

**TOWN OF MORGANTOWN, INDIANA**

**ORDINANCE 2018-13**

**WEATHER EXCEPTION PARKING ORDINANCE**

**AN ORDINANCE TO ESTABLISH WEATHER EXCEPTION PARKING CONDITIONS WITHIN THE TOWN OF MORGANTOWN, INDIANA:**

**WHEREAS**, pursuant to Indiana Code Section 36-9-2-5, the Town of Morgantown, Indiana (“Morgantown”), by action of its Town Council (the “Council”), may establish, vacate, maintain, and operate public ways, which include highways, streets avenues, boulevards, roads, lanes and alleys;

**WHEREAS**, snow and ice on Morgantown public streets are a potential threat to the health, safety and general welfare of the public;

**WHEREAS**, the Town arranges for its employees and agents to remove snow and ice from and treat Town streets to make them safer and more convenient for travel;

**WHEREAS**, vehicles parked on certain Morgantown public streets hinder the timely, safe, and efficient removal of ice and snow by the Morgantown Street Department;

**WHEREAS**, the Council, deems it appropriate to establish weather related parking exceptions to clear certain Morgantown public streets of vehicles at times when they may interfere with efforts to remove snow and ice from and treat Town streets.

**ACCORDINGLY, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MORGANTOWN, INDIANA, AS FOLLOWS:**

**SECTION 1. WEATHER RELATED PARKING EXCEPTION.** When, in the opinion of the Morgantown Operations Manager and the Morgantown Town Marshal, or their designated representatives, the actual or predicted accumulation of snow (which shall include freezing, ice, or sleet) may create hazardous or dangerous roadway conditions for vehicular or pedestrian traffic, the Morgantown Operations Manager and/or the Morgantown Town Marshal shall have the authority to declare a “Weather Related Parking Exception.”

**SECTION 2. AFFECTED STREETS.** The only Morgantown streets, and sections of streets, to which the Weather Related Parking Exception applies are:

- a. All of Park Street;
- b. All of Morton Street;
- c. All of South Church Street from Washington Street to State Road 135;
- d. South Marion Street from State Road 135 to Pike Street;
- e. Pike Street from Marion Street to Grant Street

(the “Affected Streets”)

**SECTION 3. NOTICE OF EXCEPTION.** Notice of a Weather Related Parking Exception shall be provided by posting notices on signs located along the Affected Streets. A Weather Related Parking Exception, once declared, shall remain in effect until all signs along the Affected Streets are removed.

**SECTION 4. PARKING RESTRICTIONS DURING A WEATHER RELATED PARKING EXCEPTION.** Upon a Weather Related Parking Exception being declared, and continuously until it is cancelled, as described in Section 3 of this Ordinance, parking shall be prohibited on the Affected Streets. However, no vehicles will be removed from the Affected Streets prior to 8 hours after the issuance of the Weather Related Parking Exception.

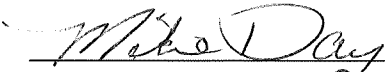
**SECTION 5. NOTICE OF ABSENCE.** Persons residing along the Affected Streets, who may be away for a sustained period, such as for vacation or holiday travel, may place on file with the Town contact information for a local contact person. In the event of a Weather Related Parking Exception, the Town will endeavor to notify the contact person that a vehicle must be moved. That notice, however, would be only a courtesy and not a condition of enforcing this Ordinance or removing a vehicle from the Affected Streets. **THE TOWN SHALL HAVE NO OBLIGATION TO DIRECTLY CONTACT ANYONE PRIOR TO ENFORCING THIS ORDINANCE.** Contact information must be submitted to the Town’s Utility Billing Clerk and must clearly identify and provide a current phone number for the contact person.

**SECTION 5. REMOVAL AND IMPOUNDMENT OF VEHICLES.** The Morgantown Police Department is authorized to remove or have removed, at the owner’s expense, any vehicle parked on any part of an Affected Street during a Weather Related Parking Exception.

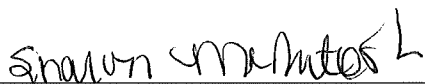
This Ordinance shall be in full force and effect from and after its publication and upon appropriate signs, referencing the Weather Parking Exception, being erected on the Affected Streets.

Introduced and adopted, by affirmative vote of the Town Council of the Town of Morgantown, at its regular meeting on the 10<sup>th</sup> day of December, 2018.

Adopted, upon suspension of rules, on second and final reading, by affirmative vote of the Town Council of the Town of Morgantown, on the 10<sup>th</sup> day of December, 2018.

  
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Mike Day, President  
Morgantown Town Council

Attest:

  
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Sharon McIntosh, Clerk Treasurer