

**CHAPTER 7.50
WINTER PARKING RESTRICTIONS ORDINANCE**

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(ORDINANCE #98-12/JANUARY 4, 1999)

7.50.010 TITLE: This Chapter shall be known and may be cited and referred to as the “Winter Parking Restrictions Ordinance” of Pottawattamie County, Iowa. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.020 PURPOSE: The purpose of this Ordinance is to provide a process to establish emergency snow routes, to require that any vehicles parked along said routes shall be removed in a snow and/or ice event so that roads can be adequately cleared to provide a safe driving surface and to establish a penalty for failure to remove said vehicles in a snow and/or ice event. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.030 DEFINITIONS: For the purpose of this Ordinance, certain terms or words used herein shall be defined as follows: (ORDINANCE #98-12/JANUARY 4, 1999)

.01 APPROPRIATE PUBLIC MEDIA: A public announcement by means of broadcasts of telecasts from radio stations such as, but not limited to, KFAB or WOW. (ORDINANCE #98-12/JANUARY 4, 1999)

.02 COUNTY: Pottawattamie County, Iowa. (ORDINANCE #98-12/JANUARY 4, 1999)

.03 COUNTY ENGINEER: The County Engineer of Pottawattamie County, Iowa. (ORDINANCE #98-12/JANUARY 4, 1999)

.04 COUNTY SHERIFF: The Sheriff of Pottawattamie County, Iowa. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.040 JURISDICTION: The provisions of this Ordinance shall apply to all of the unincorporated territory of Pottawattamie County, Iowa. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.050 PARKING RESTRICTIONS: It shall be unlawful for any vehicle to be parked on or along any public roadway in the County in such a manner as to interfere with the plowing or removal of snow and/or ice from the same. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.60 DECLARATION OF EMERGENCY PARKING REGULATIONS: When it becomes necessary for the County to cause snow or ice to be plowed or removed from its public roadways due to the accumulation thereon causing a hindrance to traffic and safety requiring the same to be plowed or removed, the

County Engineer, road foreman, or their designated representative shall be “appropriate public media” declare the commencement of such emergency situation and the enforcement of emergency snow parking regulations as hereafter set forth, which regulations shall remain in force and effect for forty-eight (48) hours, except that any public roadway which has become cleared of snow or ice for the entire length of the roadway shall automatically terminate the emergency parking regulations. (ORDINANCE #98-12/JANUARY 4, 1999)

For the purpose of this Chapter, the accumulation of snow and/or ice on any public roadway deemed sufficient for the application of emergency parking regulations is hereby defined as being such accumulation thereof which hinders the safe movement of vehicular traffic in general thereon, or which impedes the ability of emergency and public transportation vehicles to travel safely and expeditiously along, over and across the same. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.070 EMERGENCY SNOW ROUTES ESTABLISHED:

- (a) The following are hereby designated as the emergency snow routes:
- Birdsley Road
 - Bobby Lane
 - Cathy Lane
 - Chestnut Road
 - Cloverdale Drive
 - Coit Road
 - Covena Circle
 - Dayan Drive
 - Devonwood Drive
 - Douglas Circle
 - Garner Avenue
 - Grand Avenue
 - Greenview Road
 - Hawthorne Avenue
 - James Drive
 - Kathy Circle
 - Jennings Road
 - Kathy Circle
 - Knollwood Drive
 - Lawrence Circle
 - Linden Road East
 - Linden Road West
 - Longview Loop
 - Meadow Lane
 - Mudhollow Road between Evergreen Lane and Honeysuckle Road
 - North Line Drive
 - Oak Valley Road
 - Overland Trail
 - Parkview Drive
 - Perry Road
 - Pheasant Drive
 - Redbud Lane
 - Ridge Road
 - Ridgewood Drive
 - Rosebud Lane
 - School Hill Road
 - State Orchard Road
 - Steven Lane
 - Stubblefield Drive
 - Sunnydale Road
 - Tammy Circle
 - Timber Drive
 - Virginia Hills Road
 - Vista Lane
 - Wildwood Road
 - 230th Street south of Iowa Highway 92
- (ORDINANCE #2002-04/FEBRUARY 22, 2002)

A. First Offenses	50.00
B. Second Offense and Subsequent Offenses (ORDINANCE #98-12/JANUARY 4, 1999)	\$100.00

(b) The County Engineer is authorized, empowered and directed to cause signs to be erected on the emergency snow routes to designate such streets as "Emergency Snow Routes". When an emergency situation commences, as hereinbefore provided, parking will be prohibited on these public roadways for the period of such emergency. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.080 SNOW PARKING REGULATIONS: No parking shall be permitted on the designated emergency snow routes for the duration of the emergency. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.090 ENFORCEMENT OF REGULATIONS: The provisions of Section 7.50.070 and 7.50.080 shall supersede all other parking regulations in force and effect on any such county roadway during such emergency situation and shall not require posting of the emergency situation. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.100 VEHICLE DECLARED NUISANCE: Any vehicle located or parked within the limits of any roadway in the county in violation of any of the provisions of this chapter is a nuisance and shall be towed or removed by or under the direction of the County Sheriff. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.110 NOTICE OF TOWING OR REMOVAL: In the event the County Sheriff or his/her designated subordinate, shall direct the towing or removal of any vehicle in accordance with Section 7.50.090 or Section 7.50.100 he/she shall make a record thereof and shall within twenty-four hours thereafter give written notice to the owner at his or her last known address, if known, and if the owner be unknown, on the first business day following the day of such towing or removal publish such notice at least once in a newspaper having general circulation in the county. Such notice shall include a statement of the time of towing or removal, the place of storage, a description of the vehicle, and the registration number, if any. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.120 COST OF TOWING OR REMOVAL. The cost of towing or removal of any vehicle in accordance with this chapter and the storage charges, if any, shall be paid by the owner of such vehicle, but any charges shall not be considered a fine, penalty or forfeiture. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.130 FALSE REPORT OF EMERGENCY: It shall be unlawful for any person to make a false report of an "emergency" to an officer, official, or employee of Pottawattamie County or who causes a false report to be made. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.140 EFFECTIVE TIRES: It is unlawful for any person to operate any vehicle on the roadways of Pottawattamie County without effective tires when snow, sleet or freezing rain cause slippery or hazardous conditions and such operation impedes or obstructs traffic. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.150 PUSHING SNOW INTO ROADWAY: Except during private snow removal operations, it is unlawful for any individual to deposit snow or ice on a public roadway in quantities adequate to hinder utilization of the roadway by the travelling public. Such deposits shall be removed as part of the private snow removal operations and before such operations cease. (ORDINANCE #98-12/JANUARY 4, 1999)

7.50.160 PENALTY FOR VIOLATION: The penalty for violating the provisions of this Chapter shall be as set forth in Chapter 1.75, except that the schedule of civil penalties shall be modified as follows: