

**WINTER PARKING ORDINANCE  
ORDINANCE No. 41**

**VILLAGE of ONEKAMA  
MANISTEE COUNTY, MICHIGAN**

AN ORDINANCE TO ESTABLISH WINTER-MONTH HAZARDOUS-CONDITIONS PARKING REGULATIONS FROM NOVEMBER TO APRIL TO ACCOMMODATE EMERGENCIES, SERVICING and MAINTENANCE WORK THE VILLAGE OF ONEKAMA ORDAINS:

**Section 1.**     Findings and Purpose. The Village Council of the Village of Onekama finds that vehicular parking on Village streets and alleys, during winter weather conditions which include snow, ice and storm debris, render street servicing and maintenance a serious public hazard impairing transportation, movement of food and fuel supplies, medical care, fire, health and police protection and other vital activities that occur in the village. Therefore, this Ordinance is adopted to protect village safety and to protect the general welfare of the Village through regulating vehicular parking on village streets and alleys from November 1 to April 1 of each calendar year from 2:00 AM to 7:00 AM.

**Section 2.**     Definitions.

A. Hazardous Street – Village streets rendered hazardous or potentially hazardous from snow, ice or storm debris as declared by the local weather service or the Village of Onekama Road Administrator.

B. Street Servicing/Maintenance – Street clearing by the Village of Onekama Department of Public Works or personnel hired by the Village to provide service.

C. Vehicular parking – Parking of privately owned vehicles, trailers, or other wheeled units of transportation.

D. Village alley – Any village alley, right-of-way, or easement.

**Section 3**   Exceptions

A. Parking is permitted for a period not to exceed one hour in the same block in which a licensed business establishment is normally open for business.

B. Parking restrictions do not apply to an individual resident vehicle if it is appropriately identified by state law for the physically handicapped and then only if driveway access to the residence is not available.

**Section 4** Violations, Fines and Penalties

Warnings or Violations may be issued by personal authorized by the Village of Onekama Council or the Manistee County Sheriff.

Vehicles parked in violation of the above restrictions shall be subject to Warning or Citation as provided below.

Warning and Penalties per calendar year:

- A. First violation – Warning
- B. Second violation -- \$10.00
- C. Three or more violations in the calendar year -- \$25.00 each occurrence.

Payment of fines are due and paid to the Village of Onekama Clerk within 30 days from date of issue.

If after forty-eight (48) hours, the “Village Council determines that the vehicle owner has failed to remedy the violation the Village shall remedy the violation at the vehicle owner’s expense. Within ten (10) days of completion, the Village shall send an invoice to the vehicle owner for all expenses associated with vehicle removal. If an invoice issued under this provision remains unpaid after ninety (90) days, the Village shall place a special assessment on the vehicle owner’s Village property until the invoice, costs and interest are paid.

**Section 5** Severability and Repeal

Each section of this ordinance and every part of each Section is an independent section and the holding of any section or part to be unconstitutional, void or ineffective shall not be deemed to affect the validity of any other section.

All Ordinances or parts of Ordinances that are in conflict with this Ordinance are hereby repealed to the extent of the conflict.

**Section 6** Effective Date

This ordinance shall be effective on October 20, 2011 the day following its passage by the Village Council on October 19, 2011. The effective date of this ordinance is therefore October 20, 2011.

Those voting in favor: Ralph Drumm, Alice Hendricks, Kim Lagerquist, Evelyn McNeil,  
Robert Blackmore.

Those voting against: Ken Bauer

Absent: Richard Gulch

Therefore, it is certified that the foregoing is a true and correct copy of the Village of Onekama Ordinance #41 - Winter Parking Ordinance, passed by the Village Council at a regular meeting held on October 19, 2011.

\_\_\_\_\_, Village Clerk  
Ruth Hudson