

REDWOOD COUNTY ZONING ORDINANCE
SECTION 37
NO PARKING ORDINANCE

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EXHIBIT A

REDWOOD COUNTY NO PARKING ORDINANCE

An Ordinance relating to the parking, standing, and stopping, of any vehicles, semitrailers, truck-tractors, or combination thereof, having a gross vehicle weight of equal to or greater than ten thousand (10,000) pounds upon any part of the South side shoulder of Normandale Road from United States Highway 71 to Redwood County Road 53. The Ordinance is in accordance with Minnesota Statute 169.04 (1), which grants power to local authorities to regulate the standing or parking of vehicles.

The Redwood County Board of Commissioners Ordains:

SECTION 100. PURPOSE

1. Because the County of Redwood recognizes that vehicles, semitrailers, truck-tractors, or combinations thereof, having a gross vehicle weight of ten thousand (10,000) or more can cause damage to the structure of Normandale Road from United States Highway 71 to Redwood County Road 53. Additionally, the County of Redwood recognizes that the presence of vehicles, semitrailers, truck-tractors, or any combination thereof, of this size affects the ability of motorists to have a clear field of vision at the intersection of Normandale Road and United States Highway 71, thereby creating a safety issue for the public.

SECTION 200. DEFINITIONS AND INTERPRETATIONS

1. Except as may otherwise be provided or clearly implied by context, all terms shall be given their commonly accepted definitions. The singular shall include the plural and the plural shall include the singular. The masculine shall include the feminine and neuter, and vice-versa. The term “shall” means mandatory, and the term “may” means permissive. The following terms shall have the definitions given to them:
 - A. Vehicle
 - (1.) “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. Minn. Stat. §169.01 Subd. 2
 - B. Motor Vehicle
 - (1.) “Motor Vehicle” means every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from

overhead trolley wires. Motor vehicles does not include a vehicle moved solely by human power. Minn. Stat. §169.01 Subd.

C. Passenger Vehicle

- (1.) “Passenger Vehicle” means a passenger automobile defined in Minn. Stat. §168.011, subd. 7; a pickup truck defined in Minn. Stat. §168.011, subd. 29; a van defined in Minn. Stat. §168.011, subd. 28; and a self-propelled, recreational vehicle licensed under Minnesota Chapter 168 to use the public streets or highways. “Passenger Vehicle” does not include a motorcycle, motorized bicycle, bus, school bus, a vehicle designed to operate exclusively on railroad tracks, a farm truck defined in Minn. Stat. §168.011, subd. 17, or special mobile equipment fined in Minn. Stat. §168.011, subd. 22. Minn. Stat. §169.01, Subd. 3a.

D. Authorized Emergency Vehicle

- (1.) “Authorized Emergency Vehicle” means any of the following vehicles when equipped and identified according to law:
 - (a.) a vehicle of a fire department;
 - (b.) a publicly owned police vehicle or a privately owned vehicle used by a police officer for police work under agreement, express or implied, with the local authority to which the officer is responsible;
 - (c.) a vehicle of a licensed land emergency ambulance service, whether publicly or privately owned;
 - (d.) an emergency vehicle of a municipal department or a public service corporation, approved by the commissioner of public safety or the chief of police of a municipality;
 - (e.) any volunteer rescue squad operating pursuant to Laws 1959, chapter 53;
 - (f.) a vehicle designated as an authorized emergency vehicle upon a finding by the commissioner of public safety that designation of that vehicle is necessary to the preservation of life or property or to the execution of emergency governmental functions. Minn. Stat. §169.01, Subd. 5

E. School Bus

1. (1.) “School Bus” means a motor vehicle used to transport pupils to or from a school defined in Minn. Stat. §120A.22, or to or from school-related activities, by the school or school district, or by someone under an agreement with the school or a school district. A school bus does not include a motor vehicle transporting children to or from school for which parents or guardians receive direct compensation from a school district, a motor coach operating under charter carrier authority, a transit bus providing services as defined in Minn. Stat. §174.22, subdivision 7, or a vehicle otherwise qualifying as a type III vehicle. A school bus may be type A, type B, type C, or type D, or III as provided in Minn. Stat. §169.01 Subd. 6 (1), (2), (3), (4), (5). Minn. Stat. §169.01, Subd 6.

F. Farm Tractor

2. (1.) “Farm Tractor” means every motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry. Minn. Stat. §169.01, Subd 8.

G. Road Tractor

3. (1.) “Road Tractor” means every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn. Minn. Stat. §169.01, Subd. 9.

H. Trailer

4. (1.) “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. Minn. Stat. §169.01, Subd. 10

I. Semitrailer

5. (1.) “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. Minn. Stat. §169.01, Subd.

J. Truck-tractor

(1.) “Truck-tractor” means:

- (a.) 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
- (b.) 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. Minn. Stat. §169.01, Subd. 7

K. Person

6. (1.) “Person” means every natural person, firm, copartnership, association, or corporation. Minn. Stat. §169.01, Subd. 23

L. Driver

(1.) “Driver” means every person who drives or is in actual physical control of a vehicle. Minn. Stat. §169.01, Subd. 25

M. Police Officer

(1.) “Police Officer” means every officer authorized to direct or regulate traffic or to make arrests for violations of traffic rules. Minn. Stat. §169.01, Subd. 27

N. Local Authorities

(1.) “Local authorities” means every county, municipal, and other local board or body having authority to adopt local police regulations under the constitution and laws of this state.

O. Street or Highway

(1.) “Street or highway” means the entire width between boundary lines of any way or place when any part thereof is open to the use of the public, as a matter of right, for the purpose of vehicular traffic. Minn. Stat. §169.01, Subd. 29

P. Roadway

- (1.) “Roadway” means that portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the sidewalk or shoulder. Minn. Stat. §169.01, Subd. 31

Q. Intersection

- (1.) “Intersection” means
 - (a.) 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.
 - (b.) 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. Minn. Stat. §169.01, Subd. 36.

R. Gross Vehicle Weight

- (1.) “Gross Vehicle Weight” means the greater of:
 - (a.) the unloaded weight of a vehicle or the unloaded weight of a truck-tractor and semitrailer combination, plus the weight of the load; or
 - (b.) the value specified by the manufacturer as the maximum gross weight or gross vehicle weight rating. Minn. Stat. §169.01, Subd. 46.

S. Stand or Standing

- (1.) “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. Minn. Stat. §169.01, Subd. 56

T. Stop

- (1.) “Stop” means complete cessation from movement. Minn. Stat. §169.01, Subd. 57

U. Shoulder

- (1.) “Shoulder” means that part of a highway which is contiguous to the regularly traveled portion of the highway and is on the same level as the highway. The shoulder may be pavement, gravel, or earth. Minn. Stat. §169.01, Subd.73.

SECTION 300. VIOLATIONS

1. It is unlawful for a person or driver to park, stop, or stand any vehicle, semitrailer, truck-tractor, or any combination thereof, having a gross vehicle weight of ten thousand (10,000) pounds or greater upon any part of the South side shoulder of Normandale Road between United States Highway 71 and Redwood County Road 53. Said ordinance shall not apply to authorized emergency vehicles, vehicles operated by police officers, authorized Redwood County vehicles, or school buses as defined by Minnesota Statutes. Each twenty-four (24) hour period that the vehicle, semitrailer, truck-tractor, or any combination thereof, having a gross vehicle weight of ten thousand (10,000) pounds or greater is parked, stopped, or standing, shall constitute a separate violation.

SECTION 400. PENALTY

1. Violation of this ordinance is a petty misdemeanor and shall be punishable by a fine in the amount of \$75.00, payed to the Redwood County Court Administrator.
2. A second violation of this ordinance is a petty misdemeanor and shall be punishable by a fine in the amount of \$100.00, payed to the Redwood County Court Administrator.
3. A third violation of this ordinance is a petty misdemeanor and shall be punishable by a fine in the amount of \$150.00, payed to the Redwood County Court Administrator.

SECTION 500. EFFECTIVE DATE

1. This ordinance shall take effect at 12:01 a.m. on January 1, 2001