

Sec. 16-127. - Notice of violation; administrative adjudication procedure.

(a) *Notice of violation.* Each authorized officer or employee of the city, which is any city police officer, any city parking control officer, any employee as designated by the director of community and economic development, or any city employee involved in snow removal operations from city streets during city declared ~~snow emergencies~~an odd/even parking restriction, shall deliver to the operator of the vehicle, if present, or attach to every vehicle parking in violation of any provisions of this article or any vehicular standing or parking provisions of state law, a notice that such vehicle has been so illegally parked, shall specify the place, date, time and violation, the fine and any late penalties assessed for late payment, the vehicle make and registration number, the identification number of the issuant, the time and manner in which a hearing on the merits may be had, certify the correctness of the specified information by signing his name to the notice, and instruct the owner that he, within 14 days, has the right to request a hearing to contest the violation or that he may voluntarily waive the right to a hearing and plead guilty as charged to such violation. Each such person shall, within 14 days of the time when such notice was attached to such vehicle, pay as the penalty for and in full satisfaction of such violation, the sum provided by [section 16-131](#), or request administrative adjudication (a hearing) as set forth in subsection (c) of this section. A response by mail shall be deemed timely if postmarked within 14 days of the issuance of the notice of violation. Should the operator or owner request a hearing on the violation, he may do so by mail or in person at an administrative hearing. The operator or owner shall provide appropriate supportive evidence based on one or more of the following grounds:

Sec. 16-128. - Parking tickets.

(a) The parking tickets issued for violations of this article shall be issued to authorized officers or employees, which is any city police officer, any city parking control officer or any city employee involved in snow removal operations from city streets during city declared ~~snow emergencies~~an odd/even parking restrictions, in duplicate and numbered consecutively, and each officer or authorized employee shall be accountable for all tickets issued to him. The officer or authorized employee at the time of a violation shall deliver one copy of the duplicate ticket to the violator or place the same upon his vehicle. The police department or department of the authorized employee shall deliver the original to the finance department where it will be processed and retained.

(b) A parking ticket or copy shall be prima facie correct and shall be prima facie evidence of the correctness of the facts shown therein. A parking ticket or copy shall be admissible in any subsequent administrative or legal proceedings.

Sec. 16-136. - ~~Emergency Activation of odd/even parking restriction~~ caused by snowfall; snow removal; depositing of snow on streets.

(a) *Declaration of ~~snow emergency~~Odd/Even Parking Restriction.* ~~A snow emergency~~An odd/even parking restriction shall ~~exist~~be implemented within the city when declared by the director of public works or his/her designee. After declaration, ~~a snow emergency~~an odd/even parking restriction shall continue until such time as the director of public works or his/her designee declares its termination.

(b) *When declared.*

(1) The director of public works or his/her designee shall declare ~~a snow emergency~~an odd/even parking restriction whenever two inches of snow or more has accumulated within the city.

(2) The director of public works may declare ~~a snow emergency~~an odd/even parking restriction at some time prior to an accumulation of two inches of snow, if, in his/her judgment, the weather conditions are such that a declaration of an odd/even parking restriction~~a snow emergency~~ would promote the effective implementation of the city's snow removal plan or would assist in addressing the accumulation of ice or other general hazard impacting the city's streets.

(c) *Parking on residential streets.* On all residential streets, it shall be unlawful, ~~during a snow emergency~~when an odd/even parking restriction is in effect, for any person to stop, stand, or park any vehicle in the city except as follows:

(1) On even-numbered calendar days, vehicles may be parked on that side of the street where even-numbered buildings are or would be located, between the hours of 8:00 a.m. and 8:00 a.m. on the following day.

(2) On odd-numbered calendar days, vehicles may be parked on that side of the street where odd-numbered buildings are or would be located, between the hours of 8:00 a.m. and 8:00 a.m. on the following day.

(3) The above restrictions shall remain in effect for the duration of ~~a snow emergency~~the declaration of an odd/even parking restriction.

(d) *Deposit on streets.* No person shall deposit or cause to be deposited any snow upon any street or alley of the city on that portion of the traveled way cleared or scheduled for clearance of any snow accumulation.

(e) *Deposit obstructing sidewalks.* No snow shall be deposited on any street of the city in such manner as to obstruct a public sidewalk nor shall it be deposited upon a neighboring parkway or other private property nor hamper vision at an intersection of traveled roadways.

(f) *Other restrictions.* Except for those streets where parking is prohibited on one side of the street, this section shall not affect other parking restrictions and shall not be deemed to permit parking where otherwise prohibited by ordinance.

(Code 1970, § 16-136; Ord. No. 1983-140-O, 11-7-1983; Ord. No. 1985-283-O, 11-25-1985; Ord. No. 1986-288-O, 12-22-1986; Ord. No. 2008-013-O, § 16-143, 1-28-2008; Ord. No. 2014-045-O, 3-24-2014)