

ORDINANCE NO: 21**AN ORDINANCE REGULATING PARKING UPON THE HIGHWAYS**

The Town Board of the Town of Grand Rapids, Wisconsin, pursuant to § 349.13 Wisconsin Statutes does ordain as follows with regard to its Town Ordinances:

21.1 Areas Where Parking is Prohibited

Except temporarily for the purpose of and while actually engaged in the loading or unloading of passengers or property and while the vehicle is attended by a licensed operator so that it may be moved properly in case of an emergency or to avoid obstruction of traffic, no person shall at any time park or leave standing any vehicle upon any of the highways or parts of highways listed in Schedule A attached hereto and made a part hereof.

21.2 Street Maintenance

Whenever, in the discretion of the lead worker of the Town's public works highway department, it is necessary to clear or repair a Town of Grand Rapids highway or any part thereof, the department shall post such highway or parts thereof with signs bearing the words "No Parking - Street Maintenance Work." If their erection is determined necessary, said signs shall be erected at least two hours prior to the time that street maintenance work is to be commenced. No person shall park a motor vehicle in violation of said sign.

21.3 Parking on Private Property

No person shall park or leave standing any motor vehicle on any private property without permission of the owner or lessee of the property, whether or not such property is posted to limit or restrict parking.

21.4 Parking Heavy Vehicles

No operator of a motor truck, truck tractor, any other vehicle or combination of vehicles weighing more than 6,000 lbs., or any trailer or other non-motorized vehicle regardless of weight, shall park such vehicle on any portion of the right-of-way of a highway, other than a routed state trunk highway, except for such time as is reasonably necessary to facilitate the loading or unloading of the vehicle.

21.5 Snow Emergency Parking Restriction

Whenever the police department and/or public works department shall by reason of a heavy snowstorm or blizzard proclaim a snow emergency, no person shall park, stop, or leave standing any vehicle upon the highways designated in the proclamation during the hours set forth therein. The proclamation shall be broadcast on a local radio station at least sixty (60) minutes prior to the proclamation taking effect.

21.6 Unlawful Removal of Parking Citations

No person other than the owner or operator thereof shall remove a Town of Grand Rapids parking citation from any motor vehicle.

21.7 Removal of Illegally Parked Vehicles

- A.** Pursuant to sec. 349.13(3) Wis. Stats., whenever a law enforcement officer finds a vehicle parked upon a highway in violation of applicable law, including this ordinance, the officer is authorized to either remove the vehicle or require the operator in charge thereof to move the vehicle to a position where parking is permitted. The vehicle's owner or operator shall be responsible for all charges associated with removal.
- B.** Effective July 1, 2014, Sec. 349.13(3m) Wis. Stats. shall apply to vehicles parked on private property without authorization.

21.8 Abandoned Vehicles

No person shall leave any vehicle unattended within the Town of Grand Rapids for such time and under such circumstances as to cause the vehicle to reasonably appear to be abandoned.

- A.** As provided for in sec. 342.40(1m) Wis. Stats., any vehicle left unattended for more than 72 hours on any public highway or grounds, or on private property without permission of the owner or lessee, is deemed abandoned and constitutes a public nuisance. A vehicle shall not be deemed abandoned under this section if it is on private property, out of public view, and permission of the owner or lessee has been obtained. A vehicle on any public highway or grounds is not to be considered abandoned if its placement has been authorized by the police chief or his or her designee.
- B.** Any vehicle found abandoned in violation of this ordinance may be impounded by the Town of Grand Rapids Police Department until lawfully claimed or disposed of pursuant to sec. 342.40(3)(c) Wis. Stats.
- C.** The minimum period of impoundment or storage of a vehicle deemed abandoned pursuant to this section shall be thirty (30) days.
- D.** The purchaser of any vehicle on sealed bid or auction sale held pursuant to statute shall have ten (10) days to remove the vehicle from the storage area upon payment of storage fee as per Ordinance 39 "Schedule of Fees and Forfeitures". If not paid within ten days after the sale, the purchaser shall forfeit all interest in the vehicle and the vehicle shall be deemed abandoned and may be again sold.
- E.** Any listing of vehicles to be sold pursuant to this section shall be made available by the Town of Grand Rapids Clerk to any interested person or organization who makes a written request thereof upon payment of the fee per Ordinance 39 "Schedule of Fees and Forfeitures".

- F. Within five (5) days after sale or disposition of a vehicle under this section, the Clerk shall advise the Wisconsin Department of Transportation of such sale or disposition on a form supplied by the Department.

21.9 Payment of Penalty

- A. Minimum and maximum forfeitures for violation of the offenses described in Section 346.51 to 346.55 of the Wisconsin Statutes are hereby adopted and forfeitures as per the Uniform State Traffic Deposit Schedule shall apply together with the costs of prosecution.
- B. The penalty for all other parking violations not included above shall, upon conviction, be as per Ordinance 39 "Schedule of Fees and Forfeitures" together with the costs of prosecution.

21.10 Enforcement

- A. Persons cited for violation of non-moving traffic offenses described and defined in this ordinance may discharge the penalties thereof and avoid court prosecution by forwarding, within ten (10) days of the issuance of the citation, to the Town of Grand Rapids Police Department the minimum penalty specified in Ordinance 39 "Schedule of Fees and Forfeitures". If not timely paid, the citation shall provide that the penalty may be discharged by forwarding the amount indicated on the citation plus an additional late charge as per Ordinance 39 within twenty (20) days of issuance.
- B. If the alleged violator does not deliver or mail a deposit as provided in paragraph A. within twenty (20) days from the date of the citation, the police department may proceed under sec. 345.28(3)-(5) Wis. Stats.
- C. All officers receiving deposits for non-moving traffic violations under this subsection shall pay over such deposit to the municipal treasurer within seven (7) days of receipt. Such payment shall be accompanied by an itemized statement for each deposit of the offense charged and the name of the depositor.

This ordinance shall take effect from and after the date of its passage and publication as provided by law.

HISTORY

Declaration/Ordinance/Resolution No

Dated

RESOLUTION NO:

16-September-1980
 9-April-1981
 7-August-1984
 31-March-1987
 12-July-1994
 13-September-2005

2005-08

Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

2006-07
2014-07
2014-29

23-May-2006
8-April-2014
9-September-2014

Schedule A ... Ordinance No. 21

1. On the south side of Dove Avenue from its intersection with State Highway 13 (8th Street South) west for one-tenth of a mile.
2. On the south side of Two Mile Avenue from State Highway 13 west .25 of a mile to a point ending at Lincoln Street.
3. On both sides of 48th Street South from 70 feet north of its intersection with County Trunk W to a point .05 of a mile north.
4. Both sides of 48th Street South between no parking signs in vicinity of 4 Mile Creek.
5. On the east side of 32nd Street North from Washington Street south .6 of a mile.
6. On the east side of 48th Street South from County Trunk W south .1 of a mile.
7. North side of Whitrock Ave from 1231 Whitrock Ave to the west: ending approximately 292' west of 10th Street.
8. South side of Whitrock Ave from 1231 Whitrock Ave to the west: ending approximately 292' west of 10th Street.