

CHAPTER 9

PARKING REGULATIONS

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CHAPTER 9

PARKING REGULATIONS

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

SECTION 9.01. PRESUMPTION. As to any vehicle parking in violation of Chapters 7, 8 and 9 when the driver thereof is not present, it shall be presumed that the owner parked the same, or that the driver was acting as the agent of the owner.

SECTION 9.02. 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 or within five feet 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) between a safety zone and the adjacent curb or within twenty feet of points on the curb immediately opposite the ends of the safety zone, unless otherwise directed by signs or markings; (10) within ten feet of any mail box which is designated for the receipt of mail, either incoming or outgoing; (11) within fifty feet of the nearest rail of a railroad crossing; (12) 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; (13) alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic; (14) on the roadway side of any vehicle stopped or parked at the edge or curb of a street; (15) at any place where official signs prohibit or restrict stopping, parking or both; (16) 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, (17) on any boulevard which has been curbed.

SECTION 9.03. RECREATIONAL CAMPING VEHICLE PARKING.

Subd. 1. Definition. The term “recreational camping vehicle” means any of the followings:

- A. **“Travel Trailer”** - A vehicular, portable structure built on a chassis, designed to be used as a temporary dwelling for travel, recreational, and vacation uses, permanently identified “Travel Trailer” by the manufacturer of the trailer.
- B. **“Pick-up Coach”** - A structure designed to be mounted on a truck chassis for use as a temporary dwelling for travel, recreation and vacation.

- C. **“Motor Home”** - A portable, temporary building to be used for travel, recreation and vacation, construction as an integral part of a self-propelled vehicle.
- D. **“Camping Trailer”** - A folding structure, mounted on wheels and designed for travel, recreation and vacation uses.

Subd. 2. Unlawful Act. It is unlawful for any person to leave or park a recreational camping vehicle on or within the limits of any street or right-of-way for a continuous period in excess of twenty-four (24) hours, except where signs are erected designating the place as a campsite or in a manufactured home park. Provided, however, that during such 24-hour period, such vehicle shall not be occupied as living quarters.

SECTION 9.04. UNAUTHORIZED REMOVAL. It is unlawful for any person to move a vehicle not owned by such person into any prohibited area or away from a curb such distance as is unlawful.

SECTION 9.05. 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 invested by law with authority to direct, control or regulate traffic.

SECTION 9.06. 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 inches of, the right-hand curb, and, where painted markings appear on the curb or the street, such vehicle shall be within such markings, front and rear; provided that 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 inches from the left-hand curb, but the front of the vehicle in any event and with respect to the remainder of the vehicle, shall be in the direction of the flow of traffic upon such one-way street; and it is unlawful to park in violation of this Section.

SECTION 9.07. 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, provided that the front wheel not touching the curb shall be the portion of the vehicle furthest in the direction of one-way traffic; and it is unlawful to park in violation of this Section.

SECTION 9.08. 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. Where no curb exists, a vehicle may be parked on that part of the boulevard immediately adjacent to the traveled portion of the roadway; provided, however, that no vehicle shall be parked on any sidewalk, walkway, footpath

or pedestrian walkway. A vehicle may be driven across a sidewalk, footpath, walkway or pedestrian right-of-way if said sidewalk, walkway or pedestrian right-of way is located within the right and left hand limits of a driveway which is used by vehicular traffic in gaining access to either a business or a residence. It is unlawful to park in violation of this Section.

SECTION 9.09. PARKING HOURS. Parking on streets shall be limited as follows:

Subd. 1. In Excess Of 24 Hours. It is unlawful for any person to stop, park or leave standing any vehicle upon any street or in a parking lot(s) owned by the City for a continuous period in excess of twenty-four (24) hours.

Subd. 2. Limited Parking Hours. The Clerk may, when authorized by resolutions of the Council, designate certain streets, blocks, or in a parking lot(s) owned by the City or portion thereof as prohibited parking zones, or five-minute, ten-minute, fifteen-minute, thirty-minute, one-hour, two-hour, four-hour, six-hour, eight-hour, morning or afternoon rush hour limited parking zones and shall mark by appropriate signs any zones so established. Such 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 in a prohibited parking zone, for a period of time in excess of the sign-posted limitation, or during sign-posted hours of prohibited parking.

Subd. 3. Reasonable Movement. For the purpose of enforcement of this Section, any vehicle moved less than two blocks in a limited time parking zone shall be deemed to have remained stationary.

SECTION 9.10. WINTER PARKING RESTRICTIONS.

- A. From November 1st to April 1st no owner shall park or permit to be parked a vehicle on any city street or in a parking lot(s) owned by the City, between the hours of 2:00 A.M. and 6:00 A.M. without an emergency parking permit issued by the Police Department.
- B. Snow Removal. It is unlawful for any person to park a vehicle on any city street or in a parking lot(s) owned by the City after a continuous or intermittent snowfall during which there has been an accumulation of two (2) inches or more of snow on any city street, and until all snow, ice and similar debris has been plowed or removed from the paved portion of the city street or in a parking lot(s).

SECTION 9.11. TRUCK PARKING.

Subd. 1. Detached Semi Trailer. It is unlawful to park a detached semi-trailer upon any street, City-owned parking lot, or other public property except streets as specifically designated by the Council by resolution and sign-posted.

Subd. 2. Tractor Trailer. It is unlawful to park a semi-trailer, truck-tractor, or a combination thereof, within an area zoned as a residential district, except for the purpose of loading or unloading the same.

Subd. 3. Limited Tractor Trailer Parking. It is unlawful to park a semi-trailer, truck-tractor, or a combination thereof, on any street for a continuous period longer than two hours.

SECTION 9.12. PARKING RULES IN CITY PARKING LOTS. In City-owned parking lot(s), the Council may limit the sizes and types of motor vehicles to be parked thereon, hours of parking, and prescribed method of parking, provided that such limitations and restrictions which are in addition to those set forth elsewhere in these Ordinances are marked or sign-posted thereon. 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(s) contrary to the restrictions or limitations marked or sign-posted therein.

SECTION 9.13. IMPOUNDING AND REMOVING VEHICLES.

Subd. 1. Authority to Remove Vehicles. Any vehicle found to be in violation of any provision of this Chapter may be removed by the police to a place of safekeeping for the purpose of granting relief to such violation. The police are hereby authorized to remove said vehicle without prior notice to the registered owner that the vehicle is to be removed; provided, however, that the police shall make a sincere effort to notify the owner of a vehicle removed under the provisions of this Section, either by telephone or letter, within forty-eight (48) hours after the vehicle was removed as to the fact of the removal, the reason for the vehicle having been removed, and the current location of the vehicle, giving information as to how the registered owner of the removed vehicle may regain custody of the same.

Subd. 2. Cost of Removal. Any costs incurred for the removal of a vehicle, as well as any costs incurred as a result of maintaining, care and security of an impounded vehicle shall be the responsibility of the owner.

Subd. 3. Release of Vehicle. Prior to the release of any vehicle which has been removed under the provisions of this Section, the owner shall be required to furnish proof of ownership to the police, and shall thereupon be provided with appropriate release forms, and shall be required to sign such release forms or documents which may be required to establish proof that the vehicle has been released to the registered owner. Such vehicle shall not be released until the costs incurred pursuant to this Section have been paid.

Subd. 4. Sale of Impounded Vehicles. All costs and charges levied for towing and storage under this Section shall be a lien upon the vehicle in question and, if not paid within ninety (90) days following the towing of said vehicle, said vehicle shall be

disposed of in accordance with Minnesota Statutes Annotated, Sections 514.18 through 514.22, which provide for the sale of personal property and possessions. All proceeds in excess of that necessary to cover the costs and claims for services herein performed shall be distributed in the manner provided for in the statutes referred to above.

Subd. 5. City Not Liable for Damage or Loss. Any owner who operates, or allows another to operate a vehicle on the streets in the City or in a parking lot(s) owned by the City shall be deemed to have consented to the removal of any vehicle which is in violation of the provisions of this Section, and such consent shall extend to the storage of said vehicle without liability to the City or its agents for damage to said vehicle or its contents while said vehicle is being removed or stored.

SECTION 9.14. UNATTENDED VEHICLE.

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

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

SECTION 9.15. VEHICLE REPAIR ON STREET. It is unlawful for any person to service, repair, assemble or dismantle any vehicle parked upon a street or in a parking lot(s) owned by the City, 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 twenty-four (24) hours.

SECTION 9.16. PARKING FOR THE PURPOSE OF ADVERTISING OR SELLING MERCHANDISE. It is unlawful for any person to park a vehicle on any street or in a parking lot(s) owned by the City, for the purpose of advertising such vehicle for sale, for the purpose of advertising for sale or selling merchandise thereon or therein, or advertising any merchandise for sale or a forthcoming event.

SECTION 9.17. PHYSICALLY HANDICAPPED PARKING.

Subd. 1. Parking Privileges. Statutory parking privileges for physically handicapped shall be strictly observed and enforced. Police officers are authorized to tag vehicles on either private or public property in violation of such statutory privileges.

Subd. 2. Fire Lane. It is unlawful for any person, whether or not physically handicapped, to stop, park, or leave standing, a motor vehicle (1) in a sign-posted fire lane at any time, or (2) in lanes where, and during such hours as, parking is prohibited to accommodate heavy traffic during morning and afternoon rush hours.

SECTION 9.18. DISABLED VEHICLES.

Subd. 1. Parking of Disabled Vehicles. Vehicles which are disabled due to either damage or malfunction while on streets, must be pulled over to the extreme right-hand portion of the roadway, and shall not be left unattended by the person parking such vehicle until all measures necessary to ensure the free and safe flow of other traffic using the roadway, such as setting in operation sufficient lighting to warn oncoming traffic of potential hazards have been taken. In no event shall a disabled vehicle be left unattended on a street or other roadway for longer than twenty-four (24) hours unless in case of extreme emergency. It is unlawful for any person to park or leave standing any vehicle in violation of this Subdivision.

Subd. 2. Removal of Disabled Vehicles. Any police officer shall be empowered to remove any disabled vehicle left unattended for longer than twenty-four (24) hours, or any such vehicle which presents a hazard to other traffic, to a place of safekeeping, and any and all costs incurred from moving such vehicle shall be the responsibility of the owner of the vehicle.

SECTION 9.19. PARKED VEHICLES - LIMITATIONS RELATING TO OCCUPANTS.

Subd. 1. Children Under the Age of Ten (10) years. It is unlawful for any person to park any vehicle on any public street or in any public or City owned parking lot(s), and leave said vehicle unattended, while said vehicle is occupied by any child under the age of ten (10) years, for a period not to exceed three (3) minutes, and in all such cases, the engine shall be shut off and the keys removed from the ignition.

Subd. 2. Animals. It is unlawful for any person to park a vehicle on any public street or in any public or City owned parking lot(s), and leave said vehicle unattended, while said vehicle is occupied by an animal unless such provisions as included herein have been taken to insure the well-being of said animal:

- A. Windows must be left open no less than one inch, nor more than three inches to allow for ventilation of fresh air, and to prevent danger to the animal's or fowl's well-being from toxic fumes.
- B. In no event shall a vehicle be parked and left unattended for a continuous period of longer than one (1) hour while said vehicle is occupied by any animal or fowl.
- C. Compliance with the provisions of this Section shall not relieve any owner, driver or other person having actual physical control over any parked vehicle, of any liability for injury sustained by another person, resulting from the actions of any animal left in an attended parked vehicle.

SECTIONS 9.20 THROUGH 9.29, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 9.30. ESTABLISHMENT OF FIRE LANES ON PRIVATE PROPERTY.

Subd. 1. Fire Lane Access. The City Fire Marshal is hereby directed to recommend fire lanes on private property in order that travel of fire equipment is not obstructed or interfered with and that access to buildings, structures, fire hydrants and standpipes is not blocked off or obstructed. The City Fire Marshal shall submit a scaled diagram, detailing and specifying the requested area of fire lanes on private property to the Council.

Subd. 2. Council Adoption of Fire Lane. The Council may by resolution, adopt and establish the fire lanes recommended by the City Fire Marshal and shall cause said diagram detailing the fire lanes to be filed in the Council minutes with said resolution.

Subd. 3. Notification. After a fire lane has been established by the Council, the City Fire Marshal shall forward a copy of the diagram designating said fire lanes to the owner or occupant of the private property who shall at his own expense and within sixty (60) days, erect signs and when there is curbing adjacent to said fire lanes cause them to be painted yellow within said time period, weather permitting. The signs shall bear the words NO PARKING AT ANY TIME FIRE LANE. Said signs shall not be less than 12" x 18" and one shall be white with red lettering thereon and be clearly legible from a distance of 100 feet. Signs shall be erected on posts adjacent to the fire lanes and be at least five feet in height, and said signs shall not be more than 30 feet apart.

Subd. 4. Parking In A Fire Lane. It is unlawful for any person to thereafter park a vehicle in an established fire lane which has been signed as provided herein, and it is also unlawful for any owner or occupant of private property to fail to post said signs or paint curbs yellow within sixty (60) days after having been directed to do so by the City Fire Marshal.

SECTIONS 9.31 THROUGH 9.39, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 9.40. NOTICE OF VIOLATION AND PAYMENT OF PENALTY.

Subd. 1. Violation Enforcement. Any member of the Police Department, or any other person employed by the City with authority to enforce the provisions of this Chapter shall, upon determining a vehicle to be in violation of the provisions of this Chapter, attach to said vehicle notice of the violation, said notice setting forth the nature of the violation, the date of the violation, the time of day of the violation, the name of the official issuing the notice and the amount of the initial penalty. Once such a notice has been given, the owner or driver of the vehicle may within seventy-two (72) hours pay full satisfaction for the stated violation to the Clerk, or the Clerk's designated representative of the following penalties:

- | | | |
|----|--------------|---------|
| 1. | Junk Vehicle | \$25.00 |
|----|--------------|---------|

2.	Blocking Fire Station or Hydrant	\$200.00
3.	Fire Lane	\$200.00
4.	Keys in Vehicle	\$10.00
5.	Occupied Vehicle Prohibition	\$10.00
6.	Within 30 Feet of Stop Sign	\$10.00
7.	Blocking Mail Box	\$10.00
8.	Prohibited Parking	\$10.00
9.	Obstructing Snow Removal	\$25.00
10.	All other violations	\$10.00

Subd. 2. Failure To Pay. It is unlawful for any person to fail to pay the fines provided in this Section within 72 hours after notice as herein provided.

SECTION 9.41. ADMINISTRATIVE OFFENSE.

Subd. 1. Purpose. Administrative offense procedures established pursuant to this section are intended to provide the public and the city with an informal, cost-effective and expeditious alternative to traditional criminal charges for violations of certain Code provisions. The procedures are intended to be voluntary on the part of those who have been charged with administrative offenses. At any time prior to the payment of the administrative penalty as is provided for in Subd. 7, the individual may withdraw from participation in the procedures, in which event, the city may bring criminal charges. In addition the City, in its discretion, may choose not to initiate an administrative offense and may bring criminal charges in the first instance. In the event a party participates in the administrative offense procedures but does not pay the monetary penalty which may be imposed, the City may seek to collect the costs of the administrative offense procedures as part of any subsequent criminal sentence, in the event the party is charged and is adjudicated guilty of the criminal violation.

Subd. 2. Administrative Offense Defined. A violation of any section of this code when one performs an act prohibited or fails to act when such failure is thereby prohibited and is subject to the penalties set forth in this code.

Subd. 3. Notice. Any officer of the City Police Department, or any other person employed by the City, authorized in writing by the City Administrator, and having the authority to enforce the code, shall, upon determining that there has been a violation, notify the violator, or in the case of the vehicular violation, attach to the vehicle a notice of the violation. Said notice shall set forth the nature, date and time of violation, the name of the official issuing the notice, and the amount of the scheduled penalty.

Subd. 4. Payment. Once such notice is given, the alleged violator may, within seven day of the time of issuance of the notice, pay the amount set forth on the schedule of penalties for the violation, or may request that the matter be referred to the Anoka Count Court. The penalty may be paid in person or by mail, and the payment shall be deemed to be an admission of the violation. Administrative penalties for tags issued by the Police Department shall be paid to the Police Department.

Subd. 5. Failure to Pay. In the event a party charged with an administrative offense fails to pay the penalty, criminal charges may be brought against the alleged violator in accordance with the applicable Code section or State Statute. If the penalty is paid, no such charge may be brought by the City for the stated violation.

Subd. 6. Disposition of Penalties. All penalties collected shall be periodically paid over to the City Finance Dept.

Subd. 7. Offenses and Penalties. Penalties shall be imposed for violation of the scheduled administrative offenses according to a schedule established and adopted from time to time by resolution of the City Council. Any person violating a section of this code shall be subject to the scheduled penalty, not to exceed the maximum amount for a petty misdemeanor offense.

Subd. 8. Subsequent Offenses. In the event a party is charged with a subsequent administrative offense within a 12-month period of paying an administrative penalty for a same or similar offense, the subsequent administrative penalty shall be increased by 25% above the previous administrative penalty.

SECTIONS 9.42 THROUGH 9.98, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 9.99. VIOLATION A MISDEMEANOR OR PETTY MISDEMEANOR.
Every person violates a section, subdivision, paragraph or provision of this Chapter when he performs an act thereby prohibited or declared unlawful, or fails to act when such failure is thereby prohibited or declared unlawful, and upon conviction thereof, shall be punished as follows:

Subd. 1. Misdemeanor. Where the specific section, subdivision, paragraph or provision specifically makes violation a misdemeanor, he 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, he shall be punished as for a misdemeanor; where he 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, he shall be punished as for a misdemeanor.

Subd. 2. Petty Misdemeanor. As to any violation not constituting a misdemeanor under the provisions of Subdivision 1 hereof, he shall be punished as for a petty misdemeanor.