

# ORDINANCE NO. \_\_\_\_\_

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AN ORDINANCE ESTABLISHING REGULATIONS FOR PARKED VEHICLES DURING SNOW EMERGENCIES AND DURING CERTAIN FALL, WINTER, AND SPRING MONTHS.

BE IT ENACTED by the City Council of the City of Fontanelle, Iowa:

SECTION 1. Chapter 69, Section 11, of the Fontanelle City Code is hereby amended to read as follows:

## 69.11 SNOW REMOVAL.

**(a) Prohibition against parking in public right of way during snowfall.** No person shall park, abandon or leave unattended any vehicle on any public street, alley, or City-owned off-street parking area during snow removal operations unless the snow has been removed or plowed from said street, alley or parking area and the snow has ceased to fall; provided however that people may park on the City's Commercial Square (4<sup>th</sup> Street between Main and State Highway 92, Main Street between 4<sup>th</sup> Street and 5<sup>th</sup> Street, and 5<sup>th</sup> Street between Main and State Highway 92) during business hours.

**(b) Prohibition against overnight parking in public right of way during Winter Months.** No person shall park, abandon or leave unattended any vehicle on any public street or alley at any time between the dates of October 15<sup>th</sup> and December 31<sup>st</sup> and January 1<sup>st</sup> and April 1<sup>st</sup> of each calendar year.

**(c) Violations.** Violations of this ordinance shall be punishable as follows:

First Offense - Written warning

Second Offense - \$50.00 civil penalty

Third Offense - \$100.00 civil penalty

Fourth and Subsequent Offenses - \$100.00 civil penalty for each offense plus subjected to towing at the owner's expense.

Violations shall be counted and measured on a seasonal basis beginning October 15<sup>th</sup> and ending April 1<sup>st</sup> of the subsequent calendar year.

Any city employee may issue a warning / notice of violation to the owner of a vehicle, provided that a copy of said violation is provided to the City Clerk for record keeping purposes.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

First Reading                      June 14, 2021

Second Reading:                      \_\_\_\_\_

Third Reading:                      \_\_\_\_\_

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_.

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Mary Sturdy-Martin, Mayor

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Attest: Amanda Held, City Clerk / CFO