

AGENDA
PLANNING COMMISSION
THURSDAY, AUGUST 17, 2023, 6:30pm
COURTLAND CITY HALL
329 MAIN STREET

Call to Order

Approval of Minutes

Visitors

Unfinished Business

New Business

Amending Chapter IV, Part 3 Parking Regulations

Adjournment

Mission of the City of Courtland

We envision Courtland as a city with managed growth, which offers a high quality of life for individuals, families and businesses at an affordable cost.

Planning Commission Minutes

Regular Meeting

July 20, 2023

Present: Commissioner Chair Ed Mages
Commissioner Julie Holm
Commissioner Greg Juberien
Commissioner Natasha Goblirsch
Commissioner Al Poehler

Absent:

Visitors: NONE

The regular scheduled Planning Commission meeting was opened by Commissioner Chair Mages on July 20, 2023 at 6:30 p.m. in the Courtland City Council Chambers.

APPROVAL OF MINUTES.

Goblirsch made a motion to approve the minutes from the June 15, 2023 Planning Commission meeting. Juberien seconded the motion. The motion carried with all in favor.

Commissioners discussed parking ordinance amendment using gathered information Commissioner Holm pulled together from several other cities. Holm will forward city attorney to have a draft made to work with next month.

Poehler made motion to adjourn. Juberien seconded the motion. Motion carried with all in favor.

Meeting adjourned at 7:00p.m.

Respectfully submitted,

Ed Mages, Chair

Julie Holm, City Clerk

**ORDINANCE 23-104
CITY OF COURTLAND
NICOLLET COUNTY, MINNESOTA**

**An Ordinance Amending Part 3 of Chapter IV of the City Code of the City of Courtland
Relative to Parking Regulations**

403.01. Parking; Snow Removal Periods and Street Cleaning

Subdivision 1. Definitions. For purposes of this Part 3, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

1. **Snow Removal Period.** That period commencing any time snow accumulates on the ground in excess of three inches, or when the property city official designated by the City Council directs the proper city personnel to place signs clearly posted on any street, or when public notice has broadcast, and terminating on those streets on which snow has been removed if the removal has been completed in a period of time less than three days, and in any event shall terminate after three-days' time.
2. **Street.** Includes any streets, avenues, alleys or other public ways in the City of Courtland.
3. **Vehicle.** Includes all motor vehicles, trailers of all kinds, and contrivances of any kind being moved on wheels, and any non-wheeled object or apparatus located on the any Street.

Subdivision 2. Parking During Snow Removal Period.

No person except emergency vehicles or private vehicles belonging to first responders, on emergency calls, shall park any vehicle on any Street during a Snow Removal Period on any even-number day of the month on that side of the street bearing even - numbered street addresses; on odd-numbered days of the month on the side of the street bearing odd-numbered street addresses. Each day shall be determined to commence at 4:00 a.m. and shall terminate at 7:00 p.m; and on the side of any street for which signs have been posted by authorized city agents under authority of the City Council designating "No Parking" by reason of snow removal operations, which parking rule shall begin 30 minutes after signs are posted and shall terminate when snow removal is complete and in no event, after three -days' time.

403.02. Towing Authority.

For purposes of this section, "Towing Authority" means the City of Courtland, as authorized by Minn. Stat. § 169.04, as amended from time to time, and a private towing company authorized by the City of Courtland. The City of Courtland by the City Council may appoint such elected officers, appointed officials and/or city employees as the parking enforcement officer for the City of Courtland authorized to enforce the provisions of this Part 3, including the issuing of citations, towing reports and engaging the private towing company to remove any offending Vehicles.

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403.03. Towing Order Required.

A towing authority may not tow a motor vehicle from public property unless a peace officer or parking enforcement officer has prepared, in addition to the parking citation (which need not carry a fine), a written towing report describing the motor vehicle and the reasons for towing. The report must be signed by the officer and the tow driver.

403.04. Four-Hour Waiting Period.

In enforcing state and local parking and traffic laws, a towing authority may not tow, or allow or require the towing of, a motor vehicle from public property for a parking or traffic violation until four hours after issuance of the traffic ticket or citation, except as provided in §403.05.

403.05. Towing Allowed.

A towing authority may tow a motor vehicle without regard to the four-hour waiting period if:

1. The vehicle is parked in violation for snow emergency regulations or § 403.01 hereof; and has received a warning no less than 24 hours prior to the time of the tow;
2. The vehicle is blocking a driveway, alley or fire hydrant;
3. The vehicle is parked within 30 feet of a stop sign and visually blocking the stop sign;
4. The vehicle is parked in a disability transfer zone or disability parking space without a disability parking certificate or disability license plates;
5. The vehicle is parked in an area that has been posted for temporary restricted parking at least 12 hours in advance;
6. The vehicle is parked within the right-of-way of a controlled-access highway or within the traveled portion of a public street when travel is allowed there;
7. The vehicle is unlawfully parked in a zone that is restricted by posted signs to use by fire, police, public safety or emergency vehicles;
8. A law enforcement official has probable cause to believe that the vehicle is stolen, or that the vehicle constitutes or contains evidence of a crime and impoundment is reasonably necessary to obtain or preserve the evidence;
9. The driver, operator or person in physical control of the vehicle is taken into custody and the vehicle is impounded for safekeeping;
10. A law enforcement official has probably cause to believe that the owner, operator, or person in physical control of the vehicle has failed to respond to five or more citations for parking or traffic violations;

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11. The vehicle is unlawfully parked and prevents egress by a lawfully parked vehicle;
12. The vehicle is junk, abandoned, or is otherwise an unauthorized vehicle as defined in Minn. Stat. § 168B.011 and is subject to immediate removal under Chapter 168B of Minnesota Statutes.

403.06. Private Property.

This section does not restrict the authority of the owner of private property to authorize the towing of a motor vehicle unlawfully parked on the private property.

403.07. Damages.

The owner or driver of a motor vehicle towed in violation of this section is entitled to recover from the towing authority the greater of \$100.00 or two times the actual damages sustained as a result of a the violation, whichever is the lesser amount. Damages recoverable under this subdivision include but are not limited to costs of recovering the vehicle, including time spent and transportation costs.