

ORDINANCE NO. 2017-02

March 6, 2017

AN ORDINANCE TO AMEND THE CITY CODE OF CASEY, IOWA, TITLE III COMMUNITY PROTECTION, CHAPTER 3 TRAFFIC CODE BY AMENDING SECTION 31 AUTHORITY TO IMPOUND VEHICLES, AND SECTION 33 ITEM 4, PARKING DURING SNOW EMERGENCY, AND BY AMENDING SECTION 72, LOCAL PARKING FINES, ITEM 7

Be it Enacted by the City Council of the City of Casey, Iowa:

Section 1. The Casey Code of Ordinances, Title III, Community Protection, Chapter 3 Traffic Code, Section 31, Authority to Impound Vehicles is amended as follows:

Section 33. AUTHORITY TO IMPOUND VEHICLES. Members of the public works department are authorized to remove, or cause to be removed, a vehicle from a street, public alley, or highway to the nearest garage or other place of safety, or to a garage designated or maintained by the City, under the following circumstances

4. When any vehicle is left parked in violation of a ban on parking during the period from November 1st to April 30th while Snow ordinance is in effect.

Section 2. The Casey Code of Ordinances, Title III, Community Protection, Chapter 3 Traffic Code, Section 33, Parking During Snow Emergency is amended as follows:

Section 33. Snow Route. No person shall park, abandon, or leave unattended any vehicle on any public street, alley, or City owned off-street parking area during the time period of November 1 thru April 30 of each year if it is snowing, ice or snow is forecasted, or the snow or ice is in the process of being removed or plowed from said street, alley or parking area. If the street has been fully opened and the snow or ice has ceased to fall, one may park on any public street, alley or parking area where parking is normally allowed.

1. The ban from parking on any public street, alley, or City owned off-street parking area shall be in place during the time period of November 1 to April 30 of each year without the need to proclaim a snow emergency. The City Clerk shall post notice of said ban in three public places within the City of Casey on or before November 1 of each year to remind citizens of their obligations not to leave vehicles on the street if it is snowing, snow or ice is forecasted, or the snow or ice is in the process of being removed or plowed from said street, alley or parking area.

2. If law enforcement is unavailable, police power is given to any full-time employee of the City of Casey, including the City Clerk and Public Works employees, to write a citation

for violation of this ordinance due to the emergency nature of the City needing to remove snow from the streets of Casey without obstruction.

3. Violation of this ordinance will have a fine of \$25.00, payable to the City Clerk, payable within thirty (30) days, or \$50.00 if paid after thirty (30) days pursuant to 3-3-72.

4. If a citation has been issued in violation of this section, and the vehicle has not been moved within 24 hours, said vehicle will be towed at owner's expense.

Section 2. The Casey Code of Ordinances, Title III, Community Protection, Chapter 3 Traffic Code, Section 72, Local Parking Fines, and Item 7 is amended as follows:

7. Snow removal ban \$25.00 penalty after 30 days \$50.00

Section 3. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. 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 effective from and after its final passage, approval, and publication as provided by law.

Passed, approved and adopted this 6th day of March 2017.

BARRY CHALFANT – MAYOR

ATTEST, MICHELLE KING – CITY CLERK