

## **An Ordinance Regulating Parking in the City of Ellendale, Minnesota**

The City Council of the City of Ellendale, Minnesota does ordain:

### **Section 1:**

That Ordinance 64 and 77 are hereby repealed.

### **Section 2: Double Parking.**

No vehicle shall be parked double on a public street except for loading and unloading purposes and for the purpose of receiving and discharging passengers and then for only such time as is reasonable necessary for that purpose and in a manner not to obstruct other vehicles from passing, and except as in the paragraph provided no vehicle shall be left standing unattended at any time on any street or highway in this municipality unless such vehicle is lawfully parked thereon.

### **Section 3: Parking During Street Maintenance.**

**Subdivision 1:** No person, except physicians on emergency calls, shall park any vehicle or suffer or permit it to remain parked during street maintenance under conditions set forth in the subdivisions which follow.

**Subdivision 2:** On any street, alley or public parking lot in this Municipality contrary to the sign or marking in the block or lot adjacent to such vehicles, so as to prevent street maintenance crews from cleaning, repairing, surfacing, removal of snow or otherwise maintaining such street.

**Subdivision 3:** During a snow emergency, as hereinafter defined, on any even numbered day of the month on that side of the street adjacent to buildings whose street addresses are numbered with even numbers, and on any odd numbered day of the month on that side of the street adjacent to building whose street addresses are numbered with odd numbers. For the purpose of this section, each day shall be deemed to commence at 12 o'clock midnight and shall terminate at 5 o'clock pm provided however that streets serving the business district which are posted pursuant to Subdivision 5 of this section are excluded from the application of these snow emergency provisions.

**Subdivision 4:** A snow emergency is hereby declared to exist in this Municipality by reason of heavy snowfall whenever snow falls during any 24 hours or less to a depth of 3 inches or more, in that such snowfall constitutes a serious public hazard, impairing transportation, the movement of food and fuel supplies, medical care, fire, health and Police protection and vital Municipal facilities. Such emergency is declared to continue for a period of 72 hours from the time it is announced or until such earlier time as snow plowing operations have been declared completed. An emergency is hereby declared to commence when the proper City Commissioner, designated by the Council, causes the announcement thereof to be made by at

least one radio station whose normal operating range covers the area within the corporate limits of this municipality.

**Subdivision 5:** No vehicle shall be parked or be permitted to remain on any street in or serving the business district of the City of Ellendale between the hours of 2:00 am and 6:00 am on any day, following the signs ordered by the Council to be posted on such streets. Signs in place effective upon the adoption of this Ordinance shall be in effect until ordered changed.

**Subdivision 6:** The business district is defined as follows: 5<sup>th</sup> Avenue commencing at 4<sup>th</sup> Street East to Commercial Street.

#### **Section 4: Parking Limited.**

No vehicle shall be parked or left unattended on any street, public parking lot or alley within the corporate limits of this Municipality for 48 hours or more unless otherwise posted.

#### **Section 5: Vehicles Towed by Police.**

Where any vehicle is parked or left unattended on any street, parking lot or alley contrary to the provisions of Section 3 of this Ordinance, any police officer of this Municipality may cause such vehicle to be removed, or removed and stored, and the cost of such moving and storage shall be paid by the owner of such vehicle in addition to any fine for violation of this Ordinance as hereinafter provided in Section 8, provided, however, that the aggregate total fine, plus towing and storage charge shall not exceed \$300.00.

#### **Section 6: Storage on Lots Prohibited.**

It is unlawful for any person to use public parking lots in this Municipality for storage. The word "storage" as used herein shall not be constructed to mean the parking of only one motor vehicle by one person, but is intended to prohibit any person who owns, or has the care, custody and control of more than one vehicle, from using city public parking lots for parking such vehicles thereby making such lots unavailable for casual parking purposes.

#### **Section 7: Compliance with Signs.**

No person who operates or controls any vehicle, or in whose name any vehicle is registered, shall cause, allow, permit or suffer such vehicle to be upon any street, avenue, alley or public parking lot, contrary to or for a longer period of time than is indicated by the markings or signs erected in or adjacent to such street, avenue, alley, or public parking lot, as are now or may hereafter be ordered by the Council.

**Section 8: Prohibition: Stopping, Parking.**

No person shall stop, stand, or park a vehicle, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a Police Officer or traffic control device, in any of the following places:

1. On a sidewalk
2. In front of a public or private driveway or any yellow painted curb
3. Within ten feet of a Fire Hydrant
4. Within an intersection
5. On a crosswalk
6. Within thirty feet upon the approach to any flashing beacon, stop sign, or traffic control signal, located a the side of a roadway
7. Within twenty feet of a crosswalk at an intersection
8. Within fifty feet of the nearest rail of a railroad crossing
9. Within twenty feet of the driveway entrance to any Fire Station
10. Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic
11. In the roadway side of any vehicle stopped or parked at the edge of a curb of a street

**Section 9: Parking Privileges for Physically Handicap.**

This Ordinance is not intended to infringe upon the parking privileges accorded the physically handicapped under Minnesota Statute 169.345.

**Section 10: Penalty.**

**Subdivision 1:** It is a petty misdemeanor offense for any person to do any act forbidden or fail to perform any act required by Section 2 et seq. of this Ordinance.

**Subdivision 2:** Any person violating parking restrictions contained in this Ordinance may fully satisfy such violation by inserting in the coin envelope used as a parking violation fee ticket, such sum

of lawful money of the United States as in hereinafter set forth, within the time limit hereinafter provided to-wit:

1. Within 48 hours of such violation the sum of \$2.00 or
2. Within 10 days of such violation the sum of \$4.00 or
3. Eleven days or more after such violation, prior to issuance of warrant therefor, the sum of \$10.00, with payments so made to constitute a parking violation fee.

**Section 11:**

This Ordinance shall be in full force and effect from its passage and official publication.

Passed by this Council the 5<sup>th</sup> day of November, 1981