



## CITY OF MARSHALL AGENDA ITEM REPORT

<b>Presenter:</b>	Jason Anderson
<b>Meeting Date:</b>	Tuesday, April 25, 2023
<b>Category:</b>	NEW BUSINESS
<b>Type:</b>	ACTION
<b>Subject:</b>	Consider Amendment to Sec. 74-122 regarding Snow Emergency Declaration
<b>Background Information:</b>	Please see attached proposed amendments Sec. 74-122, Item 2, relating to snow emergency declaration. At the L&O Committee meeting on 04/04/2023, all voted in favor on the recommendation the amendment be brought to the City Council.
<b>Fiscal Impact:</b>	None.
<b>Alternative/ Variations:</b>	No alternative actions recommended.
<b>Recommendations:</b>	that the City Council introduce the attached ordinance amending Sec. 74-122 of the City Code of Ordinances.

ORDINANCE NO. 23-\_\_\_\_\_

ORDINANCE AMENDING  
MARSHALL CITY CODE OF ORDINANCES – CHAPTER 74, ARTICLE 74-V  
SECTION 74-122 RELATING TO WEATHER EMERGENCY, SNOW EMERGENCY,  
STREET REPAIR AND STREET CLEANING

The Common Council of the City of Marshall does ordain as follows:

Section 1: City Code of Ordinances, Chapter 74-Traffic and Vehicles, Article 74-V Stopping, Standing and Parking, is hereby amended in Section 74-122, Item 2 as follows:

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**Section 74-122 Weather Emergency, Snow Emergency, Street Repair And Street Cleaning**

1. *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

*Designated official* shall be the director of public works, street superintendent, or director of public safety.

*Emergency* means a condition created on city streets because of the presence of snow, freezing rain, sleet, ice or snow drifts thereon, or other natural phenomenon which create or are likely to create hazardous road conditions or impede or are likely to impede the free movement of fire, health, police, emergency or other vehicular traffic when such emergency has been duly declared by a designated official.

2. *Snow removal.* After or during the fall of snow on any day between November 1 and April 1, a designated official is authorized to declare in writing a snow removal emergency which shall be announced by radio broadcast as soon as possible on the local radio stations. Thereafter, at 12:00 midnight-12:01 p.m. following such broadcast, all vehicles shall be removed from all city streets or streets in the city so designated in such declaration. Such snow removal emergency shall end at the expiration of a 48-hour period unless the emergency shall be renewed and be announced by a designated official.
  3. *Unlawful acts.*
    1. It is unlawful for any person to park a vehicle or permit a vehicle to remain parked in violation of subsection (b).
    2. It is unlawful for any person to park a vehicle or permit a vehicle to remain parked on any street at such times as any other emergency may exist or during such times as street cleaning or street repair operations are taking place, provided that a designated official shall have caused appropriate signs to be placed on such streets at least 12 hours prior to the time of such cleaning or repairing operations.
    3. The act of parking or permitting a vehicle to remain parked on any street contrary to the prohibitions of this section constitutes the violation notwithstanding the progress of street maintenance operations.
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Section 2: This Ordinance shall take effect after its passage and summary publication.

Passed and adopted by the Common Council this \_\_\_\_ day of \_\_\_\_\_, 2023.

THE COMMON COUNCIL

ATTEST:

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Mayor of the City of Marshall, MN

\_\_\_\_\_  
City Clerk

Ordinance Introduced on: April 25, 2023

Final Passage on: May 9, 2023

Ordinance Published in the Marshall Independent: \_\_\_\_\_