

ORDINANCE NO. 1308

AN ORDINANCE CREATING CHAPTER 12.22 EMERGENCY SNOW ROUTES

WHEREAS, the City Commissioners of the City of Deadwood wish to set forth snow routes to effectuate and facilitate the efficient removal of snow and ice from city streets.

NOW, THEREFORE, BE IT ORDAINED by the City Commissioners of the City of Deadwood that a new Chapter 12.22 of the Code of Ordinances of City of Deadwood, South Dakota entitled "Snow Routes" is hereby established as follows:

**SECTION 1. Establishment of Section 12.22.010 (Emergency Access Snow Routes);
Section 12.22.020 (Removal of Vehicles).**

Section 12.22.010 and 12.22.020 are added to Chapter 12 of the Code of Ordinances of City of Deadwood, South Dakota, and shall read as follows:

Section 12.22.010. Snow Routes.

(a) The following streets, or portions thereof, are designated as emergency access snow routes. Additional streets may be designated, as needed, during a snow emergency by the Public Works Director. On a declaration by the Public Works Director, or designee, when a snow emergency exists due to heavy snowfall in the City of Deadwood, no parking by any vehicle shall be permitted on the emergency access snow routes listed below. The following routes shall be designated as emergency access snow routes and reasonable insignias shall be placed on them to indicate to the public that they are emergency access snow routes.

STREET	PORTION
Lincoln Avenue	Van Buren To Mt. Moriah Drive
Jackson Street	Adams Street to Mt. Moriah Drive
Williams Street	284 Williams to 562 Williams
Burnham Avenue	Pioneer Way to Dakota Street
Stewart Street	Charles Street to Fillmore Street
Denver Avenue	Williams Street to Mt. Roosevelt Road
Harrison Street	Sherman Street to Van Buren Street

Section 12.22.020. Removal of Vehicles.

(a) Individuals shall be charged with the responsibility of knowing the priority of their street of residence and shall be deemed to know the same. Further, individuals shall be responsible for ascertaining the priority of the street upon which they are traveling, or upon which they have become stalled, and shall be deemed to know the same and shall take whatever measures necessary to remove stalled vehicles from those routes in accordance with this section.

(b) The City of Deadwood Police Department is hereby authorized to remove or have removed a vehicle from a street to the nearest impound lot or to an impound designated or maintained pursuant to a contract with City of Deadwood when:

- (1) The vehicle is parked or stalled on a street that is declared a snow route;
- (2) A snow emergency has been declared; and
- (3) The vehicle is interfering or about to interfere with snow removal operations.

(c) In the event that it is deemed by any law enforcement officer that a vehicle shall be towed for the purpose of storage, he or she shall order the vehicle towed immediately in accordance with the provisions of this section. In the event that there is an insufficient number of contract wreckers available, the Public Works Director, or designee, shall have the authority to enter into a service contract with other wrecker services for the purpose of towing vehicles during the period of snow removal operations. Vehicles shall be towed to any approved storage lot controlled by a wrecker service. In the event that there is no space available on such a lot, the vehicle shall be stored at a site designated by the law enforcement officer.

(d) It shall be the duty of the appropriate law enforcement agency to keep a record of each vehicle removed in accordance with this section. The record shall include:

- (1) A description of the vehicle;
- (2) Its license number;
- (3) The date and time of its removal;
- (4) Location from where it was removed;
- (5) Its present location;
- (6) The name and address of its owner and last operator, if known;
- (7) Its final disposition; and
- (8) The parking violation involved.

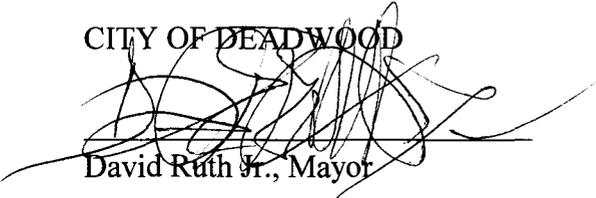
(e) This section shall be supplemental to any other provisions of law granting members of the City of Deadwood Police Department the authority to remove vehicles.

(f) Any party who received a citation for violation of any provision of this article shall pay a penalty listed in the city fee schedule, which is set and amended by resolution.

(g) In the event an individual feels that he has been improperly fined as a result of this section, he may enter a plea of not guilty and shall be entitled to a hearing in the court of appropriate jurisdiction.

Dated this 6th day of January, 2020

CITY OF DEADWOOD

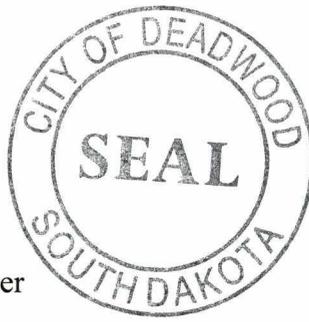


David Ruth Jr., Mayor

ATTEST:



Jessicca McKeown, Finance Officer



First Reading:	January 6, 2020
Second Reading:	January 21, 2020
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