

**ORDINANCE NO. 2021-02**  
**CITY OF CLARKS GROVE**  
**COUNTY OF FREEBORN**  
**STATE OF MINNESOTA**

**AN ORDINANCE REGULATING PARKING**

WHEREAS the City of Clarks Grove finds it necessary to pass an ordinance regulating parking to facilitate the efficient and orderly cleaning, maintenance, and removal of snow from public roadways.

NOW THEREFORE, the City Council of the City of Clarks Grove, Minnesota, ordains:

That the Code of Ordinances, City of Clarks Grove, Minnesota, is hereby amended by adding Chapter 2, Section 2.01 through Section 2.11, which reads as follows:

**CHAPTER 2 – PARKING REGULATIONS**

**Sections**

- 2.01 No parking where posted
- 2.02 Limited parking
- 2.03 Other parking restrictions
- 2.04 Declaration of snow emergency; parking prohibited
- 2.05 Parking certain semi-trailers or tractors on public streets prohibited
- 2.06 Overnight parking
- 2.07 Repairing of vehicles
- 2.08 Prohibiting parking areas in front yards in residential zones
- 2.09 Impoundment
- 2.10 Prima facie violation
- 2.11 Penalty

Cross-reference:

Recoverable Cost, Ordinance 2017-01

**§ 2.01 NO PARKING WHERE POSTED.**

(A) No person shall stop, stand, or park a vehicle upon the public streets of the city at any place where official signs or where appropriate devices, marks, or painting, either upon the surface of the street or the curb immediately adjacent thereto, prohibit these acts.

(B) Pursuant to Minnesota Statutes § 168B.035, the City Council may appoint as many Compliance Officers as are needed to enforce the provisions of this chapter. The Compliance Officers shall be subordinate to the City Council. A COMPLIANCE OFFICER is an individual whose services are utilized by the City to provide parking enforcement, animal control, and administrative or clerical assistance and who is not a sworn and licensed peace officer. A Compliance Officer's duties shall not include enforcement of the general criminal laws of the state, and the Compliance Officer does not have full powers of arrest or authorized

to carry a firearm on duty.

## **§ 2.02 LIMITED PARKING.**

No person shall stop, stand, or park a vehicle upon the public streets of the city where official signs are erected limiting the parking time thereon, for a period of time in excess of the time as designated by the official signs.

## **§ 2.03 OTHER PARKING RESTRICTIONS.**

(A) The City Council may by resolution order the placing of signs, devices or marks, or the painting of streets or curbs prohibiting or restricting the stopping, standing or parking of vehicles on any street where, in its opinion, as evidenced by a finding in its official minutes, the stopping, standing or parking is dangerous to those using the highway, or where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic. The signs, devices, marks, or painting shall be official signs, devices, marks or painting, and no person shall stop, stand or park any vehicle in violation of the restrictions thereon or as indicated thereby.

(B) "No parking" signs may be placed by city employees on any street of the city to permit construction, repair, snow removal, street cleaning or similar temporary activities. While the signs are in place, it shall be unlawful to park any vehicle on the streets or portion thereof so posted.

(C) It shall be unlawful for a person to park in an area designated by Council resolution and posted as a fire lane.

(D) It shall be unlawful for a person to park a vehicle or permit it to stand, whether attended or unattended, on an alley within the city, provided that this does not prohibit the parking of vehicles for less than one hour on an alley for the purpose of access to abutting property for loading or unloading merchandise or other material when parking on the property itself is not available.

(E) It shall be unlawful for a person to park a motor vehicle in an area designated by posted signs pursuant to Council resolution for certain types of vehicles, unless the motor vehicle is one of the types of vehicles specifically permitted.

(F) Every vehicle parked upon any street with a curb shall be parked parallel to the curb, unless angle parking is designated by appropriate signs or markings. On streets with a curb, the right-hand wheels of any vehicle parked shall be within one foot of the curb. On streets without a curb, the vehicle shall be parked to the right of the main traveled portion of the street and parallel to it and in such a manner as not to interfere with the free flow of traffic, unless angle parking is designated by appropriate signs or markings.

## **§ 2.04 DECLARATION OF SNOW EMERGENCY; PARKING PROHIBITED.**

If the City or County plow the streets for snow, residents shall remove all automobiles, trucks, campers, boats, storage units, trailers, and any other vehicle from the unplowed area on any street or highway before 6:00 a.m. the next day. If not moved they will be towed at the owner's expense.

## **§ 2.05 PARKING CERTAIN SEMI-TRAILERS OR TRACTORS ON PUBLIC STREETS PROHIBITED.**

No person shall park a semi-tractor or trailer, or any truck rated with a gross vehicle weight

in excess of 10,000 pounds, in any area of the city zoned for residential use or other area designated by City Council resolution except when the vehicle is parked in a completely enclosed garage.

#### **§ 2.06 OVERNIGHT PARKING.**

The following vehicles shall not be allowed to park on city streets overnight: repair, delivery, rented vehicles with commercial plates and refuse and recycling haulers or any other vehicle not registered as a passenger vehicle.

#### **§ 2.07 REPAIRING OF VEHICLES.**

Minor repairs and tune-ups, such as replacement of spark plugs, spark plug wires, thermostat, radiator or heater hoses, oil changes and brake jobs shall be permitted on city streets; provided, that they can be accomplished within the same day and completed by 10:00 p.m. All other repairs shall be considered major repairs and shall not be permitted on any city street, unless the repairs are made within an enclosed structure allowed within the zoning district. Damage to city streets because of repairs or lack of repairs shall be charged to the person responsible for the damage to the city streets.

#### **§ 2.08 PROHIBITING PARKING AREAS IN FRONT YARDS IN RESIDENTIAL ZONES.**

(A) The construction, operation or maintaining a parking area, either paved or unpaved, in the front yard of any lot is prohibited in any area zoned for residential use. For the purpose of this section, front yard shall mean and include that area between the sidewalk, or street line in the event there is no sidewalk, and the front line of the principal building, extending in both directions to the side lot lines.

(B) The front part of any lot shall not be used for the parking of an automobile, truck, trailer, tractor, recreational vehicle, camper, travel trailer, camper top, tent, wagon, boat, boat trailer, storage area or motor home.

(C) No person, being the owner or having control of any building, shall violate or fail to conform to any provision of this section, or fail to obey any lawful order of an officer charged with its enforcement. Each and every day on which any person continues to violate the provisions of this section, after having been notified of the violation, shall constitute a separate offense. This conviction shall not relieve any person from thereafter complying with the provisions of this section, and shall be sufficient cause to refuse further building or land use permits to the offender until a time as the orders have been complied with.

(E) Use of that portion of a vacant lot within 30 feet of the front on the lot line for parking in an area zoned for residential use is prohibited.

(F) The City may assess to the property owner any and all costs and expenses incurred by the City as a result of enforcement of paragraphs (A) through (E).

#### **§ 2.09 IMPOUNDMENT.**

Any City appointed Compliance Officer, appointed pursuant to Minnesota Statutes §

168B.035, Subd. 2, may order the removal of a vehicle from a street to a garage or other place of safety when the vehicle is left unattended and constitutes an obstruction to traffic or hinders removal, street improvements or maintenance operations. The vehicle shall not be released until the fees for towing and storage are paid in addition to any fine imposed for violation of this chapter.

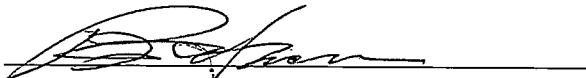
**§ 2.10 PRIMA FACIE VIOLATIONS.**

Pursuant to Minnesota Statutes § 169.34, Subd. 2, as it may be amended from time to time, the presence of any motor vehicle on any street when standing or parked in violation of this chapter is prima facie evidence that the registered owner of the vehicle committed or authorized the commission of the violation.

**§ 2.11 PENALTY.**

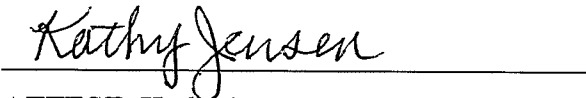
Any person, firm, company, corporation, or other business entity who violates this chapter shall, upon conviction, be guilty of a petty misdemeanor.

PASSED BY THE CITY COUNCIL OF THE CITY OF CLARKS GROVE, MINNESOTA,  
THIS 13 DAY OF December, 2021.



Bruce A. Hansen,

Mayor of the City of Clarks Grove, Minnesota



ATTEST: Kathy Jensen,

City Clerk of the City of Clarks Grove, Minnesota

DATE POSTED: December 7, 2021

DATE ADOPTED: December 13, 2021

DATE PUBLISHED: December 23, 2021