

## SECTION 2

502.000. **REGULATING THE USE OF HIGHWAYS AND OTHER PLACES WITHIN THE CITY OF WINSTED AND IMPOSING PENALTIES FOR VIOLATIONS.**

502.001. **DEFINITIONS.** Any term used in this Ordinance and defined in Minnesota Statutes, § 169.01 has the meaning given it by that Section.  
(Ord. 94-07, Sec. 1, 10/19/94)

502.002. The City of Winsted, hereby adopts all traffic and parking regulations imposed by Minnesota State Statutes as part of this Ordinance as though fully set forth in full. All the terms and conditions contained in this Ordinance shall be in addition to the provisions and requirements of Minnesota State Statutes.  
(Ord. 94-07, Sec. 2, 10/19/94)

502.003. **TURNING.**

A. **RESTRICTION ON TURNS.** The City Council, by Resolution may, whenever necessary to preserve a free flow of traffic or to prevent accidents, designate any intersection as one where the turning of vehicles to the left or to the right, or both, is to be restricted at all times or during specified hours. The City shall mark by appropriate signs, any intersections so designated. No intersection on a trunk highway shall be so designated until the consent of the Commissioner of Transportation to such designation is first obtained. No person shall turn a vehicle at any such intersection contrary to the directions on such signs.

B. **U-TURNS.** No person shall turn a vehicle so as to reverse its direction on any street in the business district or at any intersection where traffic is regulated by a stop sign or yield sign.  
(Ord. 94-07, Sec. 3, 10/19/94)

502.004. **THROUGH STREETS; ONE-WAY STREETS.** The City Council, by Resolution, may designate any street or portion of street as a through highway or a one-way roadway where necessary to preserve the free flow of traffic or to prevent accidents. The City Engineer shall post appropriate signs at the entrance to such street. No trunk highway shall be so designated unless the consent of the Commissioner of Transportation to such designation is first secured.  
(Ord. 94-06, Sec. 4, 10/19/94)

502.005. **PARKING REGULATIONS.**

- A. ANGLE AND PARALLEL PARKING. Angle parking shall be required on the following streets: South side of Main Avenue from First Street to Third Street; East side of Second Avenue from Main Avenue to McLeod Avenue; along Fourth Street North in front of the Public School building in the area specifically provided for said angle parking. On any such street every vehicle parked shall be parked with the front of the vehicle facing the curb or the edge of the traveled portion of the street between the painted lines on the street or curb indicating the parking space. On all other streets, cars shall be parked parallel to the curb or edge of the roadway in accordance with Law and in between the markings on the street designating each parallel parking space.
- B. NO PARKING, STOPPING OR STANDING ZONES. The City Council may, by Resolution, designate certain streets or portions of streets as no parking or no stopping or standing zones and may limit the hours in which the restrictions apply. The City shall mark by appropriate signs, or paint coloration which is its zone is so designated. In other words, a handicapped parking spot will be painted blue with the handicapped logo marked thereon; a no parking zone will be designated by yellow paint along the curb. Such yellow curb no parking zone need not have any additional sign. Except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or a traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no parking zone during hours when parking is prohibited except that a vehicle may be parked temporarily in such a zone for the purpose of forming a funeral procession and a truck may be parked temporarily between the hours of 6:00 a.m. and 6:00 p.m. of any business day for the purpose of loading or unloading where access to the premises is not otherwise available, but only in a commercial or residential district.
- C. TIME LIMIT PARKING ZONES. The City Council may, by Resolution, designate certain areas where the right to park is limited during hours specified. The City shall mark by appropriate signs, each zone so designated. During the hours specified on the sign, no person shall park a vehicle in any limited parking zone for a longer period than is so specified.
- D. GENERAL TIME LIMIT. There shall be no parking between the hours of 2:00 a.m. and 6:00 a.m. on the following streets: Main Avenue East and West, on First Street North, between Main Avenue East and Andy Avenue; on Second Street South, between McLeod Avenue and Main Avenue; on Second Street North, between Main Avenue and Andy Avenue West. There shall be no parking allowed between the hours of 2:00 a.m. and 6:00 a.m. on any other City owned property, other than by City owned equipment.
- E. OTHER GENERAL REQUIREMENTS/RESTRICTIONS. No one shall angle park or parallel park a vehicle by crossing over the center line of any street, whether said

center line is marked or not marked, so as to park the vehicle on the opposite side of the street then the direction of travel of the subject vehicle.

- F. There shall be no parking of any motor vehicle and/or any trailer on any City street unless said vehicle/trailer has current registration.
- G. All implements of husbandry are not required to have current registration, and trash dumpsters shall only be parked on the road during daylight hours unless, they have sufficient reflective material or flashing lights turned on, facing both directions of traffic at least one-half hour before sunset and one-half hour after sunrise. All other regulations in Minnesota Statutes concerning stopping and parking, including, but not limited to Minnesota Statutes § 169.32 through 169.36 are adopted herein by reference as though fully set forth herein.
- H. CAMPERS, BOATS, TRAILERS, AND OTHER OBJECTS.
  - 1. No recreational vehicle (RV), trailer, boat, camper, or any implement of husbandry shall be parked on any City street for more than six (6) hours to load and unload on the following streets: 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup>, 6<sup>th</sup> Streets North/South and Kingsley Avenue, Lake Drive, Zion Avenue, Linden Avenue and Baker Avenue.
  - 2. The Restrictions contained in paragraph one above with respect to 1<sup>st</sup> Street, 2<sup>nd</sup> Street, Linden Avenue and Baker Avenue, take effect April 3, 2007. The other streets and avenues listed hereinabove (3<sup>rd</sup> Street, 6<sup>th</sup> Street, Kingsley Avenue, Lake Drive, Zion Avenue) take effect on November 1, 2007. Parking of any unsaid previously described items must be on the street or avenue immediately adjacent to the property of the owner or with the other property owner's permission. Special permission to park may be granted by the Winsted Police Department. To enforce this Subdivision, the police may mark the tires of such vehicles to determine compliance with this Ordinance. It is a violation of this Ordinance to remove, hinder or alter such markings as the police place on said vehicles or the tires of said vehicles.

Effective January 1, 2021 the following shall apply:

- 1. No recreational vehicle (RV), trailer, boat, camper, bus, commercial vehicle, or any implement of husbandry, attached or unattached to a motor vehicle, shall be parked upon any City street for a continuous period in excess of seventy-two (72) hours.
- 2. Parking of any unsaid previously described items must be on the street or avenue immediately adjacent to the property of the owner or with the other property owner's permission. Special permission to park may be granted by the Winsted Police Department. To enforce this Subdivision, the police may mark the tires of such vehicles to determine compliance with this Ordinance. It is a violation of this Ordinance to remove, hinder or alter such markings as the police place on said vehicles or the tires of said vehicles.

(Ord. 20-03, Sec. 1, 06/16/20)

- I. NO DOUBLE PARKING. No double parking or parking the traveled portion of a roadway is permitted except by emergency personnel.  
(Ord. 94-07, Sec. 5, 10/18/94)
- J. GOVERNMENT MOTOR VEHICLE PARKING. Notwithstanding any other regulation contained in this Municipal Code, any emergency vehicle (including squad cars, fire department vehicles, and ambulances) or any other city-owned motor vehicle may be allowed to park at such places and at such times as the Winsted Chief of Police authorizes in writing.  
(Ord. 17-01, 1/3/17)

502.006. **TRUCK TRAFFIC, TRUCK PARKING, AND TRUCK ZONES AND LOADING ZONES.**

- A. ESTABLISHMENT. The City Council may, by Resolution, establish spaces and streets as loading zones or truck zones. The City shall mark each such zone by appropriate signs.
- B. TRUCK ZONE PROHIBITIONS. During truck zone hours, no person shall stop, stand or park any vehicle except a truck in a truck zone. No person shall stop, stand or park a truck in a truck zone during truck zone hours except to receive or discharge passengers or freight and then only for a period no longer than is necessary for that purpose.
- C. LOADING ZONE PROHIBITIONS. During loading zone hours, no person shall stop, stand or park any vehicle in a loading zone except to receive or discharge passengers or freight and then only for a period no longer than is necessary for that purpose. No person shall occupy a loading zone with a vehicle other than a truck for more than five (5) minutes during such hours.
- D. PROPERTY OWNER INITIATIVE. Any person desiring the establishment of a loading zone or truck zone abutting premises occupied by him shall make written application therefore to the City Council. If the Council grants the request, the City Clerk shall bill the applicant for the estimated costs of placing signs and/or painting the curb. When the amount is paid to the City Clerk, the appropriate signs and painting shall be done by the City.  
(Ord. 94-07, Sec. 6, 10/18/94)

502.007. **TRUCK PARKING AND TRAFFIC, GENERALLY.**

- A. PURPOSE. In accordance with the powers granted in Minnesota Statutes, Chapters 169.87 and 169.34, the City of Winsted, hereby restricts truck traffic to an improved route within the City. This action is to prevent the continued deterioration of streets not designed for such traffic, the potential safety hazards, and the abatement of noise,

odors and other nuisances associated with truck traffic in residential areas and other areas where such traffic may be in conflict with the existing land use.

B. DEFINITIONS. For the purpose of this Ordinance, the following terms will be defined as follows:

1. **TRUCK.** A truck is any motor vehicle that weighs in excess of 10,000 pounds but does not include the following vehicles:
  - (a) garbage trucks,
  - (b) emergency vehicles,
  - (c) public maintenance vehicles,
  - (d) moving vans or vehicles at such times as the same are used to move an individual, family or business and their possessions to or from a residence or business,
  - (e) delivery and construction vehicles that are in route to or from a place of delivery of goods and services or the construction site (but such delivery and construction vehicles must use truck routes when the same are available).
2. **DESIGNATED ROUTE.** Designated route is as shown on the official route map which is attached to this Ordinance and made a part hereof and is the only approved route for truck traffic. Said route map may be amended from time to time by Resolution of the City Council.
3. **DESIGNATED PARKING AREA.** The City Council may designate areas for overnight parking or parking between the hours of 2:00 a.m. and 6:00 a.m. Any such designation shall be attached to this Ordinance. Such attached designated parking area map may be changed from time to time by Resolution of the City Council.

C. TRAFFIC. Truck traffic shall be permitted in the City of Winsted only in designated routes. These routes shall be defined by the official route map. Any truck as herein defined above, not operating on a designated route is in violation of this Ordinance.

D. TRUCK PARKING. Unless otherwise prohibited by Minnesota State Statutes or City Ordinance, truck parking shall be permitted on designated routes, designated parking areas, or commercial or industrial zoned property. There shall be no truck parking on any street between the hours of 2:00 a.m. and 6:00 a.m. Designated parking areas are those designated on the official route map attached hereto.

E. SEMI TRAILER PARKING. No person shall allow a semi trailer to stand or be parked unattached from a tractor unit for any length of time on any street in the City except in an emergency, in order to change tractors. If a semi trailer is attached to a

tractor, the other provisions of this Ordinance shall apply as to when and where a truck may be parked.  
(Ord. 94-07, Sec. 7, 10/18/94)

502.008. **WINTER PARKING.**

- A. It shall be unlawful for any person, company or corporation, to park any kind of vehicle upon any streets of the City of Winsted between the hours of 2:00 a.m. and 6:00 a.m. on any day during the months of January, February, March, November and December of any year.
- B. The City Council hereby delegates authority to the Chief of Police of the City of Winsted who, in turn, can delegate authority to any and all peace officers under his control, the supervisor of the maintenance department and/or any other maintenance department employee, to issue a parking citation to any vehicle which is parked in violation of this Ordinance. Said Chief of Police or any peace officer, the maintenance supervisor or other delegated employees of the maintenance department, may have any vehicle parked in violation of this Ordinance impounded and towed to such garage or other place of safety when the vehicle is parked in violation of this Ordinance. Such vehicle shall not be released until the fees for towing and storage have been paid in addition to any fine imposed for violation of this Ordinance or any other Ordinance.
- C. Penalty. A violation of this winter parking section of the City Code is a petty misdemeanor unless it is committed in a manner and under circumstances so as to endanger any person or property, and in that event, it shall be a misdemeanor. Punishment shall be as prescribed by the Statute of the State of Minnesota for a petty misdemeanor or misdemeanor, as the case may be.  
(Ord. 96-07, 12/03/96)

502.009. **ESTABLISHMENT OF SAFETY ZONES, LANES OF TRAFFIC, ETC.** To assist in the direction and control of traffic, to improve safe driving conditions at any intersection or dangerous location, and to warn pedestrians or drivers of motor vehicle of dangerous conditions or hazards, the Chief of Police may establish safety zones, lanes of traffic, and stop intersections, and said Chief of Police may order installation by the City Maintenance Department of stop signs, yield signs, warning signs, signals, pavement markings or other devices. No regulation may be established on a trunk highway unless the consent of the Commissioner of Transportation is first secured.  
(Ord. 94-07, Sec. 9, 10/18/94)

502.010. **PRIMA FACIE VIOLATION.** The presence of any motor vehicle on any street when standing or parking in violation of this Ordinance is prima facie evidence that the registered owner of the vehicle committed or authorized the commission of the violation.  
(Ord. 94-07, Sec. 9, 10/18/94)

502.011. **EXHIBITION DRIVING PROHIBITED.**

- A. ERRATIC OR EXHIBITION DRIVING. Acceleration without apparent reason and accomplished in such a manner as to cause squealing or screeching sounds by the tires of any motor vehicle, or by the throwing of sand or gravel by the tires of such vehicle, or operating such vehicle in a manner that creates excessive or unnecessary engine or vehicle noise, or driving such vehicle on the lawn or yard of another without the consent of the owner or person in the lawful possession thereof, shall constitute erratic or exhibition driving, which is hereby declared to be a public nuisance and is prohibited within the City of Winsted, Minnesota.
  
- B. EVIDENCE. Any person operating or driving a motor vehicle within the City of Winsted in such manner as to constitute erratic or exhibition driving shall be guilty of a petty misdemeanor and such squealing or screeching sounds emitted by the tires, or the throwing of sand or gravel by the tires, or unnecessary engine or vehicle noise shall be prima facie evidence of erratic or exhibition driving.
  
- C. IMPOUNDMENT. A peace officer may remove a vehicle from a street to a garage or other place of safety, without prior notice if:
  - 1. the vehicle is left unattended and constitutes an obstruction to traffic; or
  - 2. hinders snow removal or street improvement or maintenance operation; or
  - 3. is parked on a marked parade route or has expired registration; or
  - 4. has received three or more parking citations in a 30-day period of time and is in violation of some City Ordinance or State Statute; or
  - 5. the vehicle is parked in violation of any City Ordinance or State Statute.

It shall be the responsibility of the owner or designated person by said owner to pay the tow bill and/or any fines before said vehicle is released by the private towing agency or storage garage.

(Ord. 94-07, Sec. 11, 10/18/94)

- 502.012. **LIQUOR IN RIGHT OF WAY.** No person shall possess any bottle or receptacle containing intoxicating liquor or non-intoxicating malt liquor which has been opened, or the seal broken, or the contents of which have been partially removed, upon any street or highway or right of way, in any business district (as defined in Minnesota Statutes § 169.01, Subd. 39) or any commercial or industrial zone (pursuant to the zones established by the City of Winsted Zoning Ordinance). Street or highway or right of way means the entire width between boundary lines of any way or place when any part thereof is open for the use of the public, as a matter of right, for the purposes of vehicular traffic or pedestrian traffic and therefore, specifically includes all boulevard areas, sidewalk areas and paved street areas within the City of Winsted.

(Ord. 94-07, Sec. 12, 10/18/94)

- 502.013. **POLICE DUTIES.** The Police Department shall enforce the provisions of this Ordinance and the State traffic laws. Police officers are authorized to direct all traffic within the City, either in person or by means of visible or audible signal, in conformity with this Ordinance and the State traffic laws. During a fire or other emergency or to expedite traffic or safeguard pedestrians, Officers of the Police Department may direct traffic as conditions require notwithstanding the provisions of this Ordinance and the state traffic laws. Officers of the Fire Department may direct or assist the police in directing traffic at the scene of a fire or other emergency on the immediate vicinity thereof.  
(Ord. 94-07, Sec. 13, 10/18/94)
- 502.014. **PENALTY.** Any person violating any term and/or condition of this Ordinance is guilty of a Misdemeanor, punishable by such fine and/or days in jail as is prescribed by Minnesota State Statutes for a "Misdemeanor".  
(Ord. 94-07, Sec. 14, 10/18/94)
- 502.015. **REPEAL.** This Ordinance repeals Ordinances No. 85-10, 86-06, 90-04 and any other Ordinances and portions of Ordinances to the extent that they conflict or are inconsistent herewith. In the event there is any conflict with any other City Ordinance, this Ordinance shall control.  
(Ord. 94-07, Section 15, 10/18/94)