

## **CHAPTER 9. PARKING REGULATIONS**

(SEE CHAPTER 7 FOR DEFINITIONS, SCOPE AND APPLICATION RELATING TO THIS CHAPTER)

### **Section 900 – GENERAL REGULATIONS**

900.01 Presumption. When the driver is not present and a vehicle is parked in violation of Chapters 7, 8 and 9, it shall be presumed that the owner parked the vehicle, or that the driver was acting as the agent of the owner.

900.02 General Parking Prohibitions. It is unlawful for any person to stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the specific 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; (3) within an intersection; (4) within ten feet of a fire hydrant; (5) on a crosswalk; (6) within twenty feet of a crosswalk at any intersection; (7) in a sign-posted fire lane; (8) within thirty feet upon the approach to any flashing beacon, stop sign or traffic control signal located at the side of a roadway; (9) within fifty feet of the nearest rail of a railroad crossing; (10) within twenty feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five feet of said entrance when properly sign-posted; (11) along side or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic; (12) on the roadway side of any vehicle stopped or parked at the edge or curb of a street; (13) upon any bridge or other elevated structure upon a street; (14) at any place where official signs prohibit or restrict stopping, parking or both; (15) in any alley, except for loading or unloading and then only so long as reasonably necessary for such loading and unloading to or from adjacent premises; or, (16) on any boulevard which has been curbed, or, (17) parking in the business district between the hours of 2 a.m. to 6 a.m..

900.03 Unauthorized Removal. It is unlawful for any person to move a vehicle not owned by the person into any prohibited area or away from a curb to a distance which is unlawful.

900.04 Direction to Proceed. It is unlawful for any person to stop or park a vehicle on a street when directed or ordered to proceed by any police officer vested by law with authority to direct, control or regulate traffic.

900.05 Parallel Parking. Except where angle parking is specifically allowed and indicated by curb marking or sign posting, or both, each vehicle stopped or parked upon a two way road where there is an adjacent curb shall be stopped or parked with the right hand wheels of the vehicle parallel with, and within twelve (12) inches of, the right hand curb. Where painted markings appear on the curb or the street, the vehicle shall be within the markings, front and rear. Upon a one-way roadway all vehicles shall be so parked, except that the left hand wheels of the vehicle may be parallel with and within twelve (12) inches from the left hand curb. The front of the vehicle in all cases and with respect

to the remainder of the vehicle, shall be in the direction of the flow of traffic upon such one way street. It is unlawful to park in violation of this Chapter.

900.06 Angle Parking. Where angle parking has been established by Council resolution, and is allowed, as shown by curb marking or sign posting, or both, each vehicle stopped or parked shall be at an angle of approximately 45 to 60 degrees with the front wheel touching the curb and within any parking lines painted on the curb or street. It is unlawful to park in violation of this Chapter.

900.07 Streets Without Curb. Upon streets not having a curb each vehicle shall be stopped or parked parallel and to the right of the paving, improved or main traveled part of the street. It is unlawful to park in violation of this Chapter.

900.075 Definition of Motor Vehicle. For the purposes of this Chapter, the words “motor vehicle” and “vehicle” shall be defined to mean every vehicle which is self-propelled. The terms “motor vehicle” and “vehicle” do not include an electric personal assistive mobility device or a vehicle moved solely by human power.

900.08 Business District Parking Regulations.

Subd. 1 Designation. The following area is designated as the Business District:

- First Street extending north from the intersection of First Street South and Oak Avenue northward to the north line of the intersection of First Street North and Boulevard Avenue Northwest
- Oak Avenue from Second Street Southwest to Second Street Southeast
- Elm Avenue from Second Street Southwest to Second Street Southeast
- Ash Avenue from Second Street Southwest to Second Street Southeast
- Vine Avenue from Second Street Northwest to Second Street Northeast
- Spruce Avenue from Second Street Northwest to First Street
- Fir Avenue from Second Street Northwest to First Street
- Boulevard Avenue from Fifth Street Northwest to Second Street Northeast

Subd. 2 Truck, Truck-Tractor, and Semi-Trailer Parking Limitations in Business District. No commercial vehicle or more than 12,000 pounds gross vehicle weight capacity shall be parked in the Business District except during the time necessary to continuously load or unload goods, articles, or produce to or from the premises abutting on the District and at such places where such loading or unloading is otherwise permitted by this Ordinance.

Subd. 3 Loading. No commercial vehicle and no vehicle designed and used for the delivery of goods, articles or produce, shall be loaded or unloaded in whole or in part in the Business District where access to the premises is available from or by any other street or alley than those so designated as the District. At places where such access by other streets or alleys is not available, such vehicles may

stop or park, during the time necessary to continuously load or unload goods, articles or produce to or from the premises abutting on the District.

900.085 Public Nuisances Pertaining to Off-Street Parking and Storage.

Subd. 1 A person must not cause, undertake, permit or allow the outside parking and storage of vehicles on residential property unless it complies with the following requirements:

(a) No more than four (4) vehicles per lawful dwelling unit may be parked or stored anywhere outside on residential property, except as otherwise permitted or required by the City because of nonresidential characteristics of the property. This maximum number does not include vehicles of occasional guests who do not reside on the property.

(b) Vehicles, pop-up campers, and recreational vehicles that are parked or stored outside in the front-yard area must be on a paved or graveled parking or driveway area. During the periods of a snow emergency, persons in possession of property may park their vehicles in their front yard, provided those parked vehicles are kept out of the public road right-of-way.

(c) Limit of Occupancy. Recreational vehicles or equipment in residential zones shall not be occupied or used for living, sleeping, or house keeping purposes for more than fourteen (14) days per calendar year.

(d) Ownership. No more than one (1) recreational vehicle not owned by the person residing at the premises may be stored outside on the property.

900.09 Declaration of Snow Emergency. During the event of an accumulation of one (1”) inch or more of snow, an emergency shall be deemed to exist.

Subd. 1 Unlawful Act. During an emergency it is unlawful to park or leave standing any vehicle on any public street, excluding the Central Business District, until it has been fully cleared, curb-to-curb. For the purposes of this Subdivision, the Central Business District is defined as First Street and one block either side of it between Oak and Boulevard Avenues. During an emergency it is unlawful to park or leave standing any vehicle on any public street in the Central Business District between the hours of 2:00 a.m. and until it has been fully cleared, curb-to-curb.

Subd. 2 Exceptions. This Section shall not apply to (1) persons in charge of wreckers or authorized emergency vehicles while those individuals are actually servicing mechanical, fire, police or medical emergencies, or (2) any street when it has been fully and completely (curb-to-curb) cleared, sanded, salted, or cleaned.

900.10 Parking Rules in City Parking Lots and Ramps. In City owned parking lots and ramps, the City may limit the sizes and types of motor vehicles to be parked, hours of parking, and prescribed method of parking. All limitations and restrictions must be marked or sign-posted. It is unlawful to park or leave standing any vehicle backed into a parking place, to drive in a direction opposite the flow of traffic marked by “one way” signs or arrows, or to park any vehicle in any City owned parking lot or ramp contrary to any marked restrictions or limitations.

900.11 Impounding and Removing Vehicles. When any police officer finds a vehicle standing upon a street or City owned parking lot in violation of any parking regulation, the officer is hereby authorized to require the driver or other person in charge of the vehicle to remove the vehicle to a position in compliance with this Chapter. When any police officer finds a vehicle unattended upon any street or City owned parking lot in violation of any parking regulation, the officer is hereby authorized to impound the unlawfully parked vehicle and to provide for the removal of the vehicle. The officer may remove the vehicle to a convenient garage or other facility or place of safety. Any charge placed against the vehicle for cost of removal or storage, or both, by anyone assisting with the removal or storage, shall be paid prior to the vehicle being released from storage.

900.12 Loading Zones. The Council may, by resolution, establish loading zones to be used for the specific purpose of loading or unloading merchandise from a commercial vehicle or a vehicle temporarily being used in the transport of merchandise. Any loading zone shall be installed by order of the City Administrator, where in the judgment of the Council a commercial loading zone is justified. A sign shall be posted noting the loading zone.

900.13 Unattended Vehicle.

Subd. 1 It is unlawful for any person to leave a motor vehicle unattended while the engine is running.

Subd. 2 It is unlawful for any person to leave a motor vehicle unattended with the key in the ignition.

900.14 Vehicle Repair on Street. It is unlawful for any person to service, repair, assemble or dismantle any vehicle parked upon a street, alley, or City-owned parking lot, or attempt to do so, except to service the vehicle with gasoline or oil or to provide emergency repairs, but in no event for more than twenty-four (24) continuous hours.

900.15 Parking for the Purpose of Advertising or Selling Merchandise. It is unlawful for any person to park a vehicle on any street for the purpose of advertising the vehicle for sale, for the purpose of advertising for sale or selling merchandise from or in the vehicle, or for the purpose of advertising any merchandise for sale or a forthcoming event.

900.16 Truck, Truck-Tractor, Recreational Parking.

Subd. 1 Truck, Truck-Tractor or Semi-Tractor Parking. First Street south of its intersection with Milwaukee Avenue is hereby designated as a parking area for truck-tractors, semi-trailers, and trucks of 12,000 pounds gross vehicle weight or more for an unlimited time. Trucks, truck-tractors, or semi-trailers exceeding 12,000 pounds gross vehicle weight shall be prohibited from parking in posted areas on Minnesota Trunk Highway 13 or Le Sueur County Road 26.

Subd. 2 Semi-trailers shall be prohibited from parking on any city streets except as provided in Subdivision 1 of this Section. Semi-tractor trucks are prohibited from parking on any city streets for a period longer than four (4) continuous hours, except as provided in Subdivision 1 of this Section. This subdivision does not apply to commercial vehicles unloading goods in the business district, as permitted in Section 900.08 of this Code.

Subd. 3 Travel Trailer, Recreational Vehicle, and Trailer Parking. It shall be unlawful for any person to leave or park a travel trailer, pick-up coach, motor home, camping trailer, fish house, recreational vehicle or other trailer on any street, alley, right-of-way, or in a City-owned parking lot in the city for a continuous period of more than 48 hours, except where permitted by City sign posting. Any travel trailer, pick-up coach, motor home, camping trailer, fish house, recreational vehicle or other trailer parked on any city street must be parked in its entirety adjacent to the residential structure owned or occupied by the person owning or operating any of the accessory vehicles identified in this subdivision.

Subd. 4 All vehicles of more than 12,000 pounds gross vehicle weight capacity shall be prohibited from parking on any city streets or City-owned parking lot for a period longer than four (4) continuous hours.

#### 900.17 Time Limitation on Parking.

Subd. 1 The Chief of Police may, when authorized by resolution of the Council, designate certain streets, blocks or portions of streets or blocks as five minute, ten minute, fifteen minute, thirty minute, one hour, two hour, four hour, six hour, or eight hour limited parking zones. The Chief shall mark by appropriate signs any zones established. The zones shall be established whenever necessary for the convenience of the public or to minimize traffic hazards and preserve a free-flow of traffic. It is unlawful for any person to stop, park, or leave standing any vehicle for a period of time in excess of the sign posted limitation.

Subd. 2 No vehicle shall be parked or allowed to stand for more than 48 continuous hours on any of the public streets or alleys in the city except as provided for in Subd. 1, Section 900.16.

Subd. 3 In City-owned parking lots, the Council may limit the size and types of vehicles to be parked, hours of parking and prescribed method of parking,

provided that such limitations and restrictions are marked or sign-posted. It shall be unlawful to park a vehicle in any City-owned parking lot contrary to the restrictions or limitations marked or sign-posted.

## Section 999 – PENALTIES

999.01 Violation a Misdemeanor or Petty Misdemeanor. Every person violates a subsection, subdivision, paragraph or provision of this Chapter when the person performs an act thereby prohibited or declared unlawful, or fails to act when such failure is thereby prohibited or declared unlawful. Upon conviction, the person shall be punished as follows:

Subd. 1 Misdemeanor Violation Specified. Where the specific section, subdivision, paragraph or provision specifically makes violation a misdemeanor, the person shall be punished as for a misdemeanor. Where a violation is committed in a manner or under circumstances so as to endanger or be likely to endanger any person or property, the person shall be punished as for a misdemeanor. Where the person stands convicted of violation of any provision of this Chapter, exclusive of violations relating to the standing or parking of an unattended vehicle, within the immediate preceding 12-month period for the third or subsequent time, the person shall be punished for a misdemeanor. A misdemeanor is punishable by a fine of up to \$1,000.00 or imprisonment for up to 90 days.

Subd. 2 Petty Misdemeanor Violation Specified. As to any violation not constituting a misdemeanor under the provisions of Subd. 1, the person shall be fined in an amount of \$40.00 per violation. Each violation and every calendar day in which a violation occurs or continues, shall constitute a separate offense. If paid within seventy-two (72) hours of the violation, the City shall accept \$20.00 as payment in full for each violation.