

**CITY OF LONSDALE
RICE COUNTY, MINNESOTA**

ORDINANCE 2014-257

AN ORDINANCE AMENDING CITY CODE CHAPTER 71, PARKING REGULATIONS

NOW THEREFORE BE IT ORDAINED, by the Lonsdale City Council, that Lonsdale City Code Chapter 71, Parking, is hereby deleted, and in lieu of, new ordinance language written in **Exhibit A**, attached hereto, shall be instated.

This Ordinance shall be in full force and effective from and after its passage, approval, and publication, as required by law.

Approved and adopted by the City Council of the City of Lonsdale, Minnesota, this 24th day of April, 2014.

CITY OF LONSDALE

Mayor Tim Rud

ATTEST:

City Administrator Joel Erickson

(S E A L)

EXHIBIT A

CHAPTER 71 - PARKING REGULATIONS

§71.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

OWNER. A person who holds the legal title of a vehicle or has a right to immediate possession thereof under a sale or lease-purchasing agreement.

PARKING. To stop or leave standing, or cause, allow or permit to be parked, stopped or left standing, whether knowingly or unknowingly, any such vehicle upon any city street.

PARKING LOT. A parcel of land owned, leased or controlled by the city for the primary purpose of providing space for vehicular parking.

PERSON. Every natural person, firm, partnership, association or corporation.

SNOW EMERGENCY. Any condition upon any public street, including the presence of snow, freezing rain, sleet, ice or other phenomenon, which condition creates or is likely to create any hazardous road condition or impedes or is likely to impede the free movement of traffic, when such conditions have been declared by the Public Works Director or in his/her designee.

STREET. The entire width between boundary lines of any way or place when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular traffic.

VEHICLE. Every device in, upon or by which any person or property may be transported or drawn upon a highway or street, except devices designed to be moved by human power.

RECREATIONAL VEHICLE. Any self-propelled motor vehicle licensed for on-street use, which may include but not limited to: all classes of RVs, motor homes, trucks with slide-in campers, trucks with chassis-mounted campers, all-terrain vehicles, motorized carts, golf carts, snowmobiles, motorcycles, bicycles, and converted buses that provide temporary human living quarters, or similar recreational/seasonal use vehicles.

RECREATIONAL VEHICLE - TRAILER. Any detachable vehicle or device, licensed for on-street use, designed for carrying property on its own structure, and for being drawn by a motor vehicle which may include but not limited to: tent trailers, pop-up/camper trailers, travel trailers, fifth wheel travel trailers, motorcycle trailers, bicycle trailers, boat/watercraft trailers, snowmobile trailers, all-terrain vehicle trailers, fish house trailers, or other similar trailers. Any recreation stored and/or parked on a trailer is considered one recreational vehicle.

TRAILER. Any detachable motor-less vehicle equipped with one or more wheels and used for carrying property on its own structure, which may include but not limited to: utility trailers, contractor trailers, semi-trailers, commercial trailers, open/flatbed trailers, enclosed/cube trailers, box trailers, car trailers, animal trailers, or other similar trailers, but not including recreational vehicle trailers.

EXHIBIT A

TRAILER – SMALL. Any trailer (as defined above) measuring less than eight (8) feet in overall height and less than 22 feet in overall length, measured from the hitch to the rear tail lights.

TRAILER – LARGE. Any trailer (as defined above) measuring eight (8) feet or greater in overall height, and/or 22 feet or greater in length overall.

TRUCK. A powerful motor-driven vehicle that consists of a towing engine used for carrying loads/freight and/or drawing/pulling trailers and classified by the Minnesota Department of Transportation as Medium Duty (MNDOT Class 3 – Class 6) or Heavy Duty (MNDOT Class 7 – Class 8).

TRUCK – LARGE. Any heavy duty truck and/or trailer combination classified as MNDOT Class 7 – Class 8 (26,001 lbs. and over Gross Vehicle Weight – 6 or more tires)

§ 71.02 ON-STREET PARKING

A. Duration limits. For public safety purposes, the City Council finds that it is necessary to restrict parking of any vehicle, including trucks, recreational vehicles, and/or trailers as follows:

1. Two-day maximum.

No person may leave or park a vehicle on or within the limits of any City street or right-of-way for a continuous period in excess of 48 hours. For the purpose of enforcing this section, any vehicle moved less than one (1) block shall be deemed to have remained stationary.

2. Large trucks and trailers.

No person shall leave or park a large truck and/or a large trailer upon any residential street or alley way or within the right-of-way for a continuous period in excess of eight (8) hours.

B. Tampering with police enforcement.

It is unlawful for any person to remove, erase or otherwise obliterate any mark or sign placed upon a tire or other part of a vehicle by a police officer for the purpose of measuring the length of time such vehicle has been parked.

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C. Special parking/use permit.

1. Vehicles and trailers.

In the event that an increased on-street parking duration is desired by the owner of a vehicle, truck, recreational vehicle, and/or trailer, a special on-street parking permit may be obtained by the Police Chief, or his/her designee, provided the expanded duration is clearly defined and based on unique conditions not related to the general storage of the vehicle and/or trailer.

2. Limited temporary storage.

A special on-street parking permit may be issued by the Police Chief or his/her designee, for limited temporary uses, including but not limited to construction and landscaping stock piles, portable storage containers, roll-off dumpsters, and the like. Said on-street temporary uses:

- a. may be allowed for a limited period of time not to exceed 48 consecutive hours; and
- b. shall be located along the street curb edge and adjacent to the related residence or businesses; and
- c. shall not exceed a road surface area of 8 ft. x 30 ft. (240 sq. ft.); and
- d. shall be surrounded by approved traffic safety cones and/or barricades equipped with reflective material and/or flashing lights per City/MNDOT specifications.

D. Location.

1. All vehicles, trucks, recreational vehicles, and/or trailers parked on any residential street must be parked in its entirety adjacent to the residence owned or occupied by the person owning or operating said vehicle and/or trailer.
2. Large trucks and/or class II trailers may be parked for up to 3½ days (84 hours) on designated non-residential streets such as:
 - 5th Avenue NW, from Railway Street to Central Street West;
 - Industrial Park Drive SE;
 - Delaware Street SE, east of 1st Avenue SE;
 - Florida Street SE, east of 1st Avenue SE;
 - Industrial Drive SE;
 - 1st Avenue SE, south of Delaware Street SE; Commerce Drive SE; and
 - Other designated locations as determined by the City Administrator and Police Chief.
3. Any vehicle, truck, recreational vehicle, and/or trailer parked on-street, shall not block access to a driveway or a mailbox.

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E. Parking for the purpose of advertising or selling merchandise.

It is unlawful for any person to park a vehicle or trailer on any street for the purpose of: 1) selling a vehicle or trailer, 2) advertising for sale or selling merchandise thereon or therein, or 3) advertising any merchandise for sale or a forthcoming event. Exception: Said vehicles and trailers may be parked adjacent to the property owned or occupied by the person owning or operating said vehicle and/or trailer.

F. On-street vehicle repair.

It is unlawful for any person to service, repair, assemble or dismantle any vehicle or trailer parked upon a street, or attempt to do so, except to service such vehicle with gasoline or oil or to provide emergency repairs thereon, but in no event for more than 24 hours.

§71.03 SNOW EMERGENCIES

A. Snow emergency.

During a snow emergency, it is unlawful for any person, as a driver or operator of a vehicle, or as the registered owner of such vehicle, to park, stop or leave standing, or cause, allow or permit to be parked, stopped or left standing, whether knowingly or unknowingly, any such vehicle upon any city street until the street is plowed curb to curb.

B. Exemption.

On a case-by-case basis and after receiving a prior request from an individual, the City Administrator, Police Chief, or his/her designee, may exempt an individual from the restrictions provided in this section when requested for a special event, holiday, or a unique circumstance of limited duration. Exemptions from the section will not be granted when it is already snowing or when the National Weather Service has forecasted a snow accumulation of two or more inches for the city.

§71.04 PROHIBITED PARKING

A. Parking in posted areas.

1. Parking any vehicle, truck, recreational vehicle, and/or trailer within a posted area is prohibited.
2. Posting which prohibits parking shall be accompanied by placing appropriate signs in the area where the parking is prohibited.

EXHIBIT A

B. Authority to prohibit parking.

1. The City Administrator, Police Chief, or his/her designee, is authorized to immediately prohibit parking of any kind of vehicle upon any City street or within any City right-of-way for public safety reasons or to assist with a public improvement project and for such duration as necessary up to a maximum of 30 days. In these situations, in order to adequately inform the public that parking is prohibited or restricted, the City shall properly post "No Parking" signs and/or place City personnel in appropriate locations.
2. The City Administrator, Police Chief, or his/her designee, is authorized to immediately prohibit parking of any kind of vehicle upon any city parking lot for public safety reasons and for such duration as necessary up to a maximum of 30 days. In these situations, in order to adequately inform the public that parking is prohibited or restricted, the City shall property post "No Parking" signs in appropriate locations.
3. Time extension. The City Administrator, Police Chief, or his/her designee, in his/her discretion, may extend the parking restrictions imposed by the City in the above paragraphs beyond 30 days.

C. Designation of prohibited parking areas.

1. The City Administrator, Police Chief, or his/her designee, shall designate streets and parking lots within the city which are subject to parking prohibitions or restrictions and the type of vehicles restricted or prohibited. Upon making the designation, appropriate signs and markings shall be so placed on the streets or lots specifying the nature of the limitations.
2. Parking a vehicle on any street or parking lot within the city during the periods when a restriction or prohibition exists, or in violation of a posted sign or marking pursuant hereto is prohibited.

D. Exemption.

The City Administrator, Police Chief, or his/her designee, may authorize parking permits to a property owner to allow a motor vehicle to be exempt from the daily parking restrictions as may be imposed hereby. The City Administrator, Police Chief, or his/her designee, shall designate the area for parking, establish an application, fees, method of allotment, and distribution of the parking permits.

§ 71.05 TOWING PROCEDURES

- A. Authority to tow. The City Administrator, Police Chief, and his/her designee, is hereby authorized and empowered to have removed any vehicle on or stalled on any street or alley in violation of this chapter and in compliance with Minnesota Statute Section 168B.035.