

ORDINANCE NO. 186

AN ORDINANCE REGULATING THE PARKING OF MOTOR VEHICLES ON STREETS OR AVENUES WITHIN THE CITY OF Lidgerwood, NORTH DAKOTA, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LIDGERWOOD:

1. No motor vehicle shall be parked overnight the months beginning November first of each year and ending April first the following year on any streets or avenues within the City of Lidgerwood.
2. The term "motor vehicle" shall mean any device upon or by which any person or property may be transported or drawn upon a public highway.
3. Motor vehicles found parked in violation of this Ordinance shall be subject to the following conditions:
First Offense: The first time offender shall be issued a warning.
Second Offense: The second time offender shall be issued a ticket calling for a fine of Twenty five dollars (\$25.00).
Third Offense: The third time offender shall pay a fine of Twenty five dollars (\$25.00) plus the towing charge for removing the vehicle.
4. Penalty: Any person who is convicted of violating or of failing to comply with any of the provisions of this ordinance may be punished by a fine of not more than \$500.00.

This ordinance shall take effect from and after the 14th day of April, 1993.

First Reading: March 1, 1993

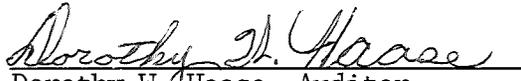
Second Reading: April 5, 1993

Adoption: April 5, 1993



Robert W. Fust, Mayor

ATTEST:



Dorothy W. Haase, Auditor

ORDINANCE NO. 3

AN ORDINANCE AMENDING ARTICLE 9.1410 OF THE ORDINANCES FOR THE CITY OF WISHEK, NORTH DAKOTA REGARDING THE ON STREET PARKING EXCEEDING 48 HOURS.

WHEREAS, the City Council of the City of Wishek, North Dakota (“City Council”) finds and declares it has a substantial interest in ensuring that that streets of the City of Wishek, North Dakota (“City”) remain accessible and that employees of the City have full ability to perform necessary city services, including but not limited to maintenance and snow removal;

WHEREAS, the City Council further finds and declares that permitting unlimited on street parking in Wishek is a detrimental to ability of the City to maintain the safety and integrity of its roads and ensure passage and access of emergency services; and

WHEREAS, the City Council believes that the current ordinance is ineffectual in protecting the above interests of the City and the constituents thereof because does not provide for either a specific fine as a deterrence nor ability to remove any violating vehicle in the case of continual non-compliance;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF WISHEK, NORTH DAKOTA DOES HEREBY ORDAIN AS FOLLOWS:

Section 9.1410 is amended to read as follows:

9.1410 Stopping – Parking – Over 48 Hours. Except for those locations for which a different time has specified elsewhere in the ordinances, it shall be unlawful for anyone to park or leave standing on any public street or highway in the City any vehicle for a period longer than forty-eight (48) consecutive hours. Any vehicle found to have remained stationary for over the forth-eight hour period will be ticketed by the Wishek Police Department with a fine of \$20.00. If the ticketed vehicle is not moved within forty-eight hours of when the ticket is issued, then a second ticket will be issued by the Wishek Police Department with an additional fine of \$20.00. If the vehicle has not been moved within twenty-four hours of when the second ticket was issued then a member of the Wishek Police Department may cause the vehicle to be towed to the City impound lot and place the vehicle in impound. The cost of any vehicle towed under this ordinance shall be assessed against the owner. The following provisions control in the case of any vehicle towed under this section:

1. Whenever an officer removes a vehicle from a street as authorized in this section, the registered owner of the vehicle, if the owner can be identified and located through reasonable means, must be served as soon as practicable, personally or by leaving at his residence with a member of the household, 14 years of age or older, or by mailing, by certified mail, to his mailing address as shown by the records of the State Motor Vehicle Department written notice that a vehicle registered to him has been impounded, together

with the description of the vehicle, the reason for the impoundment and place found, and the place to which the vehicle has been removed.

2. While in impound, the owner of the vehicle will be assessed a impound fee as established by resolution of the City of Wishek.
3. Any vehicle removed pursuant to the provisions of this section must be held until the all fines, and the cost and expense of such removal and storage are paid.

PASSED by the City Council for the City of Wishek, North Dakota on the _____ day of _____, 201__ by a vote of:

_____ voting for the ordinance,
_____ voting against the ordinance,
_____ absent from the vote, and
_____ abstaining from the vote.

Les Otto, Mayor

ATTEST:

Mary Wald, City Auditor

First Reading: _____

Second Reading: _____