

ORDINANCE 319-09

AN ORDINANCE OF THE CITY OF NEW MEADOWS, ADAMS COUNTY, IDAHO, PERTAINING TO PARKING WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW MEADOWS; REPEALING CITY OF NEW MEADOWS ORDINANCE NO. 271-00 AND OTHER CONFLICTING ORDINANCES; RESTRICTING PARKING; PROVIDING PENALTIES FOR VIOLATION; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NEW MEADOWS, IDAHO, AS FOLLOWS:

Section 1. Repeal of Conflicting Ordinances: City of New Meadows Ordinance No. 271-00, passed and approved November 13, 2009, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 2. Definitions:

- A. STREET: The term "street" shall mean the entire public right of way which provides vehicular and pedestrian access to adjacent properties. The term includes and is interchangeable with roads, highways, avenues, boulevards, streets, lanes, courts and other like terms. "Highway" means the entire width between the boundary lines of every way publicly maintained when any part is open to the use of the public for vehicular travel, with jurisdiction extending to the adjacent property line, including sidewalks, shoulders, berms and rights-of-way not intended for motorized traffic.
- B. TRAILER: The term "trailer" shall mean any vehicle designed to be towed or transported by another vehicle. Every vehicle without motive power designed for carrying persons or property and for being drawn by a motor vehicle.
- C. VEHICLE: The term "vehicle" shall mean any apparatus designed or built to transport people, animals or inanimate objects, and generally, 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.
- D. TEMPORARY PARKING: The term "Temporary Parking" shall mean parking not in excess of two (2) hours.

Section 3. Restricting Parking:

- A. It shall be unlawful to park any vehicle, motorized or non-motorized, on Virginia Street, which constitutes that portion of U. S. Highway 95 from Southend Road to the intersection of Highway 95 and Highway 55, between the hours of 2:00 A.M. and 6:00 A.M.
- B. It shall be unlawful to park any vehicle or trailer, motorized or non-motorized, on any other streets in the business/commercial districts, except for temporary parking associated with accessing products and services provided in the business/commercial

districts and loading and unloading products for businesses in the business/commercial districts.

- C. It shall be unlawful to park any vehicle or trailer, motorized or non-motorized, on all streets in the residential districts, except for temporary parking associated with loading or unloading and entertaining.
- D. It shall be unlawful to park any vehicle or trailer, motorized or non-motorized, on any improved alley in the City of New Meadows, Idaho, except for temporary parking associated with loading and unloading.
- E. In all instances, there shall be no vehicle or trailer parked in a street that may impede or interfere with the free flow of traffic in either driving lane. A vehicle or trailer in violation of this section shall be subject to immediate citation and removal.
- F. Any vehicle or trailer violating any of the above restrictions shall be subject to citation, removal and impound. All costs for towing, recovery, impound and storage shall be paid by the registered owner. All said costs shall be paid in-full prior to the release of any towed or impounded vehicle or trailer.

Section 4. Penalties for Violation are Infractions:

- A. For any offense, the registered owner of the vehicle or trailer shall be fined a sum of fifty (\$50.00) dollars plus any and all costs assessed by the Courts, which sum shall be assessed as a penalty. All costs for towing, recovery, impound and storage shall be paid by the registered owner of any vehicle or trailer found to be in violation of this ordinance.
- B. Each day shall be a new and separate violation subject to all penalties and actions allowed in this ordinance.

Section 5. Severability: If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 6. Effective date: This ordinance shall be in full force and affect upon its passage, approval and publication in the official newspaper of the City of New Meadows.

Passed and approved this __9th__ day of __November__, 2009.

Gale Stillman
Gale Stillman, Mayor

ATTEST: _____
Jacob Qualls
Jacob Qualls, City Clerk