

## ORDINANCE 252

### AN ORDINANCE REGULATING PARKING AND STORAGE OF VEHICLES ON CITY STREETS OR CITY PROPERTY WITHIN THE CITY OF DETROIT AND REPEALING ORDINANCE NO. 37 AND ORDINANCE NO. 53 IN ENTIRETY

#### THE CITY OF DETROIT, OREGON, ORDAINS AS FOLLOWS:

**SECTION 1 – Definitions.** For the purposes of this ordinance, the following definitions shall be used:

1. Vehicle means a car, truck, RV, ATV, boat, trailer, and other means of transportation.
2. Abandoned Vehicle means a car, truck, RV, ATV, boat, trailer, and other means of transportation, whether in working condition, disrepair, or inoperable, left on city property or city streets for more than 72 consecutive hours.
3. Ordinance No. 207 refers to City of Detroit Ordinance No. 207-An Ordinance Providing For Enforcement Of City Ordinances.

**SECTION 2** – It shall be illegal to park or store a vehicle on streets or property of the City when said vehicle is parked or stored in a manner causing obstruction and hazard to traffic and the orderly and proper clearing of snow from the City streets or property, and

**SECTION 2 (A)** – It shall be illegal to park vehicles on Oregon Highway 22 between 50 feet West of the westerly leg of Breitenbush Road intersection and Santiam Avenue, and all city streets and street intersections within the city limits, when said vehicle or vehicles are parked in a manner causing an obstruction and hazard to traffic and the orderly flow of traffic.

**SECTION 3** – In addition to the areas where parking is prohibited by state motor vehicle laws, parking shall be limited to 72 consecutive hours on all city streets and city right-of-way, leaving a minimum of three (3) feet clearance on each side of private driveways.

**SECTION 4** – It shall be illegal to abandon a vehicle on city streets or property. Vehicles parked longer than 72 consecutive hours shall be declared abandoned.

**SECTION 5** – The Owner of a vehicle found in violation of Section 1 through 4 of this Ordinance commits an infraction and shall be ticketed consistent with the procedures and penalties of the City of Detroit Ordinance No. 207.

**SECTION 5 (A)** – A vehicle determined by the city to be in violation of Sections 1 through 4 of this Ordinance may be removed and impounded by order of the City Recorder, provided a 72 hour tow notice is posted on the vehicle and owner has been notified of violation in writing, verbally, or by telephone, text or email. In case of an emergency or urgent situation caused by the unlawful location of the vehicle, the City Recorder shall have the vehicle removed immediately.

**SECTION 6** – An owner may claim and recover a city-impounded vehicle by showing documented identification and paying assessed fines plus cost of removal and cost of storage to the City Recorder. Vehicles not claimed within thirty days from date of impoundment may be sold by the City of Detroit to recover amount of fine, cost of removal, and cost of storage. Vehicles or parts thereof considered not saleable, and not claimed within thirty days from date of impoundment, may be disposed of by dumping. An owner or his representative who removes an impounded vehicle without written and signed permission from the City Recorder will be prosecuted for such violation.

**SECTION 7** – The City of Detroit shall not be liable for damages to any vehicle that may occur during removal for impoundment, the period of impoundment, or recovery therefrom. The City of Detroit shall not be liable for damages to any vehicles held in violation of Sections 1 through 4 of this Ordinance when said damages result from removal, plowing, or clearing snow from city streets or city property.

**SECTION 8 – Emergency Clause.** Whereas improperly parked vehicles create a hazard and obstruction to normal and emergency traffic, and to the orderly and proper plowing, clearing and removal of snow from the streets and property of the City of Detroit, an emergency is hereby declared to exist, and this ordinance shall be in effect immediately upon passage.

**Passed by the Common Council of the City of Detroit, Oregon, this 10th day of October, 2017.**

Aye \_\_\_ Nay \_\_\_ Abstain \_\_\_ Absent \_\_\_

Signed:

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*James Trett, Mayor*

Attest:

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*Christine Pavoni, City Recorder*

Approved as to form:

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*Wallace W. Lien, City Attorney*