

CHAPTER 15 : PARKING

Section 1: Definitions

As used in this ordinance, the terms defined in this section shall have the following meanings ascribed to them:

Abandoned Vehicle – A vehicle, recreational or otherwise, that has remained on any street or highway longer than seventy two (72) hours or any vehicle, recreational or otherwise, that is missing essential parts to make it functional including tires that hold air.

Alleyway - "Alleyway" means a private or public passage or way located in a municipality and which (1) is less than the usual width of a street, (2) may be open to but is not designed primarily for general vehicular traffic, (3) intersects or opens to a street, and (4) is primarily used for the ingress and egress or other convenience of two or more owners of abutting real properties.

Commercial Motor Vehicle - "Commercial motor vehicle" means a motor vehicle or combination of motor vehicles used to transport passengers or property if the motor vehicle:

1. has a gross vehicle weight of more than 26,000 pounds;
2. has a towed unit with a gross vehicle weight of more than 10,000 pounds and the combination of vehicles has a combined gross vehicle weight of more than 26,000 pounds;
3. is a bus;
4. is of any size and is used in the transportation of hazardous materials that are required to be placarded under Code of Federal Regulations, title 49, parts 100-185; or
5. is outwardly equipped and identified as a school bus, except for type A-I and type III.

Crosswalk - "Crosswalk" means (1) that portion of a roadway ordinarily included with the prolongation or connection of the lateral lines of sidewalks at intersections; (2) any portion of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.

Gross Vehicle Weight - "Gross vehicle weight" means the greater of:

1. the unloaded weight of a vehicle or the unloaded weight of a truck-tractor and semitrailer combination, plus the weight of the load; or
2. the value specified by the manufacturer as the maximum gross weight or gross vehicle weight rating.

Intersection.

1. "Intersection" means the area embraced within the prolongation or connection of the lateral curb lines or, if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.
2. Where a highway includes two roadways 30 feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two roadways 30 feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection.

Motor Vehicle.

1. "Motor vehicle" means every vehicle which is self-propelled.
2. Motor vehicle does not include an electric-assisted bicycle, an electric personal assistive mobility device, or a vehicle moved solely by human power.

One-Way Roadway - "One-way roadway" means a street or roadway designated and signposted for one-way traffic and on which all vehicles are required to move in one indicated direction.

Owner - "Owner" means a person who holds the legal title of a vehicle, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this chapter.

Parking – Parking shall mean leaving a motor vehicle or any recreational vehicle for a temporary time.

Private Road or Driveway - "Private road or driveway" means every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

Recreational Vehicle - refers to any:

1. Travel trailer means a vehicular, portable structure built on a chassis, designed to be used as a temporary dwelling for travel, recreational, and vacation uses, identified "travel trailer" by the manufacturer.
2. Pickup coach means a structure designed to be mounted on a truck chassis for use as a temporary dwelling for travel, recreation, or vacation.
3. Motor home means a portable, temporary building to be used for travel, recreation or vacation, constructed as a self-propelled vehicle.
4. Camping trailer means a folding structure, mounted on wheels and designed for travel, recreation or vacation uses.
5. Watercraft and trailers associated with them.

Recreational Truck-Tractor - "Recreational truck-tractor" means a truck-tractor with a gross vehicle weight rating of not more than 24,000 pounds, that is designed exclusively or adapted specifically to tow a semitrailer coupled by means of a fifth-wheel plate and kingpin assembly.

Recreational Vehicle Combination

1. "Recreational vehicle combination" means a combination of vehicles consisting of a full-size pickup truck or a recreational truck-tractor attached by means of a kingpin and fifth-wheel coupling to a middle vehicle which has hitched to it a trailer.
2. For purposes of this subdivision, a "kingpin and fifth-wheel coupling" is a coupling between a middle vehicle and a towing full-size pickup truck or a recreational truck-tractor in which a portion of the weight of the towed middle vehicle is carried over or forward of the rear axle of the towing pickup.

Right-of-way - "Right-of-way" means the privilege of the immediate use of highway.

Semitrailer - "Semitrailer" means a vehicle of the trailer type so designed and used in conjunction with a truck-tractor that a considerable part of its own weight or that of its load rests upon and is carried by the truck-tractor and includes a trailer drawn by a truck-tractor semitrailer combination.

Service vehicle - "Service vehicle" means a motor vehicle owned and operated by a person, firm or corporation engaged in a business which includes the repairing or servicing of vehicles. The term also includes snow removal and road maintenance equipment not operated by or under contract to the state or a governmental subdivision.

Stand or standing - "Stand or standing" means the halting of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in receiving or discharging passengers.

Stop - "Stop" means complete cessation from movement.

Stopping - "Stopping" means any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control sign or signal.

Storage – Vehicle, recreational vehicle, or trailer storage will be considered any vehicle, recreational vehicle, or trailer left in the same location for maintenance, repair, sale, or future use for more than 10 days.

Traffic - "Traffic" means pedestrians, ridden or herded animals, vehicles, streetcars, and other conveyances, either singly or together, while using any highway for purposes of travel.

Trailer - "Trailer" means any vehicle designed for carrying property or passengers on its own structure and for being drawn by a motor vehicle but does not include a trailer drawn by a truck-tractor semitrailer combination or an auxiliary axle on a motor vehicle which carries a portion of the weight of the motor vehicle to which it is attached.

Truck - "Truck" means every motor vehicle designed, used or maintained primarily for the transportation of property.

Truck-tractor - "Truck-tractor" means:

1. a motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load drawn; and
2. a motor vehicle designed and used primarily for drawing other vehicles used exclusively for transporting motor vehicles or boats and capable of carrying motor vehicles or boats on its own structure.

Unlicensed Vehicle – Any motor vehicle, trailer, or any other type of vehicle that does not possess a valid and current license, registration, or permit as required by applicable state or local laws.

Vehicle - "Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices used exclusively upon stationary rails or tracks.

Section 2: Parking Regulation

A. General Parking Regulations

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 police officer or traffic control device in any of the following places:

1. on a sidewalk or trailway;
2. in front of a public or private driveway or trailway;
3. within an intersection;
4. within ten feet of a fire hydrant or mailbox;
5. on a crosswalk;
6. within 20 feet of a crosswalk at any intersection;
7. 20 feet of an intersection;
8. in a signposted fire lane;
9. within 30 feet upon the approach to any flashing beacon, stop sign or traffic control signal located at the side of a roadway;
10. within 50 feet of the nearest rail of a railroad crossing;

11. within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of said entrance when properly signposted;
12. alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic;
13. on the roadway side of any vehicle stopped or parked at the edge or curb of 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;
16. on any boulevard which has been curbed.

B. Obedience to Signs

Obedience to signs and police officers. No person shall park a vehicle upon a street, highway, or roadway:

1. Where temporary signs are posted by the city reading "No Parking" as long as such signs are in place.
2. Where permanent signs are posted by the city reading "No Parking," nor shall any person park a vehicle in violation of the time limits set forth on the posted signs restricting the parking in the area.
3. When directed or ordered to proceed by any peace officer invested by law with authority to direct, control or regulate traffic.

This subdivision shall not apply to any city-owned vehicle.

C. Trailer and Recreational Vehicle Parking

Parking trailer or similar vehicle. No person shall leave or park a trailer or similar vehicle on any street or highway or right-of-way thereof for a continuous period in excess of 72 hours.

D. Handicap Parking Space

No person shall park or obstruct or occupy with any motor vehicle any parking space on public or private property designated and posted as parking for handicapped persons pursuant to section 5502 of the state building code as amended, unless the vehicle prominently displays an insignia or certificate thereon issued by the department of motor vehicles pursuant to Minn. Stats. § 169.345, subd. 3.

E. Recreation Vehicle Parking

It is unlawful for any person to leave or park a recreational vehicle on or within the limits of any street or right-of-way for a continuous period in excess of 72 hours. Such vehicle shall not be occupied as living quarters.

F. Parking of Trucks and Commercial Vehicles

No person shall park a vehicle of a registered gross weight of 12,000 pounds or more, or any truck, trailer, semitrailer, truck-tractor, road tractor, or vehicle used to commercially haul garbage or rubbish, or any vehicle or combination of vehicles equipped with more than two axles, on any street, highway or right-of-way which is not specifically designated as a county road or state highway, for longer than 15 minutes, unless the vehicle is in the process of being loaded or unloaded at such location or is on a designated truck route.

G. Interference with Traffic Movement

No vehicle shall be parked or allowed to stand in any area open to the public as a matter of right for the purposes of vehicular traffic so as to interfere with the movement of traffic thereon.

H. Snow Removal

No person shall park or leave standing any vehicle or trailer whether attended or unattended upon any avenue, street or highway in the City of Lambertton 24 hours after snow has fallen or until the street has been plowed curb to curb, whichever is later. Once a street has been plowed curb to curb, on-street parking can resume. The winter parking ordinance exists to expedite and make snow removal in our community more efficient.

Once the street has been plowed, vehicles must not be returned to the same parking spot until the area has been cleared curb-to-curb. Re-parking in an uncleared spot, thereby obstructing snow removal operations, will result in an automatic violation.

I. 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 twenty-four (24) hours.

J. Unlicensed Vehicles

It shall be unlawful for any person, business, or entity to store or park an unlicensed vehicle on any public or private property.

This ordinance shall not apply to vehicles that are temporarily exempted from licensing requirements under specific circumstances outlined in applicable state or local laws, provided that such exemption is duly authorized and documented.

Section 3: Removal and Impounding Vehicles

- A. Vehicles in violation of parking regulations and subject to removal. When any police officer finds a vehicle standing upon a street 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 vehicle to a position in compliance with this ordinance. When any police officer finds a vehicle unattended upon any street in violation of any parking regulation or is otherwise subject to towing and impoundment under Minnesota state laws, the officer is hereby authorized to impound such vehicle and to provide for the removal thereof to a convenient garage or other facility or place of safety.
- B. Any motor vehicle impounded under this section shall only be released from impoundment:
 1. To the registered owner or person authorized by the registered owner, a lienholder of record, or a person who has purchased the vehicle from the registered owner who provides proof of ownership of the vehicle, proof of valid state driving license, and proof of insurance required by law to cover the vehicle;
 2. If the vehicle is subject to a rental or lease agreement, to a renter or lessee with valid state driving license who provides a copy of the rental or lease agreement and proof of insurance required by law to cover the vehicle; or
 3. To an agent of a towing company authorized by the registered owner, renter or lessee upon proper identification and
 4. Upon payment of any charge placed against such vehicle for cost of removal or storage or both by anyone called upon to assist.
- C. The proof of ownership, valid driving privileges and insurance, and, when applicable, the copy of the rental or lease agreement shall be provided to a licensed police officer at the police department or to an agent of the towing company acting on behalf of the police department.

Section 4: Vehicle Storage

It shall be unlawful for any property owner to allow or permit the storage of vehicles on their property in a manner that is not in compliance with the regulations set forth in this ordinance.

- A. All vehicles stored on private property must:
 - a. Be properly registered and licensed in accordance with state and local laws.
 - b. Be in good working condition, without leaking fluids or creating a safety hazard.
 - c. Be parked in designated parking areas or spaces on the property, and not obstructing sidewalks, driveways, or other public rights-of-way.
 - d. follow the same set-back rules as set in the City of Lambertont's Development Code.
 - e. Screened from public view, if stored outdoors, using appropriate fencing, landscaping, or other approved screening methods.
- B. Temporary vehicle storage on private property, such as during repairs or renovations, may be permitted with prior approval from the appropriate local authorities, provided that:
 - a. The storage period does not exceed thirty (30) days.
 - b. Adequate measures are taken to prevent adverse impacts on neighboring properties, public safety, or the environment.

Section 5: Additional Parking Regulations

For specific or additional parking regulations pertaining to each zoning district, please refer to the Development Code, (Zoning Ordinance and Platting).

Section 6: Penalties

Unless otherwise provided, violation of this ordinance is a petty misdemeanor punishable by a fine up to \$300.00.

Section 7: Repealed Parking Ordinances

That Ordinance No. 125 is hereby repealed in its entirety.

Any prior ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 8: Parking Ordinance History Adoption & Updates

This ordinance shall become effective upon its passage and publication as provided by law.

Passed by the Lambertont City Council on this _____ day of _____, 2024

Lydell Sik, Mayor

Valerie Halter, Clerk