

**CITY OF WAITE PARK
ORDINANCE NO. 2021-_____**

**AN ORDINANCE AMENDING
ORDINANCE 61 PARKING AND TOWING**

SUMMARY PUBLICATION

The City Council for the City of Waite Park, Minnesota, HEREBY ORDAINS:

That the City Council has approved amendments to Ordinance 61 Parking and Towing.

The Amendments do the following:

1. That Section 61.1. Definitions adds the words “unless herein defined” and replaces the reference to Minn. Stat. 169.01 with Minn. Stat. 169.011 to coincide with the statute numbering revision made by the state legislature, and will read as follows:

Section 61.1. Definitions. Any term used in this Ordinance and defined in Minn. Stat. 169.011 has the meaning given to it by that Section unless defined herein. Otherwise, all words and phrases used in this Ordinance shall be defined in accordance with their common usage and meaning.

2. That section 61.7., No Parking and/or Loading Zones, Subd. 1. No Truck Parking Zones removes the time and weekday reference and will be amended as follows:

Section 61.7. No Parking and/or Loading Zones.

Subd. 1. No Truck Parking Zones. The Chief of Police by direction of the City Council may establish “No Truck Parking” zones in the City and shall mark by appropriate signs any zones so established. The zones shall be established where heavy traffic by commercial vehicles or other traffic congestion makes parking by commercial vehicles a hazard to the safety of vehicles or pedestrians. No person shall park a commercial vehicle of more than one ton capacity upon any street in any “No Truck Parking” zone. Parking of those vehicles for a period of not more than thirty (30) minutes shall be permitted in the zone for the purpose of having access to abutting property when such access cannot conveniently be secured from an alley or from a side street where truck parking is not so restricted.

3. That Section 61.15. Impoundment replaces the reference to Minn. Stat. § 169.041 with Minn. Stat. § 168B.035 56.2 to coincide with the statute numbering revision made by the state legislature.

4. That Section 61.16. Penalties, Subd. 3. adds the sentence: “A vehicle may be impounded immediately where the City Police Department determines the vehicle poses a hazard to the safety of vehicles or pedestrians or the orderly flow of traffic.” and read as follows:

Section 61.16. Penalties.

Subd. 3. Impoundment of Vehicles. In the event a violator of this section receives three (3) consecutive parking citations, the City Police Department may impound and tow the vehicle. For purposes of this section, a “consecutive parking citation” means a violator receiving at least three citations for failing to move the vehicle from the same location or by continuing to park the vehicle in the same no parking zone on three consecutive days and/or nights. A vehicle may be impounded immediately where the City Police Department determines the vehicle poses a hazard to the safety of vehicles or pedestrians or the orderly flow of traffic. When a vehicle is eligible for towing under this section, the police officer shall:

- A. Complete an Initial Crime Report (ICR) and brief narrative report;
- B. Conduct a license check and attach it to the narrative report;
- C. Record the vehicle information on a tow log;
- D. Call an authorized towing company with an impound lot to tow the vehicle;
- E. Advise the towing company not to release the vehicle until it is shown a receipt from the Waite Park Police Department that all parking citations have been paid or any other documentation from the Waite Park Police Department which authorizes the release of the vehicle.

This amendment shall become effective upon adoption and publication.

This amendment was approved by the majority of the City Council of Waite Park on this _____ day of _____, 2021.

CITY OF WAITE PARK

By _____
Richard E. Miller
Its Mayor

By _____
Karla Virnig
Its City Clerk/Accountant

This summary publication was published on _____, 2021.