

ORDINANCE NO. 362

AN ORDINANCE RESTRICTING THE PARKING OF HEAVY VEHICLES WITHIN THE CITY LIMITS OF THE CITY OF BEULAH, MERCER COUNTY, NORTH DAKOTA

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEULAH, MERCER COUNTY, NORTH DAKOTA, AS FOLLOWS:

PARKING OF HEAVY VEHICLES REGULATED

1. It is unlawful for any person to park or leave standing on any public street, avenue, or alley, within the City Limits of the City of Beulah, except as otherwise provided below, any semi-tractors, semi-trailers, or tandem axle trucks. The foregoing motor vehicles, and semi-trailers may park on a public street or avenue within the City Limits of the City of Beulah, for the purpose of delivery and if being actively loaded or unloaded. The City of Beulah may waive the above restrictions of this ordinance for motor vehicles and/or semi-trailers used in construction, street repair, or other appropriate temporary circumstances.

The above referenced motor vehicles and/or semi-trailers may be parked or left standing on the following public streets, avenues, alleys, or property:

- a) Frontage road paralleling Highway #49 from 9th Street to 19th Street;
- b) Commercial area north of Front Street paralleling the railroad tracks;
- c) City owned property consisting of a 67' x 325' parcel located adjacent to the Dakota Farms Inn Parking Lot;

2. SEVERABILITY. All ordinances or parts of ordinances in conflict herewith, are hereby rescinded and repealed. If any section, sentence, clause, or phrase of this ordinance is for any

reason held to be invalid or unconstitutional by the decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

3. PENALTY Any person who violated this ordinance shall pay a fine in the amount of Fifty Dollars (\$50.00) for a first violation of this Ordinance. Any person who commits the second violation of this ordinance shall be fined the amount of One Hundred Dollars (\$100.00). Any and all subsequent violations shall be deemed an offense subject to the maximum penalty of thirty (30) days incarceration, a fine not to exceed One Thousand Dollars (\$1,000.00), or both.

4. EFFECTIVE DATE. This ordinance shall take effect following final passage, adoption, and publication of the penalty provision.

Dated this 7th day of October, 2002.


GARY E. ALLARD, Mayor

ATTEST:


LINDA A. WIEDRICH, City Auditor

Introduction and First Reading: September 16, 2002

Second Reading: October 7, 2002

Publication Date: October 10, 2002

Final Passage: October 10, 2002