

**ORDINANCE 7.0507**

**AN ORDINANCE AMENDING SECTION 7.0507 REGARDING PARKING DURING SNOW REMOVAL ALERT PROHIBITED.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER, SOUTH DAKOTA:**

That Section 7.0507 of the Parker City Ordinances is hereby amended and shall read as follows:

7.0507 Parking During Snow Removal Alert Prohibited. It shall be unlawful to park any vehicle or motor vehicle upon any street or right-of-way within the City of Parker after a snow removal alert has been declared.

A. Definitions. For the purposes of this Section, the following terms and words shall have the meaning given herein:

1. Snow Removal Alert. Such times as there is a snow accumulation on the public streets of two inches or more, or such times as the Street Superintendent or his or her designee declares that snow removal operations on the public streets will commence and that the provisions of this Chapter in regard to parking on public streets during snow removal operations are effective and will be enforced.

2. Street. The entire width of any public roadway within the City, and it shall not be limited to those roadways designated as a Street but shall include all other names by which public roadways are designated.

3. Right-of-Way. The entire width between the sidewalk and curb, or where such should exist.

B. Declaration of Snow Removal Alert. When the Street Superintendent or his or her designee determines that snow removal from the public streets will commence, the Street Superintendent or his or her designee will announce through local news media and whatever other sources are available that there has been declared a snow removal alert and that the provisions of this Chapter will be effective and be enforced, designating a particular date and time when the alert shall

commence. The determination to declare a snow removal alert will be based on the then existing weather conditions, and the amount of snow then on the ground or expected according to forecasts from the National Weather Service.

C. Termination of Snow Removal Alert. After a snow removal alert has been declared, there will be no declaration of its termination, but the alert shall terminate and the provisions of this Section become not effective nor enforceable as to any particular street or portion of a street, as soon as that street or portion thereof has been plowed and cleared of snow accumulation, curb to curb by City Officials, and the snow removal equipment is no longer operating in that area, after which normal parking may be resumed until the next declared snow removal alert.

D. Violation of Snow Removal Alert. Parking contrary to and in violation of this section shall be deemed prohibited parking and any vehicle or trailer parked in violation shall be subject to a fine of \$25.00. The owner or operator of the vehicle found in violation of this Section may, within 72 hours of the time when the notice of violation was attached to the vehicle, pay to the office of the City Finance Officer, as a fine for and in full satisfaction of the violation the sum of \$25.00. If the owner or operator fails to pay the sum within the 72-hour period, he or she may pay to the office of the City Finance Officer, within the next two weeks from the date of violation, the sum of \$50.00. Upon failure of the owner or operator to pay either of the sums to the office of the City Finance Officer within the time periods indicated, and upon conviction of a violation of this Section, the owner or operator shall be fined not less than \$75.00 plus court costs, which fine shall be collected by the Magistrate Court. The owner or operator also has the right to contest the charges or plead "not guilty" within the time periods indicated above, and have the matter transferred to Magistrate Court. The penalties in this Section may be adjusted by resolution of the City Council.

Dated this 13th Day of March 2023.

  
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Derek Nolan  
Mayor

ATTEST:   
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Adam Jans  
Finance Officer

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