

SNOW EMERGENCY

§ 72.35 APPLICATION.

The provisions of this subchapter are applicable to all streets within the jurisdictional limits of the city.

(Ord. 1978-26, passed 9-14-78)

§ 72.36 PARKING PROHIBITED ON STREETS DURING SNOW EMERGENCY.

No person shall cause or permit any motor vehicle to be located upon the pavement or right-of-way of any portion of any street within the city at any time when a snow emergency has been declared by the Mayor, or in his absence or unavailability, by the City Administrative Officer or General Services Director of the city.

(Ord. 1978-26, passed 9-14-78; Am. Ord. 2000-02-01, passed 3-27-00) Penalty, see § 72.99

§ 72.37 DECLARATION BY MAYOR.

A snow emergency may be declared by the Mayor, or in his absence or unavailability, by the City Administrative Officer or General Services Director, during any time in which he/she determines that snow or ice has substantially created a risk of collisions by motor vehicles being operated on the streets in the city with motor vehicles parked or located on those streets.

(Ord. 1978-26, passed 9-14-78; Am. Ord. 2000-02-01, passed 3-27-00)

§ 72.38 SNOW EMERGENCY SIGNS.

The General Services Director is authorized and directed to install at various locations on each of the streets signs containing the following information: "No Parking during a declared snow emergency."

(Ord. 1978-26, passed 9-14-78; Am. Ord. 2000-02-01, passed 3-27-00)

§ 72.39 AUTHORITY TO REMOVE VEHICLES.

All peace officers of the state are authorized and directed to cause all motor vehicles located upon any portion of the streets in the city in violation of the terms of this subchapter to be removed from the streets. The city shall have a lien upon each of the motor vehicles so removed for the cost of removal; and the city or any person on its behalf may retain possession of the motor vehicles until the cost of removal has been paid to the city.

(Ord. 1978-26, passed 9-14-78)

§ 72.40 PRESUMPTION OF EVIDENCE.

In any prosecution for a violation of the terms and provisions of this subchapter, it shall be presumed in the absence of conclusive evidence to the contrary that the person to whom the motor vehicle is registered, caused or permitted the location thereof of the vehicle in

the manner indicated in the evidence.

(Ord. 1978-26, passed 9-14-78)

§ 72.99 PENALTY.

(A) Any person receiving a citation for any parking violation in the city shall be fined in an amount not less than twenty dollars (\$20.00) nor more than one hundred dollars (\$100.00).

(B) Whoever violates § 72.15 shall, upon conviction, be fined not less than ten dollars (\$10.00) nor more than five hundred dollars (\$500.00) for each offense. Violation of § 72.15 is designated a misdemeanor.

(C) Each violation and every other failure to comply with the provisions of § 72.03(K) shall be a misdemeanor; and each day of the continuation thereof shall be a separate and distinct offense for which:

(1) Anyone convicted thereof shall be sentenced to pay a fine not to exceed the maximum amount set forth in KRS 534.040(2)(a) or a term of imprisonment not to exceed the maximum period set forth in KRS 532.090(1), or both; and

(2) The offender shall be subject to a civil penalty of one hundred dollars (\$100.00) for each offense, which shall be recovered by the city in a civil action in the nature of debt if not paid by the offender within thirty (30) days after citation for the violation.

(Ord. 1989-12, passed 8-33-89; Am. Ord. 1994-17, passed 7-18-94)

Cross-reference:

Penalty for civil enforcement of parking ordinances, see § 72.14(B)