

**STATE OF MINNESOTA
TOWN OF LIVONIA
COUNTY OF SHERBURNE
ORDINANCE FOR THE REGULATION OF
TRAFFIC AND MOTOR VEHICLES
AMENDED ORDINANCE NUMBER 200**

Section 1 – Purpose. The Town Board of Livonia Township finds that it is necessary, to promote the health, safety, and welfare of the citizens of the township, and to promote traffic flow, that restrictions be placed upon the parking of certain vehicles upon township streets.

Section 2 – Definitions. Unless the context clearly indicates otherwise, the words, combination of words, terms and phrases used in this Ordinance shall have the meaning set forth in the following paragraphs:

1. “Owner” shall mean the person, firm, or corporation, partnership, Limited Liability Company, association, or any other legally recognized entity that holds legal title of the vehicle or commercial vehicle on the date of the alleged violation as evidenced by the official records of the Minnesota Secretary of State.
2. “Vehicle” shall mean any motorized or non-motorized vehicle including, but not limited to, automobiles, trucks, motorcycles, busses, recreational vehicles, snowmobiles, and trailers.
3. “Commercial Vehicle” shall mean commercial vehicles, semi-tractors, trailers, or trucks exceeding a gross vehicle capacity of 9,000 pounds or an overall length of twenty-five feet (25’).
4. “Block” shall mean the entire length of roadway between its intersections with other public streets or between its intersection with a public street and the termination of the roadway.
5. “Roadway” shall mean that portion of a public street between its curbs, or between the outer edges of its shoulder whether such portion is constructed of concrete, asphalt, or gravel, or any combination thereof.
6. “Impounded” shall mean the removal of a vehicle from a public roadway to a storage facility or impound lot by a contractor for towing, in response to an authorization from law enforcement official or authorized representative of the Township.

Section 3 – Enforcement. The provisions of this Ordinance shall be enforced by designated law enforcement official pursuant to the policies of the Livonia Town Board.

Section 4 – Parking, Stopping, Standing.

Subdivision 1. General. It shall be unlawful for the owner and/or driver of a vehicle to stop, stand, or park the vehicle in any of the following places except when necessary to avoid a conflict with other traffic or in compliance with law or the directions of a law enforcement officer or traffic control device, in any of the following places:

- a. In front of a public or private driveway;
- b. Within an intersection;
- c. Within thirty feet (30’) of any arterial stop sign or sign indicating the direction for travel or traffic control signal.

- d. In any manner on any street or highway so as to interfere with or interrupt the passage of other vehicles;
- e. At any place where official signs prohibit stopping, standing, or parking;
- f. Where temporary signs are posted by law enforcement official or by some other official acting at the direction of the Town Board, reading "No Parking By Police Order," as long as such signs are in place.
- g. Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic.
- h. On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- i. Upon any street in such a manner or condition as to leave available less than twelve feet of the width of the roadway for the free movement of vehicular traffic.
- j. Upon any roadway for the principle purpose of displaying such vehicle for sale.
- k. Upon any roadway for the purpose of conducting repairs, maintenance, or washing of such vehicle except as necessary in an emergency.

Subdivision 2. Commercial vehicle. It shall be unlawful for the owner and/or operator of a commercial vehicle to park, stand, or stop the commercial vehicle on streets or highways within the township at any time except when necessary to avoid a conflict with other traffic, when acting in compliance with law, the directions of a law enforcement officer, or a traffic control device. The prohibitions of this subdivision do not apply to commercial vehicles picking up or delivering products, or providing services to a residential or commercial customer between the hours of 7:00 am and 10:00 pm. In no case shall the owner and/or operator of a commercial vehicle park, stop, or stand a commercial vehicle in the course of a pick up, delivery, or service call in such a manner as to violate any provisions of the other sections or subdivisions of this Ordinance.

Subdivision 3. Snow removal. Because public safety requires the rapid and efficient removal of snow or ice from township streets, highways or other thoroughfares, it shall be unlawful to stop, park, or stand any vehicle on any street within the township between November 1 and April 15. After a snowfall of two inches (2") or more, all streets in the township shall be cleared of all vehicles or parts thereof, for the purpose of snow plowing and/or removal, until all streets are plowed. Any vehicle or parts thereof left on any street in the township in such a way as to impede the performance of the Town, County and/or State snowplow shall be subject to the penalty provision of this Ordinance.

Section 5 – Exceptions. This Ordinance shall not apply to the following circumstances.

- a. Police cars, ambulances, fire department vehicles and other emergency vehicles responding to emergency calls.
- b. Vehicles used for the installation, repair or maintenance of electric power lines, telephone lines and natural gas lines, or vehicles parked in connection with ongoing survey operations.
- c. Township, County, or State vehicles parked in connection with official business.

Section 6 – Penalties.

Subdivision 1. Removal. Any vehicle that shall be left parked, stopped, or standing in violation of any provision of this Ordinance may be ordered impounded without notice to the owner

and/or operator. All necessary costs and expenses of towing and storage of vehicles found in violation of this Ordinance are to be paid by persons claiming the vehicle prior to release from impoundment. Any owner and/or operator violating any provision of this Ordinance shall become liable to Livonia Township for any expense, loss, or damage occasioned by the Township as a result of such violation, including court cost and reasonable attorneys fees.

Subdivision 2. Punishment. Any person found in violation of any provision of this Ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by penalty established in State statute for a misdemeanor, as may be amended from time to time.

Section 7 – Effective Date. This Ordinance shall take effect from and after its passage and publication according to law.

Passed by the Town Board of Livonia Township this 22nd day of July, 2002

In Favor: Leroy Anderson, Nancy Fordahl, Mike Kerr, Chris Pensinger
Don Sherper

Opposed: NONE

Livonia Township

Lila Spencer

Lila Spencer, Clerk/Treasurer

Don Sherper
Donald Sherper, Chair

LIVONIA TOWNSHIP
COUNTY OF SHERBURNE
STATE OF MINNESOTA

ORDINANCE NO. 201

AN ORDINANCE AMENDING SECTION 4, SUBDIVISION 3 OF THE LIVONIA TOWNSHIP ORDINANCE FOR THE REGULATION OF TRAFFIC AND MOTOR VEHICLES

THE TOWN BOARD OF LIVONIA TOWNSHIP DOES HEREBY ORDAIN AS FOLLOWS:

Section 4 – Parking, Stopping, Standing; Subdivision 3 Snow removal is amended to read as follows:

Subdivision 3. Snow removal. Public safety requires the rapid and efficient removal of snow or ice from township roads, streets, highways or other thoroughfares. It shall be unlawful to stop, park or stand any vehicle on any road, street, highway or thoroughfare within the Township right-of-way between November 1 and May 1. Right-of-way includes the land between the right-of-way lines, whether improved or unimproved. After a snowfall of three inches (3) or more, all roads, streets, highways or thoroughfares in the Township shall be cleared of all vehicles or parts thereof, for the purpose of snow plowing and/or removal, until all roads, streets, highways or thoroughfares are plowed. Any vehicle or parts thereof left on any road, street, highway or thoroughfare in the Township in such a way as to impede the performance of any Town, City, County and/or State snowplow shall be subject to the penalty provision of this Ordinance.

This Ordinance shall be effective following its passage and publication.

In favor of: *Berg, Doebler, Hewitt, Sherper, Wallin*

Opposed: *None*

Adopted by the Livonia Town Board this 28th day of January 2008.

Don Sherper
Don Sherper, Chair

Lila Spencer
Lila Spencer, Clerk/Treasurer