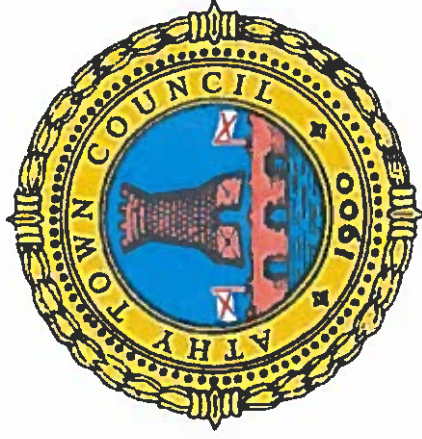


PARKING BYE-LAWS 2013

Athy Town Council



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(This document to be read in conjunction with the attached maps (Parking Layout Nos. 1 to 7 inclusive)

THE TOWN COUNCIL OF THE TOWN OF ATHY (in these Bye-Laws referred to as "The Council") having consulted with the Commissioner of the Garda Síochána and

- (a) In pursuance of the powers vested in the Council by Section 101 of the Road Traffic Act, 1961 (No. 24 of 1961) as amended by Section 6 of the Road Traffic Act, 1968 (No. 25 of 1968) and as amended by Sections 4 and 49 of the Road Traffic Act, 1994 (No. 7 of 1994) make the following Bye-Laws in respect of the under-mentioned Car Park and
- (b) In pursuance of the powers vested in the Council by Section 36 of the Road Traffic Act, 1994, make the following Bye-Laws in respect of the Public Roads in the Town of Athy identified in the Schedules attached hereto.

PART 1

PRELIMINARY

Short Title	1	These Bye-Laws may be cited as "Athy Town Council Parking Bye-Laws, 2013".
Commencement	2	These Bye-Laws shall come into operation on the _____.
Interpretation/ Definitions	3	These Bye-Laws apply to the Town of Athy in the County of Kildare which Town is referred to in these Bye-Laws as "Athy".
	4	"the regulations of 1997" means the Road Traffic (Traffic and Parking) Regulations 1997 (SI No. 182 of 1997).
		"the signs regulations of 1997" means the Road Traffic (Sign) Regulations 1997 (SI No. 181 of 1997).
		"Ticket Parking Place" means the "car park" and the public roads in Athy described in the Schedules hereto where the lawful parking of a vehicle is conditional on the foregoing vehicle displaying a valid pre-paid pay and display parking ticket as provided for in these Bye-Laws.
		"buffer area" means an area between two parking bays, and is normally delineated by linear hatching on the road.

"parking bay" means a space in a parking place for the parking of one mechanically propelled vehicle and so indicated by surface markings and where parking signs RRM011, RRM012, RRM013, or RRM014 are provided.

"appropriate pay & display parking ticket machine" means a pay and display parking ticket machine located on the public road on which the vehicle is parked or on an adjacent public road, where indicated on an information sign.

"Community Warden" has the meaning assigned to it by Section (2) of The Local Authorities Traffic Wardens Act, 1975 (No. 14 of 1975), as amended, and additional functions in the areas of community liaison, and litter and dog control.

"Agent for the Council" means any person employed by the Council, or any person authorised by the Council to carryout functions under these Bye-Laws.

"authorised person" means an employee of the Council, who is actively engaged in work for the Council at the time of parking the vehicle.

"vehicle" means a mechanically propelled vehicle only of the following classes, viz:-

- (a) A passenger vehicle with passenger accommodation for not more than twelve persons, excluding the driver and not drawing a trailer or other vehicle.
- (b) A goods vehicle whose unladen weight does not exceed three tonnes and not drawing a trailer or other vehicle.

"loading bay" means that portion of a road indicated by means of a traffic sign RRM009 accompanied by an information plate on which at certain times a vehicle other than a goods vehicle being used for loading or unloading shall not be parked.

"car park" means an area comprising pay parking places designated especially for parking in which the Council has a legal, proprietary, or equitable interest.

"immediate family member" means a spouse, father, mother, brother, sister, son, daughter, son-in-law, daughter-in-law, niece, nephew, aunt, or uncle.

"information plate" means a plate accompanying a traffic sign which indicates the period during which the restrictions or prohibition indicated by such traffic sign applies".

"business hours" means with respect to Monday to Friday the period commencing not earlier than 8.30 a.m. and terminating not later than 6.00 p.m., or as may be determined by the Council from time to time.

"appropriate fee" means the fee, prescribed in these bye-laws, for the parking area in which the vehicle is parked

"parking fee" means a fee payable (as set out in the Schedule Of Charges) in accordance with these bye-laws for the parking of a vehicle.

"pay and display parking ticket" means a parking ticket which is issued by Athy Town Council by means of a pay and display parking ticket machine and which contains the following particulars:

- (a) the words Athy Town Council (Comhairle Bhaile Áth Í)
- (b) the fee paid in respect of the ticket
- (c) the date and time of issue of the ticket
- (d) the time of expiry of the ticket
- (e) the area to which the ticket is applicable
- (f) the zone to which the ticket is applicable
- (g) whether or not VAT is charged on the parking space.

"pay and display parking ticket machine" means a machine capable of

automatically delivering a pay and display parking ticket when the appropriate parking fee prescribed by these bye-laws is paid.

"large public service vehicle" means a public service vehicle having a seating passenger accommodation for more than 8 persons exclusive of the driver.

"public service vehicle" means a mechanically propelled vehicle used for the carriage of persons for reward.

"ticket parking area" means an area on a public road where traffic sign No. RUS018 authorised by the Signs Regulations of 1997 together with an accompanying information sign indicates that parking of vehicles is subject to the exhibition of a pay and display parking ticket.

"ticket parking place" means a place on a public road where the parking of vehicles is subject to the exhibition of a valid pay and display parking ticket.

"valid coins" means, the coins indicated on the appropriate pay and display parking ticket machine.

"valid pay and display parking ticket" means a pay and display parking ticket which was purchased at an appropriate pay and display parking ticket machine and has not expired. The pay and display ticket may only be used in a pay parking place/zone/street/car park where the pay and display ticket was purchased.

"holiday" means Good Friday or any day that is a Public Holiday for the purpose of the Holiday (Employees) Act, 1973 (No. 25 of 1973) as amended.

"disabled persons parking permit" means a permit granted in accordance with Article 43 of the Regulations of 1997.

"residential parking permit area" means a ticket parking area where traffic

sign No., RUS018 authorised by the Signs Regulations, 1997 together with an accompanying information sign indicates that parking of vehicles is subject to the exhibition of a Residential Parking Disc.

"residential parking permit place" means a ticket parking place in a residential parking permit area.

"disabled parking bay" means a parking bay as set out under schedules 9 and 10 of this Bye Law, and which shall be reserved exclusively for the use of a car which holds a *disabled parking permit* and which is being used for the carriage of a person of reduced mobility.

"visitor" means one who visits, calls on, or makes a stay with the resident or is engaged by the resident to carry out works on the dwelling or provide any other service ancillary to the use of the dwelling

"residential parking permit zone" means the street or streets indicated on a residents or visitor's parking disc which are part of a residential parking permit area

"road" has the meaning defined in the Roads Act, 1993 and as same may be amended or extended

"Traffic Warden" has the meaning assigned to it by Section (2) of The Local Authorities Traffic Wardens, Act, 1975 (No. 14 of 1975).

"traffic sign" means a sign provided for in the Signs Regulations of 1997 as same may be amended or extended

"authorised information plate" means a plate accompanying a Traffic Sign, which indicates the period during which the restriction or prohibition indicated by such Traffic Sign applies.

PART II

PAY AND DISPLAY TICKET PARKING

<p>Parking in pay and display ticket parking places.</p>	<p align="center">5 (1)</p>	<p>The following provisions shall apply during operational hours to the parking of a vehicle in a ticket parking place –</p> <p>(a) subject to paragraph (2) of this bye-law, a vehicle which is parked in a ticket parking place during operational hours shall, where parking bays are provided at that ticket parking place, be parked within the area comprising a parking bay,</p> <p>(b) a vehicle which had been parked in a ticket parking place for the maximum period permitted in that ticket parking place, as indicated on the appropriate pay and display ticket parking machine in accordance with Bye-Law 10, shall not be parked again in a ticket parking place on the public road in which that ticket parking place is situated until at least one-hour has elapsed since the vehicle was last parked in that ticket parking place,</p> <p>(c) a vehicle shall not be parked in a buffer area,</p> <p>(d) a vehicle parked in a ticket parking place at a time which is not during operational hours shall be removed from the ticket parking place when a period of operational hours commences, unless at such commencement and during the remainder of the period of parking, a valid pay and display parking ticket is exhibited in the interior of the vehicle in accordance with bye-law 7(2) of these bye-laws and bye-law 7(3) of these bye-laws shall apply from such commencement in respect of such parking,</p>
	<p align="center">(2)</p>	<p>Notwithstanding paragraph (1) (a) of this bye-law, a vehicle parked in a parking bay during operational hours may project into an adjoining buffer area if the length of the vehicle prevents its being parked wholly in accordance with paragraph (1)(a) of this bye-law.</p>
	<p align="center">(3)</p>	<p>This bye-law shall not apply to a parking bay when the pay and display parking ticket machine for that parking bay is temporarily suspended from operation in accordance with bye-law 12.</p>
<p>Vehicles which may be parked in pay and display ticket parking</p>	<p align="center">6</p>	<p>Mechanically propelled vehicles only, of the following classes, may be parked in a ticket parking place during operational hours</p> <p>(a) a passenger vehicle with passenger accommodation for not more than twelve</p>

place.		<p>persons excluding the driver and not drawing a trailer or other vehicle</p> <p>(b) a goods vehicle whose unladen weight does not exceed 3.5 tonnes, which is not actively loading in or on to it or unloading from it and not drawing a trailer or other vehicle</p> <p>(c) motorcycles</p>
Obligation to display a valid parking ticket.	<p>7 (1)</p> <p>(2)</p> <p>(3)</p> <p>(4)</p>	<p>A valid pay and display parking ticket shall be displayed as specified in this bye-law on the interior of a vehicle lawfully parked in a pay and display ticket parking place in a ticket parking area during operational hours.</p> <p>The valid pay and display parking ticket shall be so exhibited in the interior of the vehicle that a person outside the vehicle can ascertain when the parking ticket ceases to be valid.</p> <p>The pay and display parking ticket shall be exhibited in accordance with paragraph (2) of this bye-law for so long as the vehicle is parked in that ticket parking place.</p> <p>Where a goods vehicle is parked in a Ticket Parking Place during business hours while goods are being actively loaded in or on to it or unloaded from it paragraphs (1) and (2) of this Bye Law shall not apply until the expiration of 20 minutes after the commencement of the parking.</p>
Fees	8	<p>The parking fee payable during operational hours in respect of the vehicles specified in paragraph (a) and (b) of bye-law 6 in the areas as defined by resolution of Athy Town Council shall be in accordance the Schedule Of Charges in the Byelaws.</p>
Conditions to parking	9	<p>(a) No person shall park or cause to be parked in a Ticket Parking Place a vehicle in such a position or in such condition or in such circumstances that it would be likely to cause danger to other persons using such place or which would obstruct the exit or entrance from such place or otherwise obstruct the flow of traffic.</p> <p>(b) A person shall not park or cause to be parked a vehicle in a Ticket Parking Place in such a position that it or any portion of it extends from one parking bay into another.</p> <p>(c) A person shall not overhaul or carry out repairs to a vehicle while it is parked in a Ticket Parking Place, save where it is necessary in order to enable the vehicle to be removed.</p> <p>(d) A vehicle while parked in a Ticket Parking Place shall not be used for the sale of goods in or from the vehicle or as an office, nor shall any such vehicle be offered or displayed for sale or for hire or as a prize.</p> <p>(e) A person shall not make any unnecessary noise by means of or in relation to a</p>

		<p>vehicle while parked in a Ticket Parking Place, or by means of any equipment or instruments fitted to or carried on the vehicle or any loudspeaker or radio in or on or in any way connected to the vehicle.</p> <p>(f) Every person using a Ticket Parking Place shall comply with the lawful directions given by a Traffic Warden or Member of the Garda Síochána in relation to the parking of a vehicle in or its removal from a Ticket Parking Place or in relation to compliance with any of these Bye-Laws.</p> <p>(g) A person shall not in a Ticket Parking Place willfully obstruct, disturb, interrupt or annoy a Traffic Warden or Agent/workman, contractor of the Council, or other authorised person in the execution of his or her duty including the execution of any work in connection with laying out, improvement or maintenance of any part of a Ticket Parking Place.</p> <p>(h) A person shall give on demand to the Traffic Warden or to a member of the Garda Síochána, his or her name and address and shall not in any Ticket Parking Place resist, obstruct or aid or incite any person to resist or obstruct any agent of the Council or other person in the execution of his or her duty or lawful exercise of his or her authority.</p> <p>(i) Any person on reasonable request by the Traffic Warden or a member of the Garda Síochána shall quit or leave a Ticket Parking Place and shall forthwith comply with any such request.</p> <p>(j) A Traffic Warden shall produce, if required to do so evidence of his or her identity and authorisation to act for the Council to any person alleged to be in breach of these Bye-Laws</p>
<p>Manner and time of payment of parking fee.</p>	<p>10 (1)</p>	<p>A pay and display parking ticket shall be purchased from an appropriate pay and display parking ticket machine.</p>
	<p>(2)</p>	<p>The fee for the pay and display parking ticket shall be payable by means of any combination of valid coins. The method of payment will be indicated on the pay and display parking ticket machine.</p>
	<p>(3)</p>	<p>Payment by cash shall be made by inserting the appropriate fee for the parking time required in to the appropriate parking ticket machine and following the instructions on the parking ticket machine in order to obtain a valid pay and display parking ticket.</p>
	<p>(4)</p>	<p>Payment can be made the evening or night beforehand for the maximum period applicable following the commencement of operations the following morning.</p>

	(5)	<p>The valid parking ticket shall be displayed immediately upon parking provided that, where a vehicle is parked at a time not during operational hours, the valid parking ticket shall be displayed in accordance with bye-law 7 at the commencement of operational hours.</p>
<p>Period of parking in ticket parking place.</p>	11 (1)	<p>A vehicle parked in a ticket parking place during operational hours shall not be so parked for a period longer than the maximum period for which parking is permitted on that day in that ticket parking place as indicated on the appropriate pay and display parking ticket machine located on the public road in which the vehicle is parked or on an adjacent public road, where indicated on an information sign. In the event of malfunction of the closest adjacent machine the nearest functioning Pay and Display Ticket Parking Machine shall be used within the appropriate parking time limit area.</p>
	(2)	<p>Where a vehicle is lawfully parked in a Ticket Parking Place in accordance with these Bye-Laws and is subsequently lawfully parked in a different parking bay on the same day and within the maximum parking period permitted by a valid parking Ticket it shall not be necessary to comply with paragraph 5 (1) of these Bye-Laws provided such subsequent parking is only for a period equal to the unused period of the maximum period permitted by the foregoing valid parking Ticket</p>
<p>Parking of motor cycles and pedal cycles in pay and display ticket parking places.</p>	12 (1)	<p>A pedal cycle shall not be parked during operational hours in a ticket parking place.</p>
	(2)	<p>When a motor cycle is parked in a designated parking space it shall incur the parking charge relevant to that parking zone.</p>
<p>Suspension of pay & display machines or ticket parking places.</p>	13	<p>(a) Athy Town Council may suspend from operation a pay and display parking ticket machine or a ticket parking place in a ticket parking area. The suspension shall be subject to conditions which may be specified in writing by Athy Town Council, including the payment of fee/fees by the person requesting the suspension. (b) The maximum fee/fees payable shall be as indicated in the Schedule Of Charges. (c) The suspension of a pay and display parking ticket machine or a ticket parking place shall be indicated by the placing thereon of a sign or other device clearly indicating that it is non-operational or by the temporary removal of the pay and display parking ticket machine and the erection of a sign indicating that the parking of vehicles is prohibited in the ticket parking place.</p>

		<p>(d) It shall be an offence to breach a condition specified in writing by Athy Town Council when a pay and display ticket parking machine or a ticket parking place is being suspended. In the event of vehicles being parked in contravention of these conditions they shall be deemed to be unlawfully parked for the purposes of the Road Traffic Acts 1961-1994 and any regulations made thereunder.</p>
<p>Removal of vehicle</p>	<p>14 (1)</p>	<p>Bye-Laws 5, 6 and 8 shall not apply to a vehicle, which is parked in a Ticket Parking Place by a disabled person who holds a disabled persons parking permit in respect of the parking of such vehicle provided the permit is prominently displayed in the vehicle so parked.</p>
	<p>(2)</p>	<p>In this Bye-Law:- "disabled person" means a person who is suffering from a permanent disability that prevents that person from walking or causes undue hardship to that person in walking</p>
<p>Interference.</p>	<p>15</p>	<p>(a) No person shall insert any coin, article, or object, other than the coins specified for the purchase of a pay and display parking ticket, in a pay and display parking ticket machine, or interfere in any other way with a pay and display parking ticket machine in a ticket parking place. (b) No person other than an agent of Athy Town Council, a member of the Garda Siochána, an authorised person, or a Community warden shall interfere in any way with a hood, sign or other device placed on a pay and display parking ticket machine in a ticket parking place. (c) A person shall not interfere with, alter or deface a pay and display parking ticket or machine.</p>

PART III

PARKING PERMIT FOR RESIDENTS

<p>Definitions for Part III</p>	<p>16</p>	<p>In this part of the bye-laws – "acceptable evidence" means the following:</p> <ul style="list-style-type: none"> (i) a current insurance certificate confirming that the vehicle is normally kept by the resident at the residents address in the residents parking permit zone to which the permit will relate and (ii) (a) a vehicle licensing certificate or a registration book confirming that the resident applying for a resident's parking permit is the registered owner of the vehicle in respect of which the application for a residents parking permit is being made and that the vehicle is registered at the residents address in the residents parking permit zone to which the permit will relate or (b) where the applicant is not the registered owner of the vehicle in respect of which the application for a residents parking permit is being made, the vehicle licensing certificate or a registration book for the vehicle with satisfactory documentary evidence from the registered owner that the vehicle is normally kept by the applicant at the residents address in the residents parking permit zone to which the permit will relate and evidence from the Revenue Commissioners that a vehicle owned by the registered owner is normally kept by the applicant and (iii) a driving or provisional licence in the name of the resident applying for the residents parking permit and (iv) utility bills, bank statements, or other documentation, acceptable to Athy Town Council, addressed to the applicant at his/her address in the residents parking zone to which the residents parking permit will relate and (v) Where the applicant is resident in a rented house, confirmation that the dwelling is registered with Athy Town Council in accordance with the provisions of the Housing (Registration of Rented Houses) Regulations 1996 and (vi) The property in question is not rateable and (vii) The property in question has been developed or converted in accordance
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		<p>with proper planning and sustainability as defined in the Planning and Development Act 2000 and subsequent amendments and</p> <p>(viii) Any other information which may be requested by Athy Town Council</p> <p>“owner” means that person specifically named in the vehicle licensing certificate;</p> <p>“rented house” means a dwelling required to be registered in accordance with the Housing (Registration of Rented Houses) Regulations 1996.</p> <p>“resident” means a person, other than the occupant of a purpose built apartment block, who satisfies Athy Town Council that his/her normal dwelling place is at premises situated in a street in a residential parking permit area;</p> <p>“residential property” means that the property referred to is the full-time and principal home of the person. Persons who own commercial property on a street but whose principle residence lies elsewhere will not qualify for such a permit.</p> <p>“resident’s parking permit” means a document issued by Athy Town Council or its agents for the purposes of bye-laws 15-21 and containing the particulars specified in bye-law 16.</p> <p>“valid resident’s parking permit” means a resident’s parking permit issued in respect of the vehicle on which the residents parking permit is displayed which relates to the residential parking permit zone in which the vehicle is parked and to a period which has not expired and which is issued by the Councils or its agents.</p> <p>“vehicle” means a passenger vehicle with passenger accommodation for not more than twelve persons excluding the driver and not drawing a trailer or other vehicle or a goods vehicle whose unladen weight does not exceed 3 tonnes and not drawing a trailer or other vehicle.</p>
<p>Non-application of bye-laws 5-13 of these bye-laws.</p>	<p>17</p>	<p>Bye-laws 5-13 of these bye-laws shall not apply to the parking of a vehicle in a residential parking permit place if there is displayed in accordance with bye-law 18 of these bye-laws on the vehicle when it is so parked, a valid residents parking</p>

<p>Particulars of resident's parking permit.</p>	<p>18</p>	<p>permit. A resident's parking permit shall contain the following particulars: (a) the words Comhairle Baile Áth I, (b) the registration number of the vehicle in respect of which it is issued, (c) the residential parking permit zone to which it relates, (d) the date of expiry of the residents parking permit, (e) the unique serial number attributable to each permit.</p>
<p>Permission to park vehicle displaying residents parking permit.</p>	<p>19</p>	<p>The display, in accordance with bye-law 18 of a valid resident's parking permit on the vehicle in respect of which the permit was issued, shall permit the vehicle to be parked without limitation as to time in a parking place in the residential parking permit zone to which the permit relates.</p>
<p>Display of residents parking permit.</p>	<p>20</p>	<p>A valid resident's parking permit shall be so displayed in the interior of the vehicle in respect of which it is issued that it can be read from outside the vehicle.</p>
<p>Interference with residents parking permit.</p>	<p>21</p>	<p>Where a vehicle displaying a resident's parking permit is parked in a parking place a person shall not interfere with the residents parking permit.</p>
<p>Issue of and fee for residents parking permits.</p>	<p>22 (1) (2)</p>	<p>A resident's parking permit may be issued by Athy Town Council in respect of the parking of a vehicle in a residential parking permit place. A resident's parking permit may be issued by Athy Town Council subject to the provisions of subsection 3 of this bye-law in respect of one vehicle of which the resident is the owner where Athy Town Council is satisfied, following production of acceptable evidence, that the applicant is resident in a street in the residential parking permit zone to which the permit will relate and that the vehicle is normally kept at the residents normal dwelling place in that street. The resident's parking permit shall be granted for a period of either one year or a period of two years from the date of issue, in respect of that vehicle and for the residential parking permit zone to which the permit relates.</p>

	(3)	<p>(i) Where the premises are a single housing unit, the maximum number of residents in that premises who may concurrently hold a residents parking permit shall be 1.</p> <p>(ii) Where the premises consist of more than 1 residential unit the maximum number of residents in each unit who may concurrently hold a residents parking permit shall be 1.</p>
	(4)	The fee for a residents parking permit shall be that as set out in the Schedule Of Charges.
	(5)	A resident's parking disc shall become invalid if the vehicle of which the resident is the owner and to which the disc relates is disposed of by the resident.
Issue of replacement residents parking permits.	23	Where Athy Town Council are satisfied that a valid residents parking permit has been lost, destroyed or stolen the Council shall issue a replacement to the owner on payment of a fee as set out in the Schedule Of Charges and such replacement permit shall be substituted for the original permit. The original permit shall thereafter be declared invalid.
Return of resident's parking permit.	24	Where, during the period to which a resident's parking permit relates, the holder ceases to reside at the address notified at the time of issue of the permit or ceases to be an owner by disposing of the vehicle to which the permit relates, he/she shall return the resident's parking permit to the Council. No refund will be applicable.
Transfer of Parking permit.	25	If the holder of a resident's parking permit for a vehicle replaces that vehicle with another the Council may, following the surrender of the original permit, issue a resident's parking permit in respect of the new vehicle which shall be valid for the remainder of the period specified on the original permit. A fee as per the Schedule Of Charges will apply in such circumstances.
Display of a void resident's parking permit.	26	It shall be an offence to display a void resident's parking permit.
Cancellation of resident's permit	27	If at any stage, Athy Town Council finds that the holder of a permit has wilfully or purposefully engaged in a practice to deceive the Council via the Resident's Parking Permit Scheme, all parking permits attributable to that property will be withdrawn from that property for a minimum period of one year.
Issue of resident's parking permit to	28	A resident's parking permit may be issued by the Council with a maximum of two vehicle registration numbers on the permit for up to two non-resident immediate

non-resident family member(s)

family members who act as voluntary carers for a resident whose normal dwelling place is in a residential parking permit zone and who requires on-going daily care. The resident's parking permit shall be issued annually subject to the submission of the immediate family member(s) insurance certificate(s) and written confirmation from the resident's doctor that the resident requires on-going daily care.

PART IV
TRADER'S PARKING PERMIT

Trader's Parking Permit	29	<p>The Trader's Permit allows all registered ratepayers to make an application for such a permit, on payment of the appropriate fee and submission of the required documentation (copy of current rate demand, employee status confirmation from Revenue, vehicle licensing certificate for applicable vehicle(s)).</p> <p>A maximum of two permits is permissible for each rateable occupier and may be used by staff at the business. Parking is restricted to the stated car parks only.</p> <p>No permit shall be issued where an outstanding balance remains payable to the Council from a previous year, in respect of any charges owed.</p>
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PART V
VISITOR'S DAY PERMIT

Visitor Day Permit	30	The Visitor Day Permit, issued by Athy Town Council, allows motorists to park at any location within the pay parking area for the duration of the day stated on the said permit. The vehicle registration number and date of use must be written on the permit.
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PART VI
MISCELLANEOUS

<p>Non-application of bye-laws 5-13</p>	<p>31</p>	<p>Bye-laws 5-13 of these bye-laws shall not apply to –</p> <p>(a) a vehicle being used in connection with the removal of an obstruction to traffic, the removal of a vehicle pursuant to Section 97 of the 1961 Road Traffic Act as amended, the immobilisation and release of vehicles, or used for or in connection with the maintenance, improvement or reconstruction of a public road, the provision, alteration or repair of a sewer, drain, pipe or apparatus for the supply of gas, oil, water, other substance or electricity or of a telephone line or the provision of a Traffic Sign or other such use.</p> <p>(b) A fire brigade vehicle, an ambulance or a state registered vehicle being used by a member of the Garda Síochána or the Defence Forces in the performance of his/her duties as such member.</p> <p>(c) A vehicle registered to Athy Town Council.</p> <p>(d) A vehicle being used by a community warden or other officer of the Council while that officer is in the performance of their duty for the Council during business hours.</p> <p>(e) A vehicle parked in which a valid disabled persons' permit is displayed and which is parked for the convenience of the person to whom that permit was granted, so long as the permit is prominently displayed on the vehicle when that vehicle is parked in a pay and display ticket parking place.</p> <p>(f) A vehicle parked at the edge of the public road while a passenger is entering or leaving it.</p> <p>(g) A vehicle in the interior of which is displayed a valid Resident's Parking Permit issued by Athy Town Council.</p>
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Offences	32	<p>1. Offences under these bye laws shall be enforced through Section 3(3) of the Local Authorities (Traffic Wardens) Acts 1975 and 1987, and the Council or its Agents may additionally utilize the powers conferred on them under the Road Traffic (Immobilization of Vehicles) Regulations, 1998.</p> <p>2. In relation to offences other than those specified in Paragraph 1 of this bye law, the Council may, pursuant to Section 41 of the Local Government Act 2001, serve a fixed payment notice on any person committing an offence by virtue of a contravention of these bye laws. Such fixed payment notice shall specify the amount of the fixed payment and the period within which the fixed payment must be paid in order to avoid prosecution and shall be in the general for of the notice set out in the first schedule to the Local Government Act 1994 (Bye Laws) Regulations, 1995-SI No. 360 of 1995 – (or as provided for in any amending regulations) but subject to such alterations thereto as the Council may consider appropriate in the case of these bye laws.</p>
Disclaimer	33	<p>In accordance with Section 36(13) of the Road Traffic Act, 1994; the performance of the Council in the functions under these bye laws shall not render the Council subject to any liability in respect of loss or damage to any vehicle in a parking space or the contents of such vehicle.</p>
Non application of bye laws generally	34	<p>These bye laws may be temporarily suspended by resolution of the Council to facilitate events of exceptional importance.</p>
Cashless pay parking machines	35	<p>Payment of parking charges by cashless payment may be facilitated by the Council.</p>

SCHEDULE ONE

**STREETS, OR PORTIONS OF STREETS, IN WHICH PARKING IS LIMITED TO TWO HOURS WITH PAY PARKING DURING BUSINESS HOURS
(Monday-Friday 8:30am to 6:00pm)**

1. Leinster Street
2. Stanhope Street
3. Barrow Quay
4. Back Square
5. Emily Row
6. Meeting Lane (adjacent Carlow Road)
7. Edmund Rice Car Park
8. Convent Lane
9. Woodstock Street
10. St. John's Lane

SCHEDULE TWO

**STREETS, OR PORTIONS OF STREETS, IN WHICH PARKING IS LIMITED TO ONE
HOUR WITH PAY PARKING DURING BUSINESS HOURS
(Monday-Friday 8:30am to 6:00pm)**

1. Emily Square

SCHEDULE THREE

**STREETS, OR PORTIONS OF STREETS, IN WHICH PARKING IS LIMITED TO FIFTEEN
MINUTES (15) FREE PARKING DURING BUSINESS HOURS
(Monday-Friday 8:30am to 6:00pm)**

1. William Street

SCHEDULE FOUR

STREETS, OR PORTIONS OF STREETS, IN WHICH PARKING IS PROHIBITED, EXCEPT FOR PUBLIC SERVICE VEHICLES TAKING UP OR SETTING DOWN PASSENGERS, I.E. BUS SET DOWN ONLY.

1. Duke Street
2. Leinster Street
3. Church Road
4. Back Square
5. Mount Hawkins

SCHEDULE FIVE

**STREETS, OR PORTIONS OF STREETS, IN WHICH PARKING IS PROHIBITED ALL DAY,
EXCEPT FOR GOODS VEHICLES LOADING OR UNLOADING GOODS DURING BUSINESS
HOURS
(Monday-Friday 8:30am to 6:00pm)**

1. William Street
2. Woodstock Street
3. Duke Street
4. Dominican Lane
5. Emily Row
6. Back Square
7. Stanhope Street
8. Leinster Street
9. Barrow Quay
10. Mount Hawkins

SCHEDULE SIX

**STREETS, OR PORTIONS OF STREETS, IN WHICH PARKING IS PROHIBITED, EXCEPT FOR GOODS VEHICLES LOADING OR UNLOADING GOODS BETWEEN 8:30am AND 11:30am, AND PARKING IS PERMITTED THEREAFTER FOR A MAX. DURATION OF THAT IN IMMEDIATE VICINITY, WITH PAY PARKING, FOR A VEHICLE NOT LOADING OR UNLOADING; DURING BUSINESS HOURS
(Monday-Friday 8:30am to 6:00pm)**

1. Edmund Rice Square

SCHEDULE SEVEN

**DURATION OF CAR PARKING IS RESTRICTED TO 24 HOURS WITH PAY PARKING,
BUT WITH THE ADDITIONAL FACILITY OF AN HOURLY RATE DURING BUSINESS
HOURS (Monday-Friday 8:30am to 6:00pm)**

1. Meeting Lane Car Park
2. Church Road Car Park
3. Nelson Street
4. Shrewleen Lane
5. Canalside
6. Dominican Lane
7. Mount Hawkins
8. Kirwan's Lane
9. Church Road
10. Barrow View Car Park
11. Augustus Bridge Car Park
12. Catherine McCauley Car Park

SCHEDULE EIGHT

CAR PARKING IS UNLIMITED FOR DISABLED PERSONS ONLY, AT ALL TIMES.

1. Woodstock Street
2. Convent Lane
3. Edmund Rice Car Park
4. Barrow Quay
5. Back Square
6. Leinster Street
7. Emily Square

SCHEDULE NINE

STREETS OR PORTIONS OF STREETS WHERE PARKING IS PROHIBITED AT ANY TIME EXCEPT FOR PRISON AND EMERGENCY SERVICES VEHICLES.

1. Barrow Quay

SCHEDULE OF CHARGES

STREETS, OR PORTIONS OF STREETS, WHERE PARKING IS CONTROLLED WITH PAY PARKING,
DURING BUSINESS HOURS (Monday-Friday 8:30am to 6:00pm)

a) ONE HOUR PARKING

This category allows a maximum parking duration of one hour only, after which time the parking space must be vacated or further payment made for pay parking.

Rate of Charge:

€2.00: For one full hour
€1.00: For one half hour
€0.20: For 10 minutes only

b) TWO HOUR PARKING

This category allows a maximum parking duration of two hours only, after which time the parking space must be vacated or further payment made for pay parking.

Rate of Charge:

€0.90: For one full hour (Off-Street Parking)
€0.50: For one half hour
€0.20: For 10 minutes only

Rate of Charge:

€0.80: For one full hour (On-Street Parking)
€0.40: For one half hour
€0.20: For 10 minutes only

c) LONG TERM & ALL DAY PARKING

Rate of Charge:

€2.50: All day
€0.60 per hour
€0.20 for 10 minutes only.

(applicable to car parking at Church Road Car Park, Meeting Lane Car Park, Dominican Lane, Canalside, Nelson Street, Shrewleen Lane, Augustus Bridge Car Park)

Rate of Charge:

€1.00: All day
€0.50 per hour
€0.20 for 10 minutes only.

(applicable to car parking at Barrow View Car Park, McCauley Car Park, Kirwan's Lane and Mount Hawkins)

d) PARKING PERMITS

- | | |
|---|--------|
| (a) Resident's parking permit for one year | € 50 |
| (b) Fee to replace lost, destroyed, or stolen or transferred Permits | € 10 |
| (c) Zone 1 & 2 parking permit for one month | € 40 |
| (d) Zone 3 & 4 parking permit for one month | € 24 |
| (e) Trader's permit for one year
(to be used at the following car parking places only -
Meeting Lane Car Park, Barrow View Car Park, McCauley Car Park, Augustus Bridge Car Park, Kirwan's
Lane and Mount Hawkins) | €150 |
| (f) Visitor's day permit | € 6.50 |

Zone 1	Zone 2	Zone 3	Zone 4
Woodstock Street	Back of Town Hall	Nelson Street/Shrewleen Lane	Meeting Lane Car Park
Stanhope Street	Back Square	Canalside/Dominican Lane	Catherine McCauley Car Park
Leinster Street	Edmund Rice Square	St. John's Lane	Kirwan's Lane/Mount Hawkins
Church Road	Barrow Quay		Church Road Car Park
			Barrow View Car Park
			Augustus Bridge Car Park

e) CHARGES FOR TEMPORARY REMOVAL AND SUSPENSION OF METERED PARKING BAYS AND ROAD MARKINGS.

Item No.	Item	Charges
1	Suspension of a designated parking place along a public street or road or car park	€210 per week or €40 per day (whichever is the least)
2	Laying of single yellow lines	€8 per linear meter
3	Removal of single yellow lines	€14 per linear meter
4	Laying of double yellow lines	€9 per linear meter
5	Removal of double yellow lines	€17 per linear meter

APPENDIX I

AREAS OF ATHY WHERE THE TOWN COUNCIL IS AMENABLE TO ENGAGING WITH PRIVATE CAR PARK OWNERS OR DEVELOPING LANDS TO FACILITATE CAR PARKING, WITH A VIEW TO BRINGING THOSE CAR PARKS WITHIN

THE REMIT OF THE PARKING BYE LAWS.

Location	Owner	Approx. nr of spaces
Dominican Church	Dominican Order	75
St Michael's Church, Monasterevin Road	Under remit of Parish Priest for Athy	50

Should the above locations develop into paid parking facilities then the adopted bye laws will require an amendment to bring the relevant areas within the remit of the bye laws. This will be a reserved function of the Town Council.



SEAL OF APPROVAL

MADE AND ADOPTED UNDER THE COMMON SEAL OF THE COUNCIL

THIS 17TH DAY OF JULY, YEAR OF 2013.

PRESENT WHEN THIS COMMON SEAL OF THE COUNCIL WAS AFFIXED HERETO:-

CATHAOIRLEACH (Cllr. Thomas Redmond)

TOWN MANAGER/ (Joe Boland)
DIRECTOR OF SERVICE

TOWN CLERK (Brian O'Gorman)

