

Ordinance: 38

ORDINANCE PROHIBITING PARKING ON TOWN ROADS DURING WINTER
STORMS AND PROVIDING PENALTIES FOR
THE VIOLATION THEREOF

Be it ordained by the Town Council of the Town of Ledyard

Section 1. Purpose

It is hereby declared to be in the best interest of the public safety, convenience and welfare of the Town to regulate and restrict the parking of vehicles on Town right-of-way within the control and limits of said Town, during a period of snow emergencies, so as not to impede the transportation and movement of food, fuel, medical care, fire, health, police protection and other vital facilities of the Town.

Section 2. Definitions

For the purpose of this Ordinance, the following definitions shall apply:

- a. The words "motor vehicle" or "vehicle" shall be defined as in Connecticut Statutes Section 14-1(30).
- b. The words "parked vehicle" shall be defined as in Connecticut General Statutes Section 14-1(34).
- c. The word "street" shall mean any public highway, road or street in the Town of Ledyard.
- d. The words "snow emergency" is hereby defined to be a period of time as forecast by a contracted weather service or the United States Weather Bureau, during which period vehicular and/or pedestrian traffic is expected to be hazardous or congested due to the elements, and during which period the parking of vehicle could hinder, delay or obstruct the safe flow of such traffic and/or the proper cleaning, clearing and making safe of the public highways of the Town.

Section 3. Declaration of "Snow Emergency"

A "snow emergency" shall be declared by the Director of Public Works or his designee, either before, during or after a fall of snow, sleet or freezing rain, when in his sound judgement and discretion the circumstances warrant determination of such an emergency in the interest of safety upon the public roads of the Town.

The Director of Public Works shall cause public announcements of such determination of snow emergency prior to the time of becoming effective, after which time a snow emergency shall be in effect. The Director of Public Works shall determine when such emergency no longer exists and shall make public announcement of the same.

Section 4. Parking Restricted

- a. No motor vehicle shall be permitted to remain parked on any road within the Town between the hours of 1:00 a.m. through 6:00 a.m. daily, during the period of December 1 through March 31st of each winter.
- b. It shall be unlawful at any time during the period of any snow emergency under provisions of this Ordinance for the owner of a vehicle or person in whose name it is registered, to allow, permit or suffer said vehicle to remain parked on any street in the Town of Ledyard.

Section 5. Owner

In any prosecution or proceeding hereunder, the registration plate displayed on the vehicle shall constitute prima facie evidence that the owner of such vehicle was the person who parked such vehicle at the place where such violation occurred.

Section 6. Towing

Whenever any motor vehicle shall be found parked on any Town road during a period when parking is prohibited as herein set forth, such vehicle may be removed or conveyed under the direction of the Mayor by means of towing the same.

Such removal shall be at the risk of the owner, and before the owner or person in charge of such vehicle shall be permitted to remove the same from the custody of the Mayor, he shall furnish evidence of his identity and ownership or right to possession and shall sign a receipt for said vehicle; and he shall pay a reasonable towing charge and a reasonable storage charge.

Section 7. Penalties

Any person found in violation of the Town Ordinance will be subject to the issuance of an infractions summons and be subject to a fine in accordance with the State of Connecticut Superior Court schedule.

Adopted: July 22, 1987.

Effective: August 20, 1987.