

**Claremont City Code – Chapter 10**  
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Chapter 10: Parking Regulations

(see chapter 8 for definitions, scope and application relating to this chapter)

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## **CHAPTER 10**

### **PARKING REGULATIONS**

(SEE CHAPTER 8 FOR DEFINITIONS, SCOPE AND APPLICATION RELATING TO THIS CHAPTER)

#### **SECTION 10.01. PRESUMPTION.**

As to any vehicle parking in violation of Chapters 8, 9 and 10 when the driver thereof is not present, it shall be presumed that the owner or lessee of such vehicle parked the same, or that the driver was acting as the agent of the owner or lessee.

#### **SEC. 10.02. 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 peace officer or traffic control device in any of the following places: (1) on a sidewalk; (2) in front 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) within fifty feet of the nearest rail of a railroad crossing; (10) 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; (11) alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic; (12) on the roadway side of any vehicle stopped or parked at the edge or curb of a street; (13) upon any bridge or other elevated structure upon a street; (14) at any place where official signs prohibit or restrict stopping, parking or both; (15) 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, (16) on any boulevard which has been curbed.

#### **SEC. 10.03. UNAUTHORIZED REMOVAL.**

It is unlawful for any person to move a vehicle not owned, leased or under the control of such person into any prohibited area or away from a curb such distance as is unlawful.

#### **SEC. 10.04. 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 peace officer invested by law with authority to direct, control or regulate traffic.

**SEC. 10.05. PARALLEL PARKING.**

Except where angle parking is specifically allowed and indicated by curb or street marking or sign-posting, or all or any of them, 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.

**SEC. 10.06. ANGLE PARKING.**

Where angle parking has been established by council resolution, and is allowed, as shown by curb or street marking or sign-posting, or all or any of them, 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.

**SEC. 10.07. 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; and it is unlawful to park in violation of this Section.

**SEC. 10.08. PARKING HOURS.**

Parking on streets shall be limited as follows:

**Subd. 1.** It is unlawful for any person to stop, park or leave standing any vehicle upon any street for a continuous period in excess of 72 hours.

**Subd. 2.** The Council may designate certain streets, blocks or portions of streets or blocks 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.

## **SEC. 10.09. SNOW REMOVAL.**

**Subd. 1. Snow Emergency.** No vehicle or trailer shall be parked, abandoned, or left unattended on any City street or alley in the City during declared snow emergencies. A snow emergency is defined as any time the quantity of snow warrants the deployment of snow plows. During said snow emergencies, no parking shall be allowed on the public roadways or alleys until the snow or ice plowing has been completed on such street or alleys over the full width thereof. Snow plow drivers shall notify the Dodge County Sheriff's Department regarding when they are plowing City streets. Citations shall be issued at the request of snowplow operators or City employees to vehicle owners parked in the path of the snow plow on the first pass. Vehicles will be towed according to Section 10.20. The City may designate exceptions to the aforementioned as required.

## **SEC. 10.10. TRUCK PARKING.**

**Subd. 1.** It is unlawful to park a detached semi-trailer upon any street, city-owned parking lot, or other public property except such as are specifically designated by the Council by resolution and sign-posted.

**Subd. 2.** It is unlawful to park a truck (other than a truck of 9,000 pounds gross vehicle weight, or less), truck-trailer, tractor-trailer or truck-tractor within an area zoned as a residential district except for the purpose of loading or unloading the same, and then only during such time as is reasonably necessary for such activity.

**Subd. 3.** It is unlawful to park a commercial vehicle of more than 9,000 pounds gross vehicle weight upon any street in the business district except streets as specifically designated by the Council by resolution and sign-posted, but parking of such vehicle for a period of not more than one hour shall be permitted in such space for the purpose of necessary access to abutting property while actively loading or unloading when such access cannot reasonably be secured from an alley or from an adjacent street where truck parking is not so restricted.

**Subd. 4.** Notwithstanding any other provision of this Chapter, parking trucks on truck routes shall be permitted for a maximum of 8 hours where sign posted and on Elm Street from the south line of Front Street to the railroad tracks shall be permitted for a maximum of 96 hours. On all other streets, it is unlawful to park a truck except as provided in Subd. 2 and Subd. 3 herein.

(Sections 10.11 through 10.19, inclusive, reserved for future expansion.)

## **SEC. 10.20. IMPOUNDING AND REMOVING VEHICLES.**

When any peace officer finds a vehicle standing upon a street or City-owned parking lot in violation of any parking regulation, such officer is hereby authorized to require the driver or other person in charge of such vehicle to remove the same to a position in compliance with this Chapter. When any peace officer finds a vehicle unattended upon

any street or City-owned parking lot in violation of any parking regulation, such officer is hereby authorized to impound such unlawfully parked vehicle and to provide for the removal thereof and to remove the same to a convenient garage or other facility or place of safety; provided, that if any charge shall be placed against such vehicle for cost of removal or storage, or both, by anyone called upon to assist therewith the same shall be paid prior to removal from such place of storage or safekeeping.

**SEC. 10.21. LOADING ZONES.**

The Council may, by resolution, establish loading zones to be used for the specific purpose of loading or unloading merchandise from a commercial vehicle or vehicle temporarily being utilized in the transport of merchandise. Such loading zones shall be installed by order of the Clerk Administrator where in the judgment of the Council a commercial loading zone is justified, and duly sign-posted.

**SEC. 10.22. UNATTENDED VEHICLE.**

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

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

**SEC. 10.23. 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 such vehicle with gasoline or oil or to provide emergency repairs thereon, but in no event for more than eight (8) hours.

**SEC. 10.24. PARKING FOR THE PURPOSE OF ADVERTISING OR SELLING MERCHANDISE.**

It is unlawful for any person to park a vehicle on any street for the purpose of advertising for sale or selling merchandise thereon or therein, or advertising any merchandise for sale or a forthcoming event.

**SEC. 10.25. PHYSICALLY HANDICAPPED PARKING.**

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

**Subd. 2.** 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.

(Sections 10.26 through 10.98, inclusive, reserved for future expansion.)

**SEC. 10.99. VIOLATION A MISDEMEANOR OR PETTY MISDEMEANOR.**

Every person who 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.** 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.** As to any violation not constituting a misdemeanor under the provisions of Subdivision 1 hereof, he shall be punished as for a petty misdemeanor.