

ORDINANCE NO. 1267

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 404 OF THE LANSING CODIFIED ORDINANCES BY ADDING SECTION 404.12 TO PROVIDE FOR THE DECLARATION OF SNOW EMERGENCY DURING AND AFTER WEATHER EVENTS THAT WILL REQUIRE SALTING AND/OR PLOWING OF ROADWAYS; TO PROVIDE FOR HOW NOTICE SHALL BE GIVEN FOR SNOW EMERGENCIES; TO PROHIBIT PARKING IN ROADWAYS DURING DECLARED SNOW EMERGENCIES; AND TO PROVIDE FOR PENALTIES FOR PERSONS PARKING ON THE ROADWAYS DURING DECLARED SNOW EMERGENCIES.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 404 of the Lansing Code of Ordinances of the City of Lansing is hereby amended to add Section 404.12 as follows:

404.12 – PARKING PROHIBITED DURING SNOW EMERGENCIES

WHEN WEATHER EVENTS REQUIRE SALTING AND/OR PLOWING OF SNOW AND ICE FROM THE ROADWAYS TO ENSURE SAFE TRAVEL, SNOW EMERGENCIES WILL BE DECLARED IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION. DURING DECLARED SNOW EMERGENCIES, NO PERSON MAY PARK ANY VEHICLE, OR LEAVE ANY VEHICLE PARKED, UPON ROADWAYS WITHIN THE CITY OF LANSING DESCRIBED BY THIS SECTION.

(A) DECLARATION AND PUBLIC ANNOUNCEMENT OF SNOW EMERGENCY.

THE DIRECTOR OF PUBLIC SERVICE WILL DECLARE A SNOW EMERGENCY WHENEVER A WEATHER EVENT, OR ANTICIPATED WEATHER EVENT, WILL

REQUIRE SALTING AND/OR PLOWING OF SNOW AND ICE FROM THE ROADWAYS IN THE CITY. THE CHIEF OF POLICE SHALL CAUSE EACH DECLARATION OF A SNOW EMERGENCY TO BE PUBLICLY ANNOUNCED BY MEANS OF TELEVISION AND RADIO BROADCASTS AND/OR TELECASTS FROM STATIONS WITH A NORMAL OPERATING RANGE COVERING THE CITY, INCLUDING CABLE TELEVISION FRANCHISEES OPERATING WITHIN THE CITY. THE CHIEF OF POLICE MAY CAUSE SUCH DECLARATION TO BE FURTHER MADE IN A NEWSPAPER OF GENERAL CIRCULATION IF NECESSARY AND FEASIBLE.

(B) THREE LEVELS OF SNOW EMERGENCY.

THERE SHALL BE THREE LEVELS OF SNOW EMERGENCY WHICH MAY BE DECLARED PURSUANT TO THIS SECTION, DEFINED AND DESCRIBED AS FOLLOWS:

- (I) LEVEL 1 – DURING A LEVEL 1 SNOW EMERGENCY, PARKING WILL BE PROHIBITED BETWEEN 2-6 AM IN THE DOWNTOWN, AND DURING ALL HOURS ON SELECT ARTERIAL, NEIGHBORHOOD, AND TRANSIT ROUTE ROADWAYS, WHICH WILL BE NAMED WHEN THE SNOW EMERGENCY IS DECLARED.
- (II) LEVEL 2 – DURING A LEVEL 2 SNOW EMERGENCY, PARKING WILL BE PROHIBITED BETWEEN 2-6 AM IN THE DOWNTOWN, AND DURING ALL HOURS IN THE REST OF THE CITY.
- (III) LEVEL 3 – DURING A LEVEL 3 SNOW EMERGENCY, PARKING WILL BE PROHIBITED 24 HOURS A DAY THROUGHOUT THE CITY.

(C) TERMINATION OF SNOW EMERGENCY AND PARKING PROHIBITION.

ONCE IN EFFECT, THE PROHIBITION ON PARKING IN ROADWAYS SHALL REMAIN IN EFFECT UNTIL TERMINATED BY ANNOUNCEMENT OF THE CHIEF OF POLICE, IN COORDINATION WITH THE DIRECTOR OF PUBLIC SERVICE, BY THE SAME MEANS SET FORTH IN SUBSECTION (A). ADDITIONALLY, A ROADWAY THAT HAS BEEN PLOWED OF SNOW AND ICE, FOR THE ENTIRETY OF THE BLOCK ON BOTH SIDES, AFTER DECLARATION AND ANNOUNCEMENT OF A SNOW EMERGENCY, SHALL BECOME EXCLUDED FROM THE PROHIBITION ON PARKING:

(C) VIOLATIONS AND PENALTIES.

ANY PERSON WHO VIOLATES THIS SECTION WILL BE TICKETED FOR A PARKING VIOLATION AND FINED CONSISTENT WITH THIS CHAPTER. IN ANY PROCEEDING FOR A VIOLATION OF THIS SECTION, PROOF THAT A PARTICULAR INDIVIDUAL WAS THE REGISTERED OWNER OF A PARTICULAR VEHICLE AT THE TIME OF THE VIOLATION SHALL CREATE THE PRESUMPTION THAT THE REGISTERED OWNER WAS THE PERSON WHO PARKED THE VEHICLE IN VIOLATION.

(D) TOWING AND IMPOUNDMENT OF VEHICLES PARKED IN ROADWAY DURING SNOW EMERGENCY.

ANY VEHICLE PARKED OR LEFT ON ANY CITY ROADWAY IN VIOLATION OF THIS SECTION CONSTITUTES A PUBLIC HAZARD AND AN OBSTRUCTION OF TRAFFIC AND MAY BE TOWED AND IMPOUNDED IMMEDIATELY. NO PERSON MAY RECOVER ANY IMPOUNDED VEHICLE WITHOUT FIRST PAYING THE COST OF REMOVAL AND STORAGE, NOTWITHSTANDING, AND APART FROM, ANY FINE WHICH MAY ALSO BE IMPOSED FOR VIOLATION OF THIS CHAPTER.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed in their entirety and shall be null and void and of no effect.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council, and pursuant to Section 3-307 of the City Charter, this Chapter shall expire December 31, 2029.