

CHAPTER 71: PARKING REGULATIONS

Section

- 71.01 Definitions
- 71.02 Presumption
- 71.03 General parking prohibitions
- 71.04 Unauthorized removal
- 71.05 Direction to proceed
- 71.06 Angle parking
- 71.07 Emergency
- 71.08 Tractor trailer, trailer, semi-trailer, commercial vehicle/equipment, recreational vehicle/equipment parking
- 71.09 Restricted days and hours of parking
- 71.10 Parking for the purpose of advertising or selling merchandise
- 71.11 Vehicle repair on street

§ 71.01 DEFINITIONS.

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

COMMERCIAL VEHICLE/EQUIPMENT. Including but not limited to back hoes, dump trucks, landscaping equipment, skid steers, wood chippers, cube or box type trailers or trucks, flat bed trailers, open trailers with rails, tractor trailers, semi-trailers, farm trailers, custom service vehicles, and the like.

LOT. A separate parcel, tract, or area of land undivided by any public street or approved private road, established by plat, metes and bounds subdivision, or as otherwise permitted by law, and occupied by or intended to be developed for and occupied by a principal building or group of the buildings and accessory buildings, or utilized for a principle use and uses accessory thereto, including the open spaces and yards as are designed and arranged or required by city code for the building, use, or development.

MOTOR VEHICLE. Any self-propelled vehicle designed and originally manufactured to operate primarily upon public roads and highways. It includes any vehicle propelled or drawn by a self-propelled vehicle.

MOTORCYCLE. Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than 3 wheels in contact with the ground, including motor scooter and bicycles with motor attached, other than those vehicles defined as motorized bicycles.

MOTORIZED BICYCLES. A bicycle that is propelled by a motor of a piston displacement capacity of 50 cubic centimeters or less, and a maximum of 2 brake horsepower, which is capable of a maximum speed of not more than 30 mph on a flat surface with no more than 1% grade in any direction when the motor is engaged.

PASSENGER AUTOMOBILE. Any motor vehicle designed and used for carrying not more than 15 persons including the driver.

PASSENGER VEHICLES. Any passenger automobile, pick-up truck, van, self-propelled recreational vehicle, motorcycle, motorized bicycle, bus, school bus, or a farm truck.

PICK-UP TRUCK. A truck with a manufacturer=s nominal rated carrying capacity of 3/4 ton or less commonly known as a pick-up truck.

RECREATIONAL VEHICLE/EQUIPMENT. Motorized or non-motorized. Includes but not limited to boats, boat trailers, travel trailers, pickup campers and coaches, tent campers, tent trailers, canoes, snowmobiles, motor homes, jet skis, all-terrain vehicles, go-carts, mud trucks, stock cars, stock car trailers, buses, snowmobile trailers, jet ski trailers, truck toppers, and enclosed box trailers whether occupied or not by equipment and any trailer capable of carrying any of the foregoing items.

SEMI-TRAILER. A vehicle of the trailer type so designed and used in conjunction with a tractor trailers that a considerable part of its own weight or that of its load rests upon and is carried by the tractor trailers and includes a trailer drawn by a tractor trailers semi-trailer combination.

TRACTOR TRAILER. A motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load drawn .

TRAILER. Any vehicle designed for carrying property, cargo, or passengers on its own structure and for being drawn by a motor vehicle.

VAN. Any vehicle of box-like design with no barrier or separation between the operators and the remainder of the cargo-carrying area, and with a manufactures nominal rated carrying capacity of 3/4 ton or less

VEHICLE. Any motor vehicle, passenger vehicle, recreational vehicle/equipment, or commercial vehicle/equipment. (Prior Code,§ 8.01) (Am. Ord. 519, passed 6-21-2004)

§ 71.02 PRESUMPTION.

As to any vehicle parked in violation of Chapters 70, 71, and 90, 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. (Prior Code,§ 8.02) (Am. Ord. 519, passed 6-21-2004)

§ 71.03 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:

- (A) On a sidewalk;
- (B) In front of a public or private driveway;
- (C) Within an intersection;
- (D) Within 10 feet of a fire hydrant;
- (E) On a crosswalk;
- (F) Within 20 feet of a crosswalk at any intersection;

(G) Within 30 feet upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of a roadway;

(H) Within 50 feet of the nearest rail of a railroad crossing;

(I) Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of the entrance when properly sign-posted;

(J) Alongside or opposite any street excavation or obstruction when the stopping, standing, or parking would obstruct traffic;

(K) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

(L) Upon any bridge or other elevated structure upon a street;

(M) At any place where official signs prohibit stopping; or

(N) Upon private residential property without first receiving consent of the owner thereof. (Prior Code,§ 8.03) (Am. Ord. 519, passed 6-21-2004) Penalty, see§ 10.99

§ 71.04 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 such distance as is unlawful. (Prior Code, § 8.04) (Am. Ord. 519, passed 6-21-2004) Penalty, see § 10.99

§ 71.05 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. (Prior Code, § 8.06) (Am. Ord. 519, passed 6-21-2004) Penalty, see § 10.99

§ 71.06 ANGLE PARKING.

Where angle parking has been established and is allowed, as shown by curb marking or signposting, 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 1-way traffic; and it is unlawful to park in violation of this section.

(Prior Code, § 8.08) (Am. Ord. 519, passed 6-21-2004) Penalty, see § 10.99

§ 71.07 EMERGENCY.

No vehicle shall be left parked on the streets of the City after a snowfall of two inches or more in depth until streets are plowed to their full width. If a vehicle is found in violation of this subsection, a citation may be issued and the vehicle may be removed at the owner's expense.

(Prior Code, § 8.10) (Am. Ord. 519, passed 6-21-2004) Penalty, see § 10.99 (Ord. 2014-19, 3rd Series, passed 11-17-14)

§ 71.08 TRACTOR TRAILER, TRAILER, SEMI-TRAILER, COMMERCIAL VEHICLE/EQUIPMENT, RECREATIONAL VEHICLE/EQUIPMENT PARKING.

(A) It is unlawful to park a detached semi-trailer, detached tractor trailer, or commercial vehicle/equipment upon any street, municipally owned parking lot, or other public property.

(B) It is unlawful to park an attached trailer and semi-trailer or commercial vehicle/equipment, on any streets or alleys, except for the purpose of loading or unloading the same. In no case may tractor trailer, semi-trailer, or commercial vehicle/equipment parking exceed 6 hours.

(C) It is unlawful to park more than 1 tractor trailer on a private lot in any residential district.

(D) No tractor trailer shall be parked on a lot or in the street when loading or unloading in any residential district with the motor running for more than a 30-minute period.

(E) It is unlawful to park a trailer of any kind, loaded or unloaded, whether or not attached to a vehicle, on any street or alley between the hours of 7:00 p.m. and 7:00 a.m. It is unlawful to park a trailer

of any kind, loaded or unloaded, whether or not attached to a vehicle on any municipally-owned parking lot. Trailers parked on the street and alleys between the hours of 7:00 a.m. to 7:00 p.m. must utilize blocking or other means to prevent the trailer tongue support from damaging the pavement surface.

(F) It is unlawful to park recreational vehicles/equipment on any street or alley, except for the purpose of loading or unloading the same. In no case may recreational vehicle/equipment being loaded or unloaded be parked on the street in excess of 6 hours. It is unlawful to park recreational vehicles or recreational equipment on any municipally-owned parking lot except for the Mississippi River, Lake Rebecca, and Lake Isabel boat ramp parking areas.

(G) It is unlawful to park a commercial vehicle/equipment within an alley in such a manner or under the circumstances as to leave available less than 10 feet of the width of the alley traveling surface for free movement of vehicular traffic, except that persons loading or unloading merchandise to stores or other business establishments and like facilities may, if necessary to the loading or unloading, occupy a greater portion of the alley so long as the operator of the vehicle ins in the immediate presence of the vehicle to allow moving of the vehicle when necessary for passage of other vehicles using the alley.

(H) In municipally owned parking lots, 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 the limitations and restrictions are sign-posted thereon. It is unlawful to park any vehicle in any municipally owned parking lots contrary to the restrictions or limitations so sign-posted.

(Prior Code,§ 8.11) (Am. Ord. 519, passed 6-21-2004) Penalty, see§ 10.99

§ 71.09 RESTRICTED DAYS AND HOURS OF PARKING.

It is unlawful for any person to park on any street on any day during prohibited hours on any day, or in excess of the permitted number of hours when the same has been marked by signposting in each block or contiguous area of parking thereon, provided that parking on any street is prohibited in excess of 24 hours. This provision shall supplement any other provision of this chapter.

(Prior Code,§ 8.13) (Am. Ord. 519, passed 6-21-2004) Penalty, see § 10.99

§ 71.10 PARKING FOR THE PURPOSE OF ADVERTISING OR SELLING MERCHANDISE.

It is unlawful for any person, without first obtaining a permit from the city, to park a vehicle on any street for the purpose of selling merchandise thereon or therein, or advertising any merchandise for sale or a forthcoming event, for a period longer than 15 minutes. Provided, however, that this section shall not apply to the sale of farm or garden products by the person producing same.

(Prior Code,§ 8.20) Penalty, see§ 10.99

§ 71.11 VEHICLE REPAIR ON STREET.

It is unlawful for any person to service, repair, assemble or dismantle any vehicle parked upon a street, or attempt to do so, except to service the vehicle with gasoline or oil or to provide emergency repairs thereon. (Prior Code,§ 8.21) Penalty, see § 10.99