

ARTICLE III (A) SNOW EMERGENCY REGULATIONS

(Ordinance 257, 11/12/2014)

Sec. 8-6-1 When Effective.

Whenever two (2) or more inches of snow has fallen on the Town's streets and alleys the same is hereby declared to be a snow emergency and the parking regulations and prohibitions set forth in this division shall be in effect until the Town Council or the Street Commissioner shall have declared such snow emergency to have ceased.

Sec. 8-6-2 Parking Regulations.

During any snow emergency, parking and the presence of automobiles on all streets in the Town shall be restricted as follows:

- A. On even numbered days of the month, no parking between the hours of 8:00 a.m. and 12:00 midnight shall be allowed on the north and east sides of the street.
- B. On odd numbered days of the month, no parking between the hours of 8:00 a.m. and 12:00 midnight shall be allowed on the south and west sides of the street.

The Street Commissioner is authorized to post signs in furtherance of the regulations contained in this Section.

Sec. 8-6-3 Parking in Alleys.

During any snow emergency, no parking shall be allowed on any alley in the Town between the hours of 8:00 a.m. and midnight.

Sec. 8-6-4 Street Commissioner's Authority to Prohibit Parking.

The Street Commissioner is hereby authorized to prohibit parking in the streets and alleys of the Town at any time, even though such time period may conflict with other provisions of this ordinance, for the purpose of snow removal, emergencies, repairs, and maintenance, upon the following conditions:

- A. Whenever the Street Commissioner determines that parking should be prohibited upon any street or alley in order to expedite the orderly and efficient removal of snow, or for the purpose of repairs or maintenance, or in any emergency, as so determined by the Street Commissioner, the Street Commissioner shall cause signs to be posted

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within the right-of-way of such street or alley, at least every three hundred (300) feet, which shall state substantially the following:

“NO PARKING FROM ____ TO ____
Street Commissioner, Town of Burns Harbor”

- B. Such signs shall prohibit parking for no more than eight (8) hours and shall be posted for at least four (4) hours before it shall be lawful to tow or remove vehicles parked on any street or alley so posted.

Sec. 8-6-5 Towing of Vehicles Authorized.

In the event of a snowfall which creates an emergency endangering the smooth flow of emergency vehicles and other traffic, the Town Marshal or his designee may issue citations requiring the removal of the offending vehicles from streets and alleys within 24 hours of the issuance of the citation. The Town Marshal or his designee shall make every reasonable effort to contact the owner or person exerting control over vehicles within that time period. If the cars or vehicles are not removed within the 24 hour period, the Town shall declare the cars or vehicles to be a hazard to snow removal operations and cause them to be removed and the owner or person exerting control over the vehicle will then be responsible for the removal costs, which shall include the reasonable costs associated with towing and storage of the vehicle.

Sec. 8-6-6 Prima Facie Proof of Violations.

The fact that a vehicle that is parked or remaining stationary in violation of the provisions of this ordinance is registered in the name of a person shall be considered prima facie proof that such person was in control of the automobile at the time such vehicle was parked or allowed to remain stationary.

Sec. 8-6-7 Discharging Snow into Alleys and Streets Prohibited.

Notwithstanding Section 8-6-1, no person shall move, discharge, throw, place or cause to be moved, discharged, thrown or placed any snow, ice or slush into the alleys or streets within the Town at any time, except for the Street Department while performing official duties.

Sec. 8-6-8 Penalties.

Any person accused of a violation of this Article III (A) concerning Snow Emergency Regulations may settle and compromise such infraction by paying to the Town the sum of ten dollars (\$10.00) within ten (10) days from the date of the citation. Such payment shall be

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made at the Town Hall. In the event the fine is not paid within ten (10) days from the date of the citation, the amount of the citation for the violation shall increase to twenty-five (\$25.00) dollars, payable at the Town Hall. Failure to pay the twenty-five dollar (\$25.00) citation within thirty (30) days from the date of the citation shall result in the citation being filed before a court of competent jurisdiction and shall subject the offender to the general penalty provisions found in Section 1-9 of the Town Code.