



City of Grand Island

Tuesday, February 10, 2009

Council Session

Item F1

#9204 - Consideration of Amendments to Chapter 22 of the Grand Island City Code Relative to Motor Vehicles and Traffic

Staff Contact: Steve Riehle, City Engineer/Public Works Director

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: February 10, 2009

Subject: Consideration of Amendments to Chapter 22 of the Grand Island City Code Relative to Motor Vehicles and Traffic

Item #'s: F-1

Presenter(s): Steven P. Riehle, Public Works Director

Background

The Mayor, City Council and City Administration established a goal of revising the Grand Island City Code. The proposed revisions to chapter 22 of the City Code have been drafted for City Council consideration.

Discussion

The changes and additions that are being proposed to Chapter 22 are as follows:

- Section 22-78, Color Legend, is being revised to allow yellow plastic markings or appropriate signs to indicate the boundaries of safety zones and no parking zones.
- Section 22-82, Loading Zones, will require appropriately placing loading zone signs.
- Section 22-86, Parking Near Intersections, states it shall be unlawful to park or stop a vehicle on a sidewalk, within an intersection, or on a crosswalk for any reason.
- Section 22-88, Parking Near Fire Hydrants, will change parking within ten feet of fire hydrant to fifteen feet.
- Section 22-113, Emergency Snow Routes, correct Ordinance No. from 8780, effective 11.27.2002 to 9087, effective 11.8.2006.
- Section 22-114, Snow Alert/Emergency; Parking Prohibition, addition of “emergency” wording in connection with alert and changing one inch depth of snow to two inches depth, with no vehicles being parked on the snow emergency routes.

- Section 22-115, Parking on Residential Streets, adding the word “emergency” in connection with alert.
- Section 22-116, Vehicles on Snow Emergency Routes, to allow for a reasonable amount of time for a stranded/stuck vehicle to be removed from a snow emergency route.
- Section 22-117, Snow Alert/Emergency; Notice, adding the word “emergency” in connection with alert and noting a designated representative may declare the prohibition terminated.
- Section 22-118, Temporary Provisions; Precedence, adding the word “emergency” in connection with alert.
- Section 22-119, Removal of Stalled or Parked Vehicles, removing the maximum fee wording of \$3 for each twenty-four hour period – this is listed in the fee schedule and subject to change yearly.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the changes to Chapter 22 of the City Code.

Sample Motion

Move to approve Ordinance 9204 revising code sections in Chapter 22 of the Grand Island City Code.

ORDINANCE NO. 9204

An ordinance to amend Chapter 22 of the Grand Island City Code; to amend Section 22-78 pertaining to Color Legend, Section 22-82 pertaining to Loading Zones, Section 22-86 pertaining to Parking Near Intersections, Section 22-88 pertaining to Parking Near Fire Hydrants, Section 22-113 pertaining to Snow Emergency Routes, Section 22-114 pertaining to Snow Alert/Emergency; Parking Prohibition, Section 22-115 pertaining to Parking on Residential Streets, Section 22-116 pertaining to Vehicles on Snow Emergency Routes, Section 22-117 pertaining to Snow Alert/Emergency; Notice, Section 22-118 pertaining to Temporary Provisions; Precedence and Section 22-119 pertaining to Removal of Stalled or Parked Vehicles; to repeal Sections 22-78, 22-82, 22-86, 22-88, 22-113, 22-114, 22-115, 22-116, 22-117, 22-118 and 22-119 as now existing, and any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. Section 22-78, 22-82, 22-86, 22-88, 22-113, 22-114, 22-115, 22-116, 22-117, 22-118 and 22-119 of the Grand Island City Code is hereby amended to read as follows:

§22-78. Color Legend

(1) The use of yellow paint upon the curb of any street shall indicate obstructions such as traffic islands within the traveled way. Yellow paint or yellow plastic markings or appropriate signs shall also be used to indicate the boundaries of safety zones and no parking zones.

(2) The use of yellow paint upon the curb of any street in conjunction with appropriate signs shall designate fifteen minute parking zones or loading zones.

(3) The use of white paint or white plastic markings upon the surface of the street shall indicate pedestrian lanes, traffic lanes, and parking spaces.

(4) The use of blue paint upon the curb of any street or the paved portion of any parking space shall indicate that such space has been set aside as a handicapped parking space.

(5) The use of green paint upon the curb of any street in conjunction with appropriate signs shall indicate that such space has been set aside as an express zone parking space.

ORDINANCE NO. 9204 (Cont.)

§22-82. Loading Zones

It shall be unlawful for the driver of any vehicle to stop, park, or leave such vehicle standing at any designated loading or unloading zone for a period of time longer than twenty minutes, except when necessary for the expeditious loading or unloading of passengers, merchandise, or materials.

The Street Division shall designate such loading and unloading zones by causing the curb to be painted yellow, and shall either paint on such curb or sidewalk above it the words, "Loading Zone," or shall appropriately place loading zone signs.

§22-86. Parking Near Intersections

It shall be unlawful for any person to park or leave standing any vehicle, for any purpose whatever or for any period of time whatever, within twenty feet of any street intersection, or on a sidewalk, or within an intersection, or on a crosswalk, or within 30 feet of any flashing signal, stop sign, yield sign or other traffic control device located at the side of the roadway, or within 20 feet of a crosswalk at an intersection.

§22-88. Parking Near Fire Hydrants

It shall be unlawful for any person to park or leave standing any vehicle, for any purpose whatever or for any period of time whatever, within fifteen feet of a fire hydrant.

Division 4. Regulations to Facilitate Snow Removal

§22-113. Snow Emergency Routes

The streets described below are hereby declared to be snow emergency routes in the City of Grand Island, Nebraska. Appropriate signs or other traffic control devices shall be installed indicating the existence of such snow emergency routes. A designation of any street, avenue, road, or highway, or portion thereof, as a snow emergency route shall in no way affect designation of that street, avenue, road or highway for any other purpose.

Anna Street between Blaine Street and South Locust Street;
Adams Street between Stolley Park Road and Anna Street;
Bismark Road between Locust Street and the east City Limits;
Blaine Street between U.S. Hwy 34 and Third Street;
Broadwell Avenue between Anna Street and north City Limits;
Cannon Road between North Road and Viking Road;
Capital Avenue between Engleman Road and Shady Bend Road;
Cherry Street between Bismark Road and Sutherland Street;
College Street between Broadwell Avenue and Webb Road;
Custer Avenue between Third Street and Capital Avenue;
Darr Avenue between Faidley Avenue and Seventh Street;
Diers Avenue between the dead end south of Richmond Circle and Capital Avenue;
Eddy Street between Anna Street and State Street;
Eighteenth Street between the Burlington Northern and Santa Fe Railroad and St. Paul Road;

ORDINANCE NO. 9204 (Cont.)

Faidley Avenue between Diers Avenue and Broadwell Avenue;
First Street between Greenwich and Plum Street;
Fonner Park Road between Stuhr Road and 320 feet west of Sylvan Street;
Fourth Street between Broadwell Avenue and Sky Park Road;
Greenwich Street between First Street and Second Street;
Harrison Street between Stolley Park Road and Anna Street;
Howard Avenue between Faidley Avenue and Tenth Street;
Husker Highway between U.S. Highway 30 and U.S. Highway 281;
Independence Avenue between Manchester Road and Highway No. 2;
Koenig Street between Blaine Street and Vine Street;
Lafayette Avenue between State Street and Capital Avenue;
Lincoln Street between Anna Street and 13th Street/Broadwell Avenue;
Manchester Road between Viking Road and Engleman Road;
New U.S. Highway No. 30 between the West City Limits and Second Street;
North Front Street between Webb Road and Broadwell Avenue;
North Road between the Husker Highway and Highway No. 2;
Old Highway No. 2 between North Broadwell and Highway No. 281;
Old Potash Hwy between West City Limits and Custer Avenue;
Old U.S. Hwy 30 between the west City Limits and New U.S. Hwy 30 Overpass;
Pine Street between the Union Pacific Railroad and First Street;
Pioneer Boulevard between Blaine Street and Stolley Park Road;
Pleasant View Drive between Bismark Road and Fonner Park Road;
Plum Street between Sutherland Street and Second Street;
Riverside Drive between Stagecoach Road and Stolley Park Road;
St. Paul Road between Fourth Street and Capital Avenue;
Second Street between Garfield Street and Plum Street;
Second Street between Webb Road and Garfield Street;
Seedling Mile Road between Stuhr Road and the east City Limits;
Seventeenth Street between Sycamore Street and the Burlington Northern and Santa Fe Railroad;
Shady Bend Road between the south city limits and Airport Road;
Sky Park Road between Fourth Street and White Cloud Road;
South Front Street between Vine Street and Walnut Street;
South Locust Street between Walnut Street and south City Limits;
Stagecoach Road between Blaine Street and Locust Street;
State Street between 17th Street and North Road;
Stoeger Drive between Seventh Street and Baumann Drive;
Stolley Park Road between the west and east City Limits;
Stuhr Road between Fonner Park Road and U.S. Hwy 30;
Sutherland Street between Cherry Street and Plum Street;
Sycamore Street between First Street and Capital Avenue;
Tenth Street between Broadwell Avenue and St. Paul Road;
Third Street between Blaine Street and Walnut Street;
U.S. Hwy 30 between Plum Street and the east City Limits;
U.S. Hwy 34 between the west and east City Limits;

ORDINANCE NO. 9204 (Cont.)

U.S. Hwy 281 between the north and south City Limits;
Vine Street between Fonner Park Road and South Front Street;
Walnut Street between Fourth Street and South Locust Street;
Webb Road between U.S. Hwy 281 south and North City Limits;
Wheeler Street between Fourth Street and Capital Avenue;
13th Street between Engleman Road and Eddy Street;
17th Street between Walnut Street and Sycamore Street.

Amended by Ordinance No. 9087, effective 11-8-2006

§22-114. Snow Alert/Emergency; Parking Prohibition

Whenever the mayor or their designated representative, shall find, on the basis of falling snow, sleet, or freezing rain, or on the basis of an official forecast by the U.S. Weather Bureau predicting snow accumulation, sleet, or freezing rain, that such weather conditions will make it necessary that motor vehicle traffic be expedited, they may declare a snow alert/emergency. Such declaration of a snow alert/emergency shall state the time that said alert/emergency will be in effect. During such snow alert/emergency all parking of vehicles on snow emergency routes shall be prohibited. The prohibition imposed under this section shall remain in effect until snow or threat of snow as indicated by the U.S. Weather Bureau has passed and the emergency snow route cleared, or until the formal declaration of a snow alert/emergency has been terminated by the mayor or said designated representative.

§22-115. Parking on Residential Streets

Whenever during a snow alert/emergency the mayor shall determine that conditions make it necessary that parking on local and residential streets should be prohibited or restricted for snow plowing and other purposes, the mayor may put into effect a parking prohibition on parts of or on all local and residential streets by declaring that parking be prohibited on one side of the local and residential streets, designating either the odd or even address numbered side, at their discretion. In such declaration, the mayor shall state the date and time on which such parking prohibition shall take effect. The prohibition shall remain in effect until terminated by announcement by the mayor, who may then declare that there shall be in effect a parking prohibition on the opposite side of those local and residential streets designated above, which prohibition shall remain in effect until terminated by announcement of the mayor. While the prohibition is in effect, no person shall park or allow to remain parked any vehicle on any side of a street whereon parking is prohibited.

§22-116. Vehicles on Snow Emergency Routes

Whenever a motor vehicle becomes stalled for any reason, on any snow emergency route on which there is a parking prohibition in effect, the person operating such vehicle shall take immediate action to have the vehicle towed or pushed off the roadway of such snow emergency route, either onto the nearest cross street which is not a snow emergency route, or other appropriate location. No person shall abandon or leave a vehicle in the roadway of a snow emergency route, except for the purpose of securing assistance during the actual time necessary to go to a nearby telephone or to a nearby garage, gasoline station, or other place of assistance and return without delay.

ORDINANCE NO. 9204 (Cont.)

§22-117. Snow Alert/Emergency; Notice

The mayor or their designated representative shall cause each declaration of a snow alert/emergency made pursuant to this chapter, to be publicly announced by means of broadcast or telecast from broadcasting stations with a normal operating range covering the city, and may cause such declaration to be further announced in newspapers of general circulation when feasible. Each announcement shall describe the action taken, including the time it became or will become effective, and shall specify the streets or areas affected

When the conditions which gave rise to a parking prohibition placed in effect pursuant to the provisions of this chapter no longer exist, the mayor or their designated representative may declare the prohibition terminated, in whole or in part, effective immediately upon announcement or at a later specified time.

§22-118. Temporary Provisions; Precedence

Any provision of this chapter which becomes effective by declaration of the mayor or their designated representative upon the occurrence of a snow alert/emergency, takes precedence over other conflicting provisions of law while in effect, except that it shall not take precedence over provisions of law relating to traffic accidents, emergency travel of authorized emergency vehicles, or emergency traffic directions by a police officer.

§22-119. Removal of Stalled or Parked Vehicles

(1) Members of the police department are hereby authorized to remove or have removed a vehicle from a street to another place or location on a street or to a lot, garage, storage yard, or other similar facility designated by the police department when:

(A) The vehicles on a snow emergency route are in violation of this division.

(B) The vehicle is stalled on a snow emergency route on which there is a parking prohibition in effect and the person who is operating said vehicle does not appear to be removing it in accordance with the provisions of this chapter.

(C) The vehicle is parked on any street in violation of this division.

(2) Such vehicle removal may be made by towing to the city automobile pound, pursuant to the provisions of Chapter 22, Article IV, Division 3, of this Code, or the police department may cause such vehicles to be removed to a private lot, garage, storage yard, or other similar facility; and any such vehicle shall not be released therefrom except upon payment by the owner of the vehicle to the person or persons in charge of the lot, garage, storage yard, or other similar facility for the cost of towing, and the cost of storage, at the appropriate charges as listed in the most current fee schedule, during which time the vehicle remains stored, and a receipt for such fees shall be issued to the owner of the vehicle.

(3) It shall be the duty of the person or persons in charge of the lot, garage, storage yard, or other similar facility designated by the police department to keep a record of the name of the owner of all vehicles towed in under the provisions hereof, together with the registration number of each vehicle, and the nature and circumstances of each violation, and the amount of fees collected hereunder, and to deliver a report of each day's transactions to the chief of police not later than one day following the day for which the report is made.

ORDINANCE NO. 9204 (Cont.)

SECTION 2. Section 22-78, 22-82, 22-86, 22-88, 22-113, 22-114, 22-115, 22-116, 22-117, 22-118 and 22-119 as now existing, and any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: February 10, 2009.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk