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TO: The Honorable Mayor Dan O’Leary and members of the Sunfish Lake City Council
FROM: Kori Land, City Attorney
DATE: July 9, 2024
RE: Parking Ordinance Amendment – Temporary Parking Zones

BACKGROUND:

At the Council meeting on June 11, the City Council asked if the Police Chief could be granted the authority to allow temporary parking in what would otherwise be a No Parking Zone, similar to the Resolution that was adopted for Salem Church Road.

DISCUSSION:

We have prepared an ordinance amendment to Section 7.01 General Parking Regulations, that would allow the Police Chief with authority to designate a Temporary Parking area in any No Parking Zone, with appropriate signage. The language is intentionally vague in its applicability, giving flexibility for the Police Chief to determine when it is deemed appropriate.

RECOMMENDATION:

Review ordinance amendment and if acceptable, adopt ORDINANCE AMENDING ARTICLE VII, SECTION 701 OF THE CITY CODE OF SUNFISH LAKE

**CITY OF SUNFISH LAKE
DAKOTA COUNTY, MINNESOTA**

ORDINANCE NO. XXXX

**AN ORDINANCE AMENDING ARTICLE VII, SECTION 701 OF THE CITY CODE OF
THE CITY OF SUNFISH LAKE**

The City Council of the City of Sunfish Lake does ordain:

SECTION 1 AMENDING. That the Sunfish Lake, Minnesota City Code Article VII, Section 701 is hereby amended as follows:

Section 701.01 General Parking Regulations.

Subd. 1. Powers of Council to Designate Permanent “No Parking” Zones or Limit Time of Parking. Pursuant to Minnesota Statutes 169.04, the City Council is authorized to designate certain streets or portions of streets as “No Parking” zones and to designate certain streets or portions of streets where the right to park is limited during specified hours. In establishing or changing permanent “No Parking” zones or parking restrictions, the City Council shall pass a resolution or ordinance at a meeting adequately describing and defining said “No Parking” zones or parking restrictions. No Person shall park a vehicle in a designated “No Parking” zone or park a vehicle in any limited parking zone for a longer period than so specified.

Subd. 2. Temporary “No Parking” Zones. The Chief of Police is hereby authorized to issue and post temporary “No Parking” signs that, in the Chief’s judgment and discretion, are necessary to administer any large event or special event, protect public safety, and preserve public safety vehicle access within the City. No Person may park a vehicle in any temporary “No Parking” zone.

Subd. 3. “Temporary Parking” Zones. The Chief of Police is hereby authorized to designate a Temporary Parking area in an established No Parking Zone and to post “Temporary Parking” signs, if necessary, identifying the location where temporary parking is allowed. Temporary Parking shall only be allowed in such areas pursuant to the Police Chief’s order.

Subd. 43. Signs. All signs, upon placement, shall be in full force and effect under the Laws of the State of Minnesota Chapter 169, the Highway Traffic Regulation Act.

Subd. 54. Penalty. Any Person found guilty of violating the provisions of this Section shall be guilty of a petty misdemeanor and, upon conviction, shall be punished by a fine, including the costs of prosecution thereof.

Subd. 65. Towing. Pursuant to and in accordance with state law, the Police Department may cause any vehicle parked in violation of this Section to be towed at its owner's sole expense.

SECTION 2 SUMMARY PUBLICATION. Pursuant to Minn. Stat. 412.191, in the case of a lengthy ordinance, a summary may be published. While a copy of the entire ordinance is available without cost at the office of the City Clerk, the following summary is approved by the City Council and shall be published in lieu of publishing the entire ordinance:

Ord. No. _____. The text amendment adopted by the Sunfish Lake City Council on _____, 2024 modifies the City Ordinance to authorize the Chief of Police to designate certain streets or portion of streets as "Open for Parking" zones.

SECTION 3 EFFECTIVE DATE. This Ordinance shall be effective after its passage and publication according to law.

Adopted by the City Council of the City of Sunfish Lake this ____ day of _____, 2024.

CITY OF SUNFISH LAKE

Daniel O'Leary, Mayor

ATTEST:

Christy Wilcox, City Clerk