

ORDINANCE 176

AN ORDINANCE RELATING TO SNOW EMERGENCIES, REGULATING ON-STREET PARKING DURING SNOW EMERGENCIES AND SETTING PENALTIES FOR THE CITY THEREOF

The City Council of the City of Bird Island does ordain as follows:

SECTION I. SNOW EMERGENCY; SNOW EMERGENCY PARKING

- A. When the public streets of the City of Bird Island become impassable and/or hazardous to the public due to the accumulation of snow, the City of Bird Island shall have the authority to declare a snow emergency.
- B. The purpose of a snow emergency shall be to alert the general public to the necessity of removing all vehicles from the streets so that maintenance crews may remove all snow and restore the streets to a passable condition unhindered by the presence of vehicles in the street.
- C. The City of Bird Island shall announce a snow emergency to be declared by using the official notification media. The notice shall be given a minimum of eight (8) hours prior to the emergency going into effect, however if the emergency is declared between the hours of 7:00 p.m. and 9:00 a.m., the emergency will not go into effect until 5:00 p.m. of the following day.
- D. The City will use KOLV radio as the official notification media for the declaration of a snow emergency. The notice will be given by the radio station a minimum of ten (10) times before the emergency will go into effect. The City may use other methods including the Local Access Channel to notify the public.
- E. Following the eight hour snow emergency warning period, maintenance crews shall begin plowing north/south city streets first. Any vehicle parked on a north/south city street after the snow emergency has gone into effect, but prior to that street being plowed curb to curb, shall be deemed to be in violation of this ordinance. Vehicles may be parked on east/west streets until the north/south streets are plowed curb to curb. Once all north/south streets have been plowed curb to curb, any vehicle parked on east/west streets before being plowed curb to curb shall be deemed to be in violation of this ordinance. The owner of each vehicle in violation of this ordinance shall be subject to the penalties set forth below in Section II., and each day a violation continues shall be deemed to be a separate offense.

SECTION II. VIOLATIONS; PENALTIES

- A. A violation of this ordinance shall be deemed to be a petty misdemeanor under Minnesota Law, unless it is committed in a manner or under circumstances so as to endanger or be likely to endanger any person on the property, in which case it shall be deemed a misdemeanor.
- B. The amounts of any fine for violation of this ordinance as a petty misdemeanor shall be set by resolution of the City Council of the City of Bird Island. In cases of violations which are misdemeanors, the appropriate penalties shall be set by Minnesota Statutes.

SECTION III. REPEAL

Any ordinance or section of any ordinance, of the City of Bird Island, inconsistent with this ordinance are hereby repealed.

SECTION IV. EFFECTIVE DATE

This ordinance becomes effective upon its passage and publication according to law.

Passed by the Bird Island City Council this 23 day of January, 1995.

Mayor Paul Setzepfandt

Deb Lingl, City Clerk