

ORDINANCE NO. 216

AN ORDINANCE TO AMEND ORDINANCE 177, AUTHORIZING THE CITY COUNCIL TO ESTABLISH STREET SIGN LOCATIONS AND REGULATE PARKING AND SNOW REMOVAL WITHIN CITY LIMITS.

WHEREAS, to promote the public safety, health and welfare of the City of Arlington;

THE CITY COUNCIL OF THE CITY OF ARLINGTON, MINNESOTA, DOES ORDAIN AS FOLLOWS:

Ordinance 177 is amended to read as follows:

1. The City Council of the City of Arlington, Minnesota, in the interest of public safety and convenience, hereby ordains that the city employees, at the order of the City Council, may place street signs for the control of traffic flow and parking, at locations designated by the Council from time to time.
2. The provisions of Minnesota Statutes 169.32, 169.34 and 169.35 (parking rules), 169.342 (Good Samaritan parking exceptions), and 169.345 and 169.346 (physically disabled parking rules), are adopted into this City ordinance. It shall be a violation of this ordinance to park a vehicle within 10 feet of a fire hydrant, within 20 feet of a crosswalk at an intersection, or within 30 feet of a flashing beacon, stop sign, or traffic control signal device located at the side of a road-way. Any curbing painted yellow at the direction of the City Council shall be considered a no parking zone at all times. The presence or absence of such yellow curbing shall, however, not affect the enforcement of the parking setoff regulations contained in this section.
3. The registered owner of any vehicle violating this ordinance shall be charged with the violation by means of a citation, and it shall not be a defense to a parking violation to show that a party other than the owner actually placed the vehicle in the location. This shall apply in all cases except where the vehicle has been stolen and reported as such prior to receiving the citation. Anyone violating this ordinance shall be guilty of a petty misdemeanor, punishable by a fine of not more than the maximum monetary fine for petty misdemeanors as set out in Minnesota Statutes 169.89.
4. Vehicles violating this ordinance, which pose a danger to the public, interfere with City maintenance activity such as street sweeping, snow plowing, or street repair, or pose a nuisance to any citizen by reason of blocking access to or from the citizen's private driveway, may be towed at the owners expense. The vehicle may be impounded until all parking fines, towing, and storage charges have been paid. Any vehicle, which is not claimed after abandoned vehicle notice procedures required by state law have been accomplished by the city, shall be sold at the discretion of the city.

Subd. 1 Winter Parking Regulations. Except in compliance with the directions of a law enforcement officer or in compliance with regulatory parking signs placed by law enforcement officers or employees of the City, no vehicle(s) shall be parked on any street

or highway in the City during the period of time commencing 2 hours after the accumulation thereon of two or more inches of snow and continuing thereafter until snow removal or plowing has been completed. If vehicle(s), trailer(s), or other obstacle(s) are not removed within two (2) hours of the first two (2) inches of snow, said obstruction will be ticketed. If said vehicle(s) or obstruction is not removed within twelve hours (12) of being ticketed, said vehicle(s) or obstruction(s) will be towed and impounded at the owner's expense.

Subd. 2. Business parking lots. Except in compliance with the directions of a law enforcement officer, or in compliance with regulatory parking signs placed by law enforcement officers or employees of the City, snow shall not be moved from the property of a private business onto a city street. A private business may contract with the City to place snow onto a city street. The City will set conditions and a fee, based on the size of the property, to remove such snow. It is unlawful for any private business, not acting under contract with the City, to place or deposit any snow or ice onto a City street. Private businesses violating this section may be subject to a fine for time spent by the City to remove the snow at \$150 per hour with a one half (1/2) hour minimum charge. Future fines shall be set by resolution.

5. The City and its agents shall not be liable for any damage or loss to a vehicle or its contents if said vehicle is towed and impounded for reason of a violation of this ordinance.
6. The incorporation of state statutes within this ordinance shall also include any amendments of or replacements for said statutes.

This Ordinance shall become effective immediately upon publication.

Adopted by the City Council of the City of Arlington on the 19th day of November, 2007.

/s/ James R. Kreft
James R. Kreft, Mayor

ATTEST:

/s/ Matthew Jaunich
Matthew Jaunich, City Administrator

First Reading: November 5, 2007
Second Reading: November 19, 2007
Adopted: November 19, 2007
Published: November 22, 2007