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## ORDINANCE NO. 1764

(An ordinance amending Chapter 10.68 of the  
Hood River Municipal Code – Snow Emergencies)

THE CITY OF HOOD RIVER ORDAINS AS FOLLOWS:

Section 10.68 of the Hood River Municipal Code is amended to read as follows:

### CHAPTER 10.68 SNOW EMERGENCIES

Sections:

- 10.68.010 Title.
- 10.68.015 Emergency snow removal--Authority.
- 10.68.020 Definitions.
- 10.68.030 Parking restrictions during a snow condition.
- 10.68.040 Snow tires or chains required.
- 10.68.050 Chains on large vehicles.
- 10.68.060 Impoundment authorized.
- 10.68.070 Citation.
- 10.68.080 Evidence of violation.
- 10.68.090 Violation--Penalty.
- 10.68.100 Severability.

10.69.010 Title. This chapter shall be known and may be cited as the “snow emergency ordinance of the city of Hood River.” (Ord. 1269 §1, 1969).

10.68.015 Emergency snow removal – Authority. If, in the judgment of the ~~mayor and any three members of the city council or a majority of the council~~ city manager or the city manager’s designees, a snow condition within the city warrants emergency snow removal, ~~the mayor and any three members of the city council or a majority of the council~~ any one of those persons shall have the authority to direct the appropriate city staff to effectuate emergency snow removal. ~~Emergency snow removal shall be deemed to be warranted when the city staff in its supervision of the day to day administration of the city, fails to adequately alleviate a snow condition.~~ (Ord 1728, part 1996, Ord. 1581 §1, 1986).

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

A. "Downtown primary street" means that portion of Oak ~~Street~~ Avenue which lies between Front Street and 13th Street, those portions of State ~~Street~~ Avenue and ~~Cascade Street~~ Columbia Avenue which lie between Front Street and ~~6th~~ Seventh Street and those portions of Front Street, First ~~Street~~, Second Street, Third Street, Fourth Street, Fifth Street, ~~and~~ Sixth Street ~~and~~ Seventh Street which lie between State ~~Street~~ Avenue and ~~Cascade Street~~ Columbia Avenue.

B. "Heights primary street" means that portion of 12th Street which lies between May ~~Street~~ Avenue and Belmont Avenue, that portion of 13th Street which lies between Oak ~~Street~~ Avenue and ~~12th Street~~ Belmont Avenue, that portion of May ~~Street~~ Avenue between 12th and 13th Streets and that portion of Belmont Avenue which lies between 12th Street and ~~15th~~ 13th Street.

C. "Snow condition" means that it is snowing within the city or that snow or ice has accumulated on a street ~~after October 31st and before March 1st each year~~ in sufficient quantities to present a dangerous condition.

D. "Snow tires" means tires mounted on drive wheels of motor vehicles which are especially designed to give effective traction on snow, mud or ice covered streets by means of extra-heavy-duty treads with special high-traction patterns, except that no tire so defined shall be construed to be a snow tire if it is damaged or worn to the extent that its performance would be substantially impaired.

E. "Street" or "Avenue" means any public road or highway within the city designed and ordinarily used for vehicular travel and parking.

F. "Tire chains" means any metal chains or cable mounted on drive wheel tires of motor vehicles which cross the tread of each such tire laterally in at least three different places. (Ord. 1572 §1, 1986).

10.68.030 Parking restrictions during a snow condition.

A. If a snow condition exists the following restrictions on vehicular parking shall apply:

1. No person shall park a motor vehicle or allow a motor vehicle to remain parked on the north side of a street unless signs prohibit parking on the south side of the street.

2. No person shall park a motor vehicle or allow a motor vehicle to remain parked on the east side of a street unless signs prohibit parking on the west side of the street.

3. No person shall park a motor vehicle or allow a motor vehicle to remain parked on either side of a downtown primary street between the hours of ~~three~~ twelve a.m. and six a.m. or on either side of a heights primary street between the hours of twelve a.m. and six a.m.

B. The parking restrictions under this section shall not apply in a street area which is clear of snow for the length of the entire block, if it is not snowing. (Ord. 1572 §2, 1986).

10.68.040 Snow tires or chains required. No person operating a motor vehicle during a snow condition shall allow their vehicle to become wholly or partly stalled on a street because the drive wheels are not equipped with tire chains or snow tires. (Ord. 1572 §3, 1986).

10.69.050 Chains on large vehicles. No person shall operate a motor vehicle which has a gross weight of sixteen thousand pounds or more on a street where snow has accumulated unless the drive wheels are equipped with tire chains. (Ord. 1572 §4, 1986).

10.68.060 Impoundment authorized. Any motor vehicle which is parked in violation of Section 10.68.030 or any stalled motor vehicle which is in violation of Sections 10.68.040 or 10.68.050 shall be deemed a hazard to traffic using the street and shall be subject to being taken into custody and removed from its location at the owner's expense under provisions of the State Motor Vehicle Code. (Ord. 1572 §5, 1986).

10.68.070 Citation. Any person who operates a motor vehicle in violation of any provision of this chapter may be issued a traffic citation in compliance with the terms and conditions of the Hood River Police Policies and Procedures as adopted by the city council. The citation shall state the date, place and nature of the charge, the time and place for the violator to appear in court, the name of the issuing officer and the license number of the vehicle, if any. (Ord 1728, part 1996, Ord. 1572 §6, 1986).

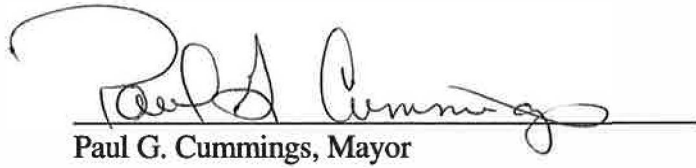
10.68.080 Evidence of violation. In any prosecution regarding a vehicle parked or left in a condition in violation of any provision of this chapter, unless the operator of the vehicle has been cited, proof that the particular vehicle described in the complaint was parked or left in violation of a provision of this chapter, together with proof that the defendant named in the complaint was at the time the registered owner of such vehicle, shall constitute prima facie evidence that the defendant was the person who parked or left the vehicle in violation of this chapter. (Ord. 1572 §7, 1986).

10.68.090 Violation – Penalty. Every person convicted of a violation of any provision of this chapter shall be punished by a fine of not more than one hundred and fifty dollars. (Ord 1728, part 1996, Ord. 1572 §8, 1986).


10.68.100 Severability. Invalidity of a section or part of a section of this chapter shall not affect the validity of the remaining sections or parts of sections.

Read for the first time: October 13, 1998.

Read for the second time and passed: October 26, 1998, to become effective thirty (30) days hence.

  
Paul G. Cummings, Mayor

ATTEST:

  
Anita R. Smith, City Recorder