

CHAPTER 5: TRAFFIC AND MOTOR VEHICLES

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ORDINANCE 51     PARKING REGULATIONS

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Section 51.01: STATE LAW INCORPORATED. The regulatory parking provisions of Minnesota Statutes, Chapter 169, as amended, copies of which are available at the City Clerk/Administrator's office, are adopted as part of this Ordinance.

Section 51.02: DOUBLE PARKING. Double parking shall be permitted on all City streets, other than Railroad Avenue (Highway 238), only for loading or unloading.

Section 51.03: NO PARKING ZONES. The City Council may designate certain streets or alleys or portions of them as "No Parking Zones" and shall mark by appropriate signs any zones so established.

Section 51.04: LIMITED PARKING ZONES. The City Council may designate certain streets or alleys or portions thereof as "Limited Parking Zones" and shall mark by appropriate signs any zones so established.

Section 51.05: STREETS, ALLEYS AND SIDEWALKS. No vehicle, trailer or other object shall be parked (a) upon any street or alley or in a manner which leaves less than ten (10) feet of the roadway for the free movement of traffic, or (b) upon any sidewalk.

Section 51.06: OVERNIGHT PARKING. No vehicle, trailer or other object shall remain parked for more than forty-eight (48) hours upon any street or alley, and any vehicle which is moved less than one (1) block shall be deemed to have remained stationary. It is unlawful to remove any mark made by a police officer to determine the length of time a vehicle, trailer or other object remained parked.

Section 51.07: WINTER PARKING. To protect the citizen's general health, safety and welfare and to facilitate snow removal, it shall be unlawful to park or permit any vehicle, trailer or other object to remain parked upon any alley or street from November 1<sup>st</sup> to April 15<sup>th</sup> between the hours of 2:00 a.m. and 6:00 a.m. during any snow fall which accumulates over one and one-half (1½) inches.

Section 51.07 amended on 10/7/08

Section 51.08: PARALLEL PARKING. Unless angle or other parking is designated by appropriate signs, every vehicle parked upon any street with a curb shall be parked parallel to the curb with the parked vehicle's right-hand wheels within twelve (12) inches of the curb, and every vehicle on any street without a curb shall be parked parallel to the right of the main traveled portion of the road or street in such a way to not interfere with the free flow of traffic.

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Section 51.09: IMPOUNDMENT. Any vehicle left parked or standing in violation of this Ordinance or the laws of the State of Minnesota may be towed away pursuant to the provisions of Minn.Stat. 169.041, as amended. Any motor vehicle towed away and impounded under this Ordinance or State law may be claimed or recovered after payment to the towing authority of all towing and storage charges. Impound fees are as established in Appendix A. The City, its agents and employees, shall not be responsible for any damage done during towing and impoundment under this Ordinance or State law.

Section 51.09 amended on 1/4/06

Subd. 1: Notice of Impoundment. Within forty eight (48) hours after a vehicle has been impounded, the Chief of Police shall send written notice to the owner of the impounded vehicle at his or her last known address as shown by the records of the Department of Public Safety. If the owner is unknown to the Chief of Police or an address cannot be found, the Chief of Police shall publish at least once in the City's official newspaper notice of the impounding, the license number of vehicle, the motor vehicle number of the impounded vehicle, and the name and type of vehicle impounded.

Subd. 2: Sale of Vehicle. If after the expiration of sixty (60) days after mailing or publishing the notice set out in Subd. 1 the vehicle is not redeemed by the owner or the owner's agent, the City shall proceed to sell the impounded vehicle at public auction after first giving at least twenty (20) days notice of such sale by publication in the City's official newspaper of the time and place of the sale. The notice shall describe the vehicle to be sold, with reasonable certainty, by manufacturer's trade name or make, motor vehicle number, license number, and any other specifically identifying information, and the notice shall state to whom, if anyone, the records of the Department of Public Safety show the car belongs, and if the name of the owner is unknown, that fact shall be stated in the notice. If the name of the owner is known, the City shall send that person a copy of the published notice immediately after publication of the notice. The City shall credit any money it receives after the sale to the City's general fund. At any time within one (1) year after the sale, if the former owner of the vehicle which has been sold appears, upon application to the City Council and presentation of satisfactory proof that the person was the owner of the vehicle sold, that person shall be paid the proceeds of such sale, less the necessary expenses thereof, and less the towing, impounding and storage charges as the Council establishes in Appendix A.

Subd. 3: Release of Towed Vehicle. Once all fines are paid in full, the City Police Department may release the vehicle to the respective party and the towing company impound lot shall then notify the City Police Department of the date and to whom the vehicle was released.

### Section 51.10: PENALTIES.

Subd. 1: Parking Citation. A parking citation shall be issued to the owner or operator of any vehicle in violation of this Ordinance or State law. All parking citations shall indicate the nature of the violation, the amount of the fine, the method by which the fine may be paid, and the procedure by which the violator may obtain a hearing to contest the issuance of the parking

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citation. Any person violating this Ordinance or the State laws designated under it shall be guilty of a petty misdemeanor. Four (4) parking violations within one (1) calendar year shall constitute a misdemeanor.

Subd. 2: Fines. Violation of any City Ordinance parking violation shall be as established in Appendix A.

Subd. 3: Fine Collection. The City Clerk/Administrator is authorized to receive, process, and make records of all parking citations issued and fines paid, shall deposit all fines in the City's general fund and shall submit summarized monthly reports to the City Council of all fines collected.