle licensed for use as a contract carrier or limousine; (5) any vehicle more than 21 feet in length or more than eight feet in height including appurtenances attached to the vehicle or with a width of 102 inches or more, or with a gross weight of 12,000 or more pounds; (6) any trailer, semitrailer, or double axle utility trailer, regardless of whether a state safety inspection is required, except those designed to be used as a camper trailer or boat trailer or a single axle utility trailer, regardless of whether such trailer or semitrailer is attached to another vehicle; or (7) any vehicle of any size that is being used in the transportation of hazardous materials as defined in § 46.2-314.4 of the Code of Virginia; or (8) any vehicle with three or more axles.

(Ord. 97-01. Passed 2-19-97; Ord. 12-12. Passed 7-17-12.)

#### **480.10 PARKING MAJOR RECREATIONAL EQUIPMENT IN RESIDENTIAL ZONES.**

No person shall park any major recreational equipment for longer than twenty-four hours within or along any public highway of the County where the land abutting such highway is classified as a Residential District under the Zoning Ordinance of the County.

For purposes of this section, "major recreational equipment" is defined as travel trailers, pick-up campers, motorized dwellings, tent trailers, boats and boat trailers, houseboats and the like and cases or boxes used for transporting such recreational equipment, whether occupied by such equipment or not.

This section shall become effective on June 15, 1997.

(Ord. 97-01. Passed 2-19-97.)

#### **480.101 PARKING TRAILERS IN RESIDENTIAL ZONES.**

No person shall park a trailer or semi-trailer, regardless of whether such trailer or semi-trailer is attached to another vehicle, except while loading and unloading for a period not to exceed 72 hours, within or along any public highway of the County where the land abutting such highway is classified as a Residential District under the Zoning Ordinance of the County.

(Ord. 09-03. Passed 1-12-09.)

## **CHAPTER 486**

### **Fire Hydrants and Fire Lanes**

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486.01 Fire hydrants.

486.02 Fire lane requirements.

486.03 Enforcement.

486.04 Violations; procedure.

486.99 Penalty.

#### **CROSS REFERENCES**

Parking to block access to premises - see Code of Va. § 46.2-818

Parking near fire hydrants - see Code of Va. §§ 46.2-1239, 46.2-1306

Fire prevention - see F.P. Ch. 1602

#### **486.01 FIRE HYDRANTS.**

(a) No person shall park a motor vehicle or place any other object within fifteen feet of either side of a fire hydrant used or to be used for fire protection when such hydrant is located on private property, except that sign or fence posts, shrubbery and protective bollards shall not be within three feet of any such hydrant.

(b) Where fire hydrants are located at or close to a curb line or the edge of a road and face on a public parking lot or private road open to public use, no person shall park a motor vehicle or place any other object within fifteen feet of such hydrants. Further, no person shall park a motor vehicle or place any other object within an area perpendicular to the curb line or the edge of the roadway within fifteen feet of such a hydrant extending to the centerline of the roadway, or, if in a cul-de-sac or court, to the point where the cul-de-sac or court intersects with the street. Sign or fence posts, shrubbery and protective bollards shall not be placed within three feet of any such hydrant.

(c) (EDITOR'S NOTE: Subsection (c) was repealed by Ordinance 93-13, passed November 17, 1993.)

(Ord. 93-13. Passed 11-17-93.)

(d) No person shall use, tamper with, damage or destroy any fire hydrant, valve or water distribution main, except that any legally constituted fire department may use such fire hydrants for fire-fighting or training purposes.

(e) The Fire Marshal, Assistant Fire Marshals, or any law enforcement officer of the County shall have the power to enforce the provisions of this section, to issue tickets and citations for violations of any of such provisions and to remove by towing or otherwise, or make arrangements to remove or tow, any vehicle or other object parked within fifteen feet of either side of a fire hydrant, with all costs of such towing or removal to be paid by the person violating any of such provisions.

(Ord. 09-18. Passed 12-7-09.)

#### **486.02 FIRE LANE REQUIREMENTS.**

(a) Pursuant to the Virginia Statewide Fire Prevention Code (the "SFPC"), as adopted in Section 1602.01 of the Codified Ordinances of Loudoun County, the Fire Marshal, or his/her designated agent, shall designate certain public and private roadways as Fire Apparatus Access Roads and may require such roadways to be identified as fire lanes.

(b) The Fire Marshal, or his/her designated agent, shall require the owner or person in possession of property on which one or more Fire Apparatus Access Roads are designated to submit plans for approval of such designated Fire Apparatus Access Roads consistent with the Fire Lane Identification requirements of Chapter 4 of the *Loudoun County Facilities Standards Manual*, and to construct and install such Fire Lane Identification pursuant to the approved plans. Any fire lane signs installed shall conform to the following design requirements, as modified by the provisions of Chapter 4 of the *Loudoun County Facilities Standards Manual*:

(1) Each such sign shall be of metal construction, with dimensions of at least twelve by eighteen inches.

(2) Each such sign shall show red letters on a white background, with a three-eighths inch red trim strip around the entire outer edge of the sign, the lettering to be "No Parking or Standing" in at least two-inch high letters and "Fire Lane" in at least two and one-half inch high letters and containing arrows on such signs to point to and indicate the fire lane area.

(3) Posts for such signs, where required by the Fire Marshal, shall be securely mounted.

(4) (EDITOR'S NOTE: Paragraph (b)(4) was repealed by Ordinance 93-13, passed November 17, 1993.)

(5) Each sign shall be mounted seven feet from grade level to the top of the sign and must be within seven feet of the parking curb or curb line.

(c) No person shall park any vehicle of any classification, in any manner, in any area or portion of an area designated as a fire lane pursuant to this section, or in any way place or allow any object to obstruct an area designated as a fire lane pursuant to this section. The Fire Marshal, Assistant Fire Marshals or any law enforcement officer of the County, including deputies of the Sheriff's Department, shall have the power to enforce the provisions of this section, to issue tickets and citations for violations of any of such provisions and to remove or make arrangements to remove any vehicle or other object obstructing any area designated as a fire lane, with all costs of such towing or removal to be paid by the person violating any of such provisions.

(Ord. Unno. Passed 5-1-73; Ord. 93-13. Passed 11-17-93; Ord. 09-18. Passed 12-7-09.)

#### **486.03 ENFORCEMENT.**

(a) The law enforcement official charged with the duty of enforcing Sections 486.01 and 486.02 shall attach to a vehicle parked in violation of the provisions of such sections a Notice of Violation, indicating that such vehicle has been parked in violation of one of these sections.

(b) In any prosecution charging a violation of any of the provisions of this chapter or any rule or regulation promulgated hereunder, proof that the vehicle described in the complaint, summons, Notice of Violation, citation or warrant was parked in violation of this chapter, together with proof that the defendant was, at the time of such violation, a registered owner of the vehicle, shall constitute in evidence a prima-facie presumption that such registered owner was the person who parked the vehicle at the place where, and for the time during which, such violation occurred.

(Ord. 97-01. Passed 2-19-97.)

#### **486.04 VIOLATIONS; PROCEDURE.**

(a) Prior to the issuance of a warrant or summons for a violation of any of the provisions of Section 486.01(a) or (b) or 486.02(c), such violation may be disposed of by payment to the office of the County Treasurer of the full amount of the fine provided for in Section 486.99. If payment is not received within thirty days, the fine will be increased by ten dollars (\$10.00) for each outstanding Notice of Violation. Nothing in this section shall affect any fine, forfeiture or penalty for a violation of any county ordinance after the issuance of a summons or warrant.

(b) Any person subject to liability under this chapter as a result of the issuance of a Notice of Violation may, prior to the issuance of a warrant or summons, notify the County Treasurer of his or her desire to contest the issuance of the Notice of Violation. Upon receiving such notification, the County Treasurer shall certify the alleged violation to the County General District Court to be scheduled for a hearing on a date certain, and notice of such hearing shall be given to the person contesting the violation.

(c) A warrant or summons may be issued for the prosecution of a violation of any of the provisions of Sections 486.01 and 486.02 at any time after thirty days from the issuance of the Notice of Violation.

(Ord. 97-01. Passed 2-19-97.)

#### **486.99 PENALTY.**

(EDITOR'S NOTE: See Section 428.99 for general Traffic Code penalty if no specific penalty is provided.)

Whoever violates any of the provisions of Section 486.01(a) or (b) or 486.02(c) may dispose of such violation by the payment of a fine of forty dollars (\$40.00) prior to the issuance of a summons or warrant, subject to the provisions of Section 486.04.

(Ord. 97-01. Passed 2-19-97.)

LOUDOUN COUNTY SHERIFF'S



**NOTICE OF PARKING VIOLATION**

No. SO 200951

Form: SD-LC-172

MAKE	MODEL	COLOR	LICENSE TAG NO.
LIC. ST.	LIC. EXP. MO.	LIC. EXP. YR.	VIOLATION DATE

A.M.  
 P.M. AT

AT

LOCATION

SECTION	FINE	VIOLATION	LOCATION
<input type="checkbox"/> 480.01	40.00	NO CURRENT STATE LICENSE OR INSPECTION	
<input type="checkbox"/> 480.02	40.00	PARKING FOR COMMERCIAL PURPOSES	
<input type="checkbox"/> 480.03	40.00	PARKING ON PRIVATE PROPERTY WITHOUT PERMISSION	
<input type="checkbox"/> 480.05	100.00	PARKING IN HANDICAPPED SPACE	
<input type="checkbox"/> 480.06	40.00	PARKING WITHIN 20 FT OF CORNER	
<input type="checkbox"/> 480.07	40.00	VEHICLE UNATTENDED WITH MOTOR RUNNING	
<input type="checkbox"/> 480.08	40.00	PARKING FOR PURPOSE OF SALE	
<input type="checkbox"/> 480.09	40.00	PARKING FOR COMMERCIAL VEHICLE IN RESIDENTIAL ZONE	
<input type="checkbox"/> 480.10	40.00	PARKING MAJOR RECREATIONAL EQUIPMENT IN RESIDENTIAL ZONE EFFECTIVE 6/15/97	
<input type="checkbox"/> 482.02 (c,d,f)	25.00	PARKING FOR COMMERCIAL PURPOSES	
<input type="checkbox"/> 482.02 (e)	40.00	COMMERCIAL ACTIVITY IN COUNTY SCHOOL PARKING LOTS	
<input type="checkbox"/> 482.03	25.00	PARKING VIOLATION IN SPECIFIC LOTS	
<input type="checkbox"/> 486.01	40.00	PARKING WITHIN 15 FT. OF FIRE HYDRANT	
<input type="checkbox"/> 486.02	40.00	PARKING IN FIRE LANE	
<b>PARKING PROHIBITED IN SPECIFIED PLACES</b>			
<input type="checkbox"/> 480.101	40.00	PARKING TRAILERS IN RESIDENTIAL ZONES	
<input type="checkbox"/> 480.105 (1)	40.00	ON A SIDEWALK	
<input type="checkbox"/> 480.105 (2)	40.00	OBSTRUCTS PUBLIC OR PRIVATE DRIVEWAY	
<input type="checkbox"/> 480.105 (3)	40.00	WITHIN 20 FEET OF CROSSWALK	
<input type="checkbox"/> 480.105 (4)	40.00	WITHIN 30 FEET OF A TRAFFIC CONTROL SIGN	
<input type="checkbox"/> 480.105 (5)	40.00	ON THE ROADWAY SIDE OF A VEHICLE PARKED AT THE EDGE OF THE CURB OF A STREET (DOUBLE PARKED)	
<input type="checkbox"/> 480.105 (6)	40.00	ON A BRIDGE/ELEVATED STRUCTURE OR IN A TUNNEL	
<input type="checkbox"/> 480.105 (7)	40.00	OBSTRUCTING CURB RAMPS ON PUBLIC PROPERTY OR ACCESS	
<input type="checkbox"/> 480.105 (8)	40.00	PROHIBITED BY OFFICIAL SIGN	
<input type="checkbox"/> 480.105 (9)	40.00	PERPENDICULAR TO CURB IN UNOFFICIAL PARKING SPACE	
<input type="checkbox"/> 480.105 (10)	40.00	ON LEFT EDGE OF ROADWAY FACING TRAFFIC	
<input type="checkbox"/> 480.105 (11)	40.00	WITHIN 20 FEET OF A FIRE STATION DRIVEWAY	
<input type="checkbox"/> 480.105 (12)	40.00	ACROSS OR ON ANY LINE OR MARKING PAINTED ON STREET DESIGNATING A VEHICULAR PARKING SPACE OR AREA	
<input type="checkbox"/> 480.105 (13)	40.00	DURING DESIGNATED "NO PARKING" HOURS	
<input type="checkbox"/> 480.105 (14)	40.00	PARKING IN FRONT OF MAILBOX	
<input type="checkbox"/> 490.14 (e,f,g)	25.00	VIOLATIONS OF RESIDENTIAL PARKING	
<input type="checkbox"/> 490.14 (a)	40.00		
<input type="checkbox"/> 490.14 (b,c,d)	100.00		

VIOLATOR'S COPY

NONE  WARNING

OFFICER'S NAME

ID. NO.