

ORDINANCE NO. 1066 (2024/2025)

AN ORDINANCE AMENDING CHAPTER 69 (PARKING REGULATIONS)
OF THE CITY CODE TO ADD SNOW AND ICE EMERGENCIES

BE IT ENACTED by the City Council of the City of Nevada, Iowa, as follows:

SECTION 1. SECTION MODIFIED. Chapter 69 (Parking Regulations), Section 69.14 (Snow Emergencies) is amended by inserting the following bolded and highlighted language:

69.14 SNOW AND/OR ICE EMERGENCY.

A snow **and/or ice** emergency shall be in force for the purpose of implementing procedures pertaining to the location, citing, or removal of vehicles parked on City streets and parking lots that would otherwise impede the progress of snow removal within the City.

1. Definition. A snow emergency is defined as any accumulation of snow one (1) inch or more; it shall not require a public declaration or announcement by the City. **An ice emergency is defined as an accumulation of ice one tenth (0.1) inch or more; it shall not require a public declaration or announcement by the City.**
2. Notifications. Signs shall be erected at the main entrances to the City and entrances to all city parking lots notifying the public that parking restrictions are in effect between October 1 and May 31. This may also be posted on the city social media page and posted on the city website during the months of October through May.
3. All Parking Prohibited. During the time that a snow/**ice** emergency is in force, no person shall park, abandon or leave unattended any vehicle on any public street, alley, or City-owned off-street parking area from the time there has been an accumulation of one (1) inch of snow **or one-tenth (0.1) inch of ice** until 48 hours have passed or the snow/**ice** has ceased to fall **and/or accumulate** and has been removed, **treated**, or plowed from the street, alley or parking area.
4. Duty to Remove. During the time that a snow/**ice** emergency is in force, it shall be the duty of all persons who are the registered owners of vehicles parked on the City streets or in City parking lots, as well as the duty of any person who has parked a vehicle on a City street or in a City parking lot, to immediately remove such vehicle from the street or parking lot within one-half hour from the time that the snow/**ice** emergency becomes effective. For purposes of this section, the phrase "vehicle parked on a City street or in a City parking lot" or similar words includes vehicles that have become stuck, snowbound or otherwise disabled on any public streets or parking lots.
5. Issuance of Parking Citation Issuance and Towing of Improperly Parked Vehicles. Vehicles found to be parked in violation of this section may be cited for the violation and, to obviate the safety hazards occasioned by incomplete snow/**ice** removal, be summarily towed on orders of a police officer to some location where the vehicle may be lawfully parked or to the towing firm's vehicle storage lot. All costs of such towing, parking citation, and any subsequent storage shall be assessed against and paid by the operator or registered owner of the vehicle. The officer ordering the towing shall keep a record of each vehicle towed, the place where it was taken and by whom. Such action by the City shall not excuse the owner or operator of the towed vehicle from any of the provisions of subsections 3 and 4 hereof.
6. Redemption of Vehicles. In the event a vehicle is impounded, it may be reclaimed by the registered owner or lien holder of record by payment of the parking citation as well as of

all towing and any subsequent storage costs within ten (10) days of the initial impoundment. If not reclaimed within the initial ten (10) days, the provisions of Chapter 80 of the City Code shall govern the redemption of the vehicle. In the event a vehicle is moved to another location pursuant to subsection 4 above, the registered owner of the vehicle shall be liable to the City for the reasonable expenses incurred in towing and relocating the vehicle and shall pay the same to the City within fifteen (15) days after a statement from the City is mailed to the registered owner at the address on the current registration form as shown on the records of the County Treasurer.

SECTION 2. REPEALER. All ordinances or parts or ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. 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 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and approved 1st Reading on this ___ day of February, 2025.

Passed and approved 2nd Reading on this ___ day of February, 2025.

Passed and approved 3rd and Final Reading on this ___ day of March, 2025. Enacted upon publication

Brian Hanson, Mayor

ATTEST:

Kerin Wright, City Clerk