

CHAPTER 10.14
SNOW EMERGENCY - TOWING UNAUTHORIZED VEHICLES

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10.14.010 Definitions: The following definitions shall apply in the interpretation and enforcement of this chapter:

- A. "Municipal Services Director" is the Municipal Services Director or his or her designee.
- B. "Park" means to set and leave, unattended, a motor vehicle on a public right-of-way. The definition includes an unattended stalled motor vehicle or an unattended motor vehicle mired in snow or an unattended motor vehicle unable to move because of sleet or ice. (Ord. 1223, 1986)

10.14.020 Parking Prohibition - Duration:

- A. Whenever the Municipal Services Director finds, on the basis of falling snow, sleet, or freezing rain, or on the basis of a forecast by the U.S. Weather Bureau of snow, sleet, or freezing rain, that weather conditions will make it necessary that motor vehicle traffic be expedited and that parking on city streets be prohibited or restricted for snow plowing and other purposes, the Municipal Services Director shall put into effect a parking prohibition on parts of or all streets as necessary by declaring it in a manner prescribed by this chapter.
- B. Once in effect, a prohibition under this section shall remain in effect until terminated by announcement of the Municipal Services Director in accordance with this chapter, except that any street area which has become substantially clear of snow and ice from curb to curb for the entire length of the block shall be automatically excluded therefrom. While the prohibition is in effect, no person shall park or allow to remain parked any vehicle on any portion of a street to which it applies. However, nothing in this section shall be construed to permit parking at any time or place where it is prohibited by any other provision of law. (Ord. 1223, 1986)

10.14.030 Parking Prohibition - Announcement of Declaration Required:

- A. The Municipal Services Director shall cause each declaration made by him or her pursuant to this chapter to be publicly announced by means of radio broadcast from all local stations with a normal operating range covering the city, and he or she may cause such declaration to be further announced in newspapers of general circulation when feasible. Each announcement shall describe the action taken by the Municipal Services Director, including the time it became or will become effective, and shall specify the streets or areas affected. A parking prohibition declared by the Municipal Services Director shall not go into effect until at least four (4) hours after it has been announced at least three (3) times at thirty (30) minute intervals between 6 a.m. and 11 p.m. in accordance with this section.
- B. The Municipal Services Director shall make or cause to be made a record of each time and date when any declaration is announced to the public in accordance with this section. (Ord. 1223, 1986)

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10.14.040 Termination of Parking Prohibition: Whenever the Municipal Services Director shall find that some or all of the conditions which give rise to a parking prohibition in effect pursuant to this chapter no longer exist, he or she may declare the prohibition terminated, in whole or in part, in a manner prescribed by this chapter, effective immediately upon announcement. (Ord. 1223, 1986)

10.14.050 Parked Vehicles - Removal by Police Authorized When - Procedure Required:

- A. Members of the Moses Lake Police Department are authorized to remove or have removed a motor vehicle from the street as an unauthorized vehicle according to the provisions of RCW 46.55, when:
 - 1. The motor vehicle is parked on a part of a street on which a parking prohibition is in effect;
 - 2. The motor vehicle is parked in violation of any parking ordinance or provision of law and is interfering or about to interfere with snow removal operations.
- B. Whenever a Police Officer removes or has removed a vehicle from a street as authorized in this section and the Police Officer knows or is able to ascertain from the registration records in the vehicle the name and address of the owner thereof, such Police Officer shall immediately give or cause to be given notice orally and/or in writing to such owner of the fact of such removal and the reasons therefor and of the place to which such vehicle has been removed. A copy of such notice shall be given to the proprietor of the place of business where the motor vehicle has been stored.
- C. It shall be the duty of the Police Department to keep a record of each motor vehicle removed in accordance with this section. The record shall include a description of the motor vehicle, its license number, the date and time of its removal, where it was removed from, its location, the name and address of its owner and last operator, if known, its final disposition, and the parking infraction involved.
- D. This section shall be supplemental to any other provisions of law granting members of the Police Department authority to remove motor vehicles. (Ord. 1223, 1986)

10.14.060 Parked Motor Vehicles - Infraction: Whenever any motor vehicle without a driver is found parked or left in violation of any provision of this chapter, whether removed and impounded as provided for in this chapter or whether not removed and impounded, the Police Officer finding such motor vehicle shall take its registration number and any other information displayed on the motor vehicle which may identify its user, and shall conspicuously affix to such motor vehicle a infraction notice, on a form provided by the Police Department. (Ord. 1223, 1986)

10.14.070 Penalty: Every person who violates any of the provisions of this chapter shall be subject to a non-deferrable, non-suspendable C-15 penalty as defined in Chapter 1.08 of the Moses Lake Municipal Code. (Ord. 1223, 1986)