

Date: February 16, 2007
To: To Whom It May Concern:
From: Britt E. Smith, P.E.
Subject: **Private Property No Parking Signs**

Attached hereto is an example of possible signs which private citizen can post on property under their control. The codes referenced on the signs are shown below for information purposes:

Sec. 22-30. Leaving wrecked, junked, etc., vehicle standing on private property; parking on private property without consent of owner, etc.

A. No person in charge or control of any property within the city, whether as owner, tenant, occupant, lessee or otherwise, shall allow any partially dismantled, nonoperative, wrecked, junked, discarded or improperly titled vehicle to remain on such property for longer than seventy-two (72) hours. No person shall leave any such vehicle on any property in the city for a period exceeding seventy-two (72) consecutive hours, except:

1. When in an enclosed building;
2. On the premises of a business operating in a lawful place and manner, when necessary to the operation of such business provided that any wrecked vehicles shall not be placed outside a building for more than ninety (90) days except on property located within an industrial zone and further provided that if the wrecked vehicle is a semi-trailer the number of days it can remain outside shall be limited to forty-five (45) days unless in an industrial zone; or
3. In a commercial facility designed for the storage of vehicles provided that any wrecked vehicles shall not be placed outside a building for more than ninety (90) days except on property located within an industrial zone and further provided that if the wrecked vehicle is a semi-trailer the number of days it can remain outside shall be limited to forth-five (45) days unless in an industrial zone; or
4. Depository maintained by the city.

(Ord. No. 13356, §1, 3-4-2002)

B. No person shall park or leave standing any motor vehicle upon any privately owned land, parking lot or driveway, without the express or implied consent of such owner, occupant, lessee or licensee of the land. On private parking lots in commercial or industrial zones, a suitable sign, not less than eighteen (18) inches by twenty-four (24) inches in dimension bearing the words "No Parking," together with any qualifications or restrictions on such parking, if any, shall be conspicuously displayed on such land, parking lot or driveway by the owner, occupant, lessee or licensee, to make this subsection effective.

C. Upon a signed complaint by any owner, occupant, lessee or licensee, or any other person adversely affected, that a motor vehicle has been parked or left standing in violation of any provision of this section, such vehicle shall be considered an abandoned or disabled motor vehicle, and the provisions and procedures in section 22-31 shall apply and be observed.

D. No person shall park or leave standing any motor vehicle on or in any front, rear, or side yards, or on or in any other privately or publicly owned property unless such parking spaces, driveways, or areas have been permanently established and are used for the parking of motor vehicles.

(Ord. No. 11068, § 2, 7-18-88; Ord. No. 11440, § 1, 7-17-90; Ord. No. 11784, § 1, 9-9-92; Ord. No. 13356, §1, 3-4-2002)

And Section 18-72 states:

Sec. 18-72. Trespass.

A. A person commits the offense of trespass if he knowingly enters unlawfully or knowingly remains unlawfully in a building or inhabitable structure or upon real property.

B. A person does not commit the offense of trespass in the first degree by entering or remaining upon real property unless the real property is fenced or otherwise enclosed in a manner designed to exclude intruders or as to which notice against trespass is given by:

1. Actual communication to the actor; or
2. Posting in a manner reasonably likely to come to the attention of intruders.

(Code 1977, §§ 26-52, 26-55)

State law reference - Similar provisions, RSMo. § 569.140.