

ADDENDUM

Agenda Item #8C
November 4, 2025
Action

MEMORANDUM

November 3, 2025

TO: County Council

FROM: Christine Wellons, Chief Legislative Attorney

SUBJECT: Bill 28-25, Motor Vehicles and Traffic – Parking in Bikeways - Prohibited

PURPOSE: Action – roll call vote expected

Expected Attendee:

Haley Peckett, AICP, Deputy Director, Transportation Policy and Planning,
Montgomery County Department of Transportation (MCDOT)

The purpose of this Addendum is to present for the Council's consideration an additional potential amendment to Bill 28-25.

Executive staff had informed the Committee that some "shared use roadways" in residential areas have signs permitting parking on portions of the roadway. In order to continue to permit parking as expressly allowed by those signs, the Committee had amended the bill as follows.

Except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or official traffic-control device, a person must not:

- (a) Stop, stand or park a vehicle, whether occupied or not:

* * *

- (11) On any bikeway, except where parking is specifically allowed by signs on a shared use roadway.

On November 3, MCDOT staff contacted Council staff to clarify that shared use roadways **do not** contain signs permitting parking in certain areas. Instead, there are signs on

shared use roadways prohibiting parking in certain areas. Parking where prohibited by official signs already is illegal under Section 31-12 of the Code:

No vehicle shall be parked in violation of any sign provided for in this chapter or regulation issued pursuant thereto or other official sign, and both the owner or operator thereof shall be subject to the penalties provided for in this chapter for any such violation.

In light of the clarification from MCDOT, the restriction against parking “except where parking is specifically allowed by signs on a shared use roadway” would not appear to apply to any existing scenarios. To be consistent with existing signage – and to allow parking on shared use roadways except where prohibited by official signage (under the existing Section 21-12) – the Council might wish to adopt the following amendment.

* * *

Bikeway: Any area expressly intended for bicycle travel, including:

- (a) associated curbs and gutters; and
- (b) any bike lane, off-street trail, [[separate]] separated bike lane, [[shared use roadway,]] or sidepath, as those terms are defined under Section 49-26.

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- (a) Stop, stand or park a vehicle, whether occupied or not:

* * *

- (11) On any bikeway[[, except where parking is specifically allowed by signs on a shared use roadway]].