

## CHAPTER 41: PARKING REGULATIONS

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### ***Cross-reference:***

*Abandoned vehicles, see Chapter 90*

### **SECTION 41.01 NO PARKING WHERE POSTED.**

No person shall stop, stand or park a vehicle upon the public streets of the city at any place where official signs or where appropriate devices, marks, or painting, either upon the surface of the street or the curb immediately adjacent thereto, prohibit these acts.

Penalty, see Section 10.99

### **SECTION 41.02 LIMITED PARKING.**

No person shall stop, stand or park a vehicle upon the public streets of the city where official signs are erected limiting the parking time thereon, for a period of time in excess of the time as designated by the official signs.

Penalty, see Section 10.99

### **SECTION 41.03 OTHER PARKING RESTRICTIONS.**

(A) The City Council may by resolution order the placing of signs, devices or marks, or the painting of streets or curbs prohibiting or restricting the stopping, standing or parking of vehicles on any street where, in its opinion, as evidenced by a finding in its official minutes, the stopping, standing or parking is dangerous to those using the highway, or where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic. The signs, devices, marks or painting shall be official signs, devices, marks or painting, and no person shall stop, stand or park any vehicle in violation of the restrictions thereon or as indicated thereby.

Penalty, see Section 10.99

## **SECTION 41.04 WINTER PARKING RESTRICTIONS**

No parking is allowed on any City street between the hours of 2:00 a.m. and 6:00 a.m. from November 1<sup>st</sup> to April 1<sup>st</sup> of each year. Any police officer who finds a motor vehicle in violation of this section shall attempt to contact the owner of the motor vehicle and require the owner to immediately remove the motor vehicle so as not to be in violation of this section. If the owner does not immediately remove the motor vehicle or the owner cannot be located, the police officer is authorized to have the motor vehicle removed at the owner's expense.

Penalty, see Section 10.99

## **SECTION 41.05 DECLARATION OF SNOW EMERGENCY; PARKING PROHIBITED.**

(A) The Mayor, Police Chief or other designated official may declare a snow emergency in the city. The emergency shall continue in effect for a period of 24 hours or until the snow has been removed from the city's streets or until the snow emergency has been rescinded by action of the Mayor, Police Chief or other designated officer.

(B) Notice of the declaration of a snow emergency shall be given by notifying the local news media; however, the notification shall be a service aid only and not a duty on the part of the officials.

(C) During a declared snow emergency, no motor vehicle shall be left parked on any street or public way in the city.

(D) During a declared snow emergency, any police officer who finds a motor vehicle in violation of this section shall attempt to contact the owner of the motor vehicle and require the owner to immediately move the motor vehicle so as not to be in violation of this section. If the owner does not immediately remove the motor vehicle or the owner cannot be located, the police officer is authorized to have the motor vehicle removed at the owner's expense.

Penalty, see Section 10.99

## **SECTION 41.06 PARKING CERTAIN OVERSIZED VEHICLES PROHIBITED.**

No person shall park a semi-tractor or trailer, or any truck rated with a gross vehicle weight in excess of 10,000 pounds, or exceeding 20 feet in length on any public street in any area of the city zoned for residential use or other area designated by City Council resolution.

Penalty, see Section 10.99

## **SECTION 41.07 OVERNIGHT PARKING.**

The following vehicles shall not be allowed to park on city streets overnight: repair, delivery, rented vehicles with commercial plates and refuse and recycling haulers or any

other vehicle not registered as a passenger vehicle.

Penalty, see Section 10.99

#### **SECTION 41.08 REPAIRING OF VEHICLES.**

Minor repairs and tune-ups, such as replacement of spark plugs, spark plug wires, thermostat, radiator or heater hoses, oil changes and brake jobs shall be permitted on city streets; provided, that they can be accomplished within the same day and completed by 10:00 p.m. All other repairs shall be considered major repairs and shall not be permitted on any city street, unless the repairs are made within an enclosed structure allowed within the zoning district. Damage to city streets because of repairs or lack of repairs shall be charged to the person responsible for the damage to the city streets.

Penalty, see Section 10.99

#### **SECTION 41.09 PROHIBITING PARKING AREAS IN FRONT YARDS IN RESIDENTIAL ZONES.**

(A) The construction, operation or maintaining a parking area, (other than an approved driveway), either paved or unpaved, in the front yard of any lot is prohibited in any area zoned for residential use. For the purpose of this section, front yard shall mean and include that area between the sidewalk, or street line in the event there is no sidewalk, and the front line of the principal building, extending in both directions to the side lot lines.

(B) The front part of any lot (other than an approved driveway) shall not be used for the parking of an automobile, truck, trailer, tractor, recreational vehicle, camper, travel trailer, camper top, tent, wagon, boat, boat trailer, storage area or motor home.

(C) No person, being the owner or having control of any property, shall violate or fail to conform to any provision of this section, or fail to obey any lawful order of an officer charged with its enforcement. Each and every day on which any person continues to violate the provisions of this section, after having been notified of the violation, shall constitute a separate offense. This conviction shall not relieve any person from thereafter complying with the provisions of this section, and shall be sufficient cause to refuse further building or land use permits to the offender until a time as the orders have been complied with.

Penalty, see Section 10.99

#### **SECTION 41.10 IMPOUNDMENT.**

Any police officer may order the removal of a vehicle from a street to a garage or other place of safety when the vehicle is left unattended and constitutes an obstruction to traffic or hinders snow removal, street improvements or maintenance operations. The vehicle shall not be released until the fees for towing and storage are paid in addition to any fine imposed for violation of this chapter.

## **SECTION 41.11 PRIMA FACIE VIOLATIONS.**

The presence of any motor vehicle on any street or other property when standing or parked in violation of this chapter is prima facie evidence that the registered owner of the vehicle committed or authorized the commission of the violation.