

CHAPTER 11

WEIGHT LIMITS AND PARKING

SECTION:

- 9-11-1 thru 9-11-6: *Restriction Upon Use of Streets By Certain Vehicles*
9-11-7 thru 9-11-8: *Penalties*
9-11-9: *Effective Date*
9-11-10: *Codification*

SECTION 1: RESTRICTION UPON USE OF STREETS BY CERTAIN VEHICLES

9-11-1: Any vehicle traveling upon any Shelley city street shall not exceed a gross weight of 10,000 lbs. (Licensed gross weight per registration). Service vehicles and personal use recreational vehicles shall be exempt from this restriction. The following streets within the city shall not have this weight restriction: US Highway 91 or Main Street, West Fir, East Center, New Sweden By-Pass, South Park, Hansen, and South Emerson between Locust and Fir.

9-11-2: The City Council has the authority to determine and designate those streets upon which shall be prohibited the use of the roadway by motor driven cycles, bicycles, horse-drawn vehicles or other non-motorized traffic and shall erect appropriate signs giving notice thereof. When signs are erected giving notice thereof, it shall be unlawful for any person to disobey the restrictions stated on such signs.

SECTION 2: PARKING OF MOTOR VEHICLES ON PUBLIC STREETS

9-11-3: It shall be unlawful for any person to park a motor vehicle or trailer having a gross vehicle weight greater than 10,000 lbs. or any agricultural or industrial machinery or equipment, or any recreational vehicle or trailer, on any Shelley city street and/or right of way thereof unless such parking is necessary to load or unload such vehicle in an expeditious manner.

9-11-4: The City Council has authority to erect signs indicating no parking upon any street. When such signs are in place, it shall be unlawful for any person to stand or park a vehicle upon said street.

9-11-5: The storage of commercial automobiles and the storage of trucks and construction equipment shall not be permitted on any lot in any residential zone, provided that construction equipment may be stored in a lot during the construction of a building thereon, but not to exceed one (1) year.

9-11-6: No overnight or on-site parking of any commercial or business vehicles with a gross vehicle weight in excess of 10,000 pounds shall be allowed.

SECTION 3: PENALTIES

9-11-7: Any person, firm or corporation, whether as principal, agent, employee or otherwise who shall violate any of the provisions of this Weight Limit and Parking Ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of any sum not exceeding \$500.00 plus and/or imprisonment in the County jail for a period of not longer than 60 days or by both fine and imprisonment. Such person, firm, or corporation violating this Ordinance or any part thereof shall be deemed guilty of a separate offense each and every day during which such violation is committed, continued by such person, firm, or corporation and shall be punishable as provided by the law as a separate offense.

9-11-8: The City Council or any adjacent or neighboring property owner who would be especially damaged by a violation of this Ordinance in addition to other remedies provided by law may institute injunction, mandamus, abatement, or any other appropriate action, actions, proceeding or proceedings to prevent, enjoin, abate or remove any violation of the Weight Limit and Parking Ordinance. In addition, the City is authorized to terminate water service to any person who fails to comply with this Ordinance after 10 days written notice. In the event the City proceeds to enforce this Ordinance in any way, the City will be entitled to reasonable attorneys fees and costs of suit.

SECTION 4 EFFECTIVE DATE

9-11-9: This Ordinance shall be in full force and effect from and after its passage, approval, and publication.

SECTION 5: CODIFICATION:

9-11-10: This Ordinance shall be codified in the City Code and shall be known as Title 9, Chapter 11 thereof.