

ORDINANCE NO. 339

An Ordinance repealing Ordinances 146 and 187 and all conflicting prior ordinance provisions concerning regulating the parking of motor vehicles in the City of Rolla, and providing for impounding of such vehicles and penalties for violation.

BE IT ORDAINED by the City Council of the City of Rolla, North Dakota:

Section 1: It shall be unlawful to park a motor vehicle on Main Avenue in the City of Rolla for more than twenty four hours. On all streets in Rolla, it shall be unlawful to park a motor vehicle for more than seventy two hours. It shall be unlawful to park a motor vehicle in an alley at any time, or in the City Parking Lot for more than twenty-four hours. During snow removal operation no motor vehicle shall be parked on a residential street or avenue between the hours of 8:00 o'clock A.M. to 6:00 o'clock P.M. No cars shall be left parked on Main Avenue between the hours of 1:00 o'clock A.M. to 6:00 o'clock A.M.

Section 2: Whenever no parking signs, street cleaning signs, snow removal, or regulated parking signs have been posted on any street in the City of Rolla, it shall be unlawful, two hours after such posting, to park or leave parked any motor vehicle contrary to such posted sign.

Section 3: Any of the aforementioned vehicles found parked contrary to the provisions of this Ordinance, shall be liable to be taken to and impounded at any garage in this City, as may be designated by the police officer of this City, without any liability whatsoever, for damages, expenses, or otherwise, attaching to or accruing to the City of Rolla or any official or police officer, and it shall be the duty of the police officer of the City of Rolla to impound any such vehicles. The garageman shall have a lien on all such vehicles so moved and impounded for the full amount of the charges and expenses of moving and impounding the same, and shall be entitled to the possession of the same until such charges and expenses are paid by the owner of the vehicle or his agent; if the same are not paid within ninety days, the garageman shall give notice, by publishing the same in the official newspaper of said city that said vehicle, describing it, is impounded, and that unless the same is taken away, and all costs, fees and charges paid, he will sell the same at public vendue to pay such costs, fees and charges. Such notice shall be published and the sale conducted in the same manner as prescribed by statute for the sale of personal property on foreclosure of chattel mortgages by advertisement. All money so received by the garageman for the sale of such vehicles shall be paid to the City Treasurer at once. The fees and charges for impounding any such vehicle or vehicles shall be paid out of the general fund of the city upon the presentation and allowance of the same by the City Council. The City Police or other person, impounding such vehicle, shall within five days

thereafter, notify the owner or agent of the owner of such vehicle if the same is known to him, that such vehicle has been impounded.

Section 4: Motor vehicles found parked contrary to the provisions of Sections 1, 2, and 3 of this Ordinance, are hereby declared to be a public nuisance. The provisions for impounding of such vehicles and for penalties for violation, are set forth in this ordinance and shall be applicable to all cases which are in violation of Sections 1, 2, 3 or 4 of this Ordinance.

Section 5: Penalties. Any person who shall violate any of the provisions of this Ordinance shall be punished by a fine not exceeding Five Dollars and taxable costs and shall stand committed until such fine is paid.

Section 6: This Ordinance shall take effect and be in full force and effect and take effect immediately upon its final passage and approval.

First Reading: December 1, 1986

Second reading and passage: January 21, 1987

Approved: January 21, 1987

Dennis Neameyer
Mayor, City of Rolla

ATTEST:

Mary Wadmark
City Auditor