

ORDINANCE #2021-O-15

AN ORDINANCE REGARDING WINTER PARKING FOR VEHICLES  
AND SNOW REMOVAL FROM STREETS

WHEREAS, Town of Hideout (“Town”) has authority to regulate parking on public streets and public easements; and

WHEREAS, due to its geography the Town receives significant snowfall and drifting snow during the winter season; and

WHEREAS, the Town Council finds that managing winter parking for traffic flow, garbage collection, snow removal, and delivery services are necessary for the health safety and welfare of the Town residents and visitors and that preventing parked vehicles on public streets, as provided herein, will further that objective.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF HIDEOUT, UTAH, THAT:

SECTION I: Amendment of Chapter 7.16 of the Hideout Town Code is hereby adopted as follows:

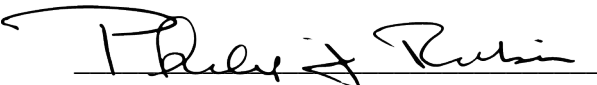
- 7.16.030 Overnight Winter Parking is renumbered as 7.18.030 and amended as described in Section II.
- 7.16.035 Winter Season Limitations is renumbered as 7.18.050 Winter Parking Limitations and amended as described in Section II.

SECTION II. Enact Chapter 7.18 Winter Parking Restrictions as shown in Exhibit A.

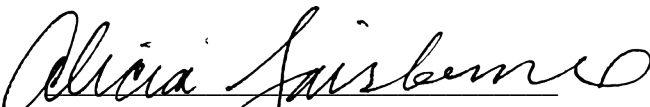
SECTION III: Effective Date. This ordinance shall become effective upon publication.

PASSED AND ADOPTED by the Town Council of Hideout, Utah, this 10th day of November in the year 2021.

TOWN OF HIDEOUT

  
Phil Rubin, Mayor

ATTEST:

  
Alicia Fairbourne, Town Clerk



## EXHIBIT A

### **7.18 WINTER PARKING RESTRICTIONS**

7.18.010 OVERNIGHT WINTER PARKING

7.18.020 SNOW REMOVAL EMERGENCY ROUTES

7.18.030 WINTER SEASON LIMITATIONS

7.18.040 SNOW REMOVAL EMERGENCY ROUTES

7.18.050 WINTER PARKING LIMITATIONS

7.18.060 SNOW REMOVAL PRIORITIES

7.18.070 PRIVATE STREETS: DUTY TO REMOVE SNOW

7.18.080 SNOW REMOVAL STANDARDS

7.18.090 SNOW STORAGE ON SITE

7.18.100 UNLAWFUL TO DEPOSIT SNOW IN PUBLIC WAY

7.18.110 TRAVELED PORTION OF ROAD DEFINED

7.18.120 FAILURE TO REMOVE SNOW FROM PUBLIC STREETS

7.18.130 NO PARKING OR CONSTRUCTION DEBRIS ON PUBLIC STREETS

7.18.140 FIRE HYDRANTS TO BE UNCOVERED

7.18.150 HYDRANT LOCATIONS TO BE MARKED

7.18.160 UNLAWFUL TO REMOVE MARKERS

7.18.170 INSTALLED AT OWNER'S RISK

7.18.180 DAMAGE TO IMPROVEMENTS

7.18.190 FLAGGING IMPROVEMENTS

7.18.200 PENALTIES

### **7.18.010 OVERNIGHT WINTER PARKING**

To the extent practical, the Town's year round parking, codified in 7.16 Parking Restrictions, shall remain in effect and enforceable during the dates identified for winter parking.

### **7.18.020 WINTER PARKING DATES**

The winter parking dates shall be from November 15 to April 15 of each year unless modified and published by the Town.

### **7.18.030 OVERNIGHT WINTER PARKING**

To facilitate the clearing of snow from town streets, no person shall park any vehicle on any town street where the pavement runs from curb to curb, and also within five feet (5') of any paved public street surface, where the full improvements are not completed, to ensure there is no obstruction to the plows that would cause health, safety and welfare concerns. This regulation shall be enforced between the hours of twelve o'clock (12:00) midnight and eight o'clock (8:00) A.M. from the period of November 15th through April 15th or any time while snow is actively falling, and for twenty four (24) hours after snowfall ceases. Vehicles parked on town streets, as defined above, are subject to

immediate towing at the discretion of the Town or designee. Striped parking spaces within the public right of way, used for commercial, office, civic or similar type uses, shall be exempt from this restriction.

#### **7.18.040 SNOW REMOVAL EMERGENCY ROUTES**

In order to maintain a free flow of traffic during periods of four inches (4") or more of snow accumulation in any four (4) hour time frame and eight (8) hours immediately following said storms, the Town or designee may declare a snow removal emergency, during which time it shall be unlawful to park any vehicle on the following streets:

1. North Hideout Trail
2. Longview Drive
3. Shoreline Drive

Such other streets as may be necessary to add/remove from time to time in order to meet the needs of the snow removal emergency. During a snow removal emergency declared by the Town Manager or designee, any vehicle parked on one of the streets listed above shall be deemed illegally parked, and subject to impound.

#### **7.18.050 WINTER PARKING LIMITATIONS**

Notwithstanding the Town's general parking regulations, there shall be additional regulations which apply during the winter season to facilitate snow removal, ice control, and to facilitate emergency access during the winter months. The winter seasonal regulations shall apply from November 5<sup>th</sup> to April 15<sup>th</sup>.

The special winter regulations are as follows:

- A. It shall be unlawful to park or leave unattended any vehicle in a roundabout, cul-de-sac or dead end. Construction and delivery vehicles are included under this provision.
- B. It shall be unlawful to park construction vehicles within thirty (30) feet of an intersection or blind curve.
- C. It shall be unlawful to park any vehicle in a manner that obstructs snow removal or ice control by failing to leave adequate room for passage of plows and/or other removal equipment. Construction and delivery vehicles are included under this provision.
- D. Employees of Hideout are hereby authorized to remove or have removed at their discretion any vehicle or obstruction found on a street in violation of this section. Any person who parks, leaves or deposits any such vehicle or other obstruction, shall be liable for all removal and impoundment costs (including Town administrative costs). The Town shall not be responsible for injury and/or damage claims related to snow removal services

#### **7.18.060 SNOW REMOVAL PRIORITIES**

Snow removal is provided for public streets within the town limits of Hideout on a priority basis. Main arterial streets receive first priority; residential streets second priority; and cul-de-sacs third

priority.

#### **7.18.070 PRIVATE STREETS: DUTY TO REMOVE SNOW**

It shall be the duty of every condominium owners association, property owners association, corporation, partnership, or other entity having control over a private street system within the town limits of Hideout, and the owners of properties abutting on such private streets which are provided access from those streets, to provide regular and adequate snow removal service on those private streets in accordance with the standards established in Section 7.18.080 SNOW REMOVAL STANDARDS.

#### **7.18.080 SNOW REMOVAL STANDARDS**

"Regular and adequate snow removal service" shall mean that snow shall be cleared from the roadway to a width of fifteen feet (15') within a period of eight hours from the end of each snowstorm which deposits an accumulation of four inches (4") of snow or more. It shall be unlawful to permit an accumulation of more than four inches (4") of snow to remain on a private street for more than eight (8) hours from the end of each storm.

#### **7.18.090 SNOW STORAGE ON SITE**

It is the property owner's responsibility to store snow which has accumulated on his property on either his own premises, or on the premises of another with the permission of the other.

#### **7.18.100 UNLAWFUL TO DEPOSIT SNOW IN PUBLIC WAY**

It shall be unlawful for any person to deposit, haul, push, blow, or otherwise deposit snow accumulated on private property within the traveled portion of any public street.

#### **7.18.110 TRAVELED PORTION OF ROAD DEFINED**

As used in this Chapter, the term "traveled portion of any public street" shall mean and refer to that portion of the public right-of-way that is paved and maintained for vehicular or pedestrian traffic. It shall not include the portions of the right-of-way outside of the paved area, and it shall not be a violation of this Chapter for any property owner, or his employees, agents, or contractors, to place accumulated snow within the non-traveled portion of the public right-of-way.

#### **7.18.120 FAILURE TO REMOVE SNOW FROM PUBLIC STREETS**

In the event the private party or parties responsible for private snow removal on public streets and/or fail to remove snow to the required standards of Section 7.18.080 SNOW REMOVAL STANDARDS, the Town may, at its discretion, perform the snow removal necessary to achieve the required standards, and obtain reimbursement of its snow removal costs from the responsible party or parties.

### **7.18.130 NO PARKING OR CONSTRUCTION DEBRIS ON PUBLIC STREETS**

- A. No person shall park a vehicle or have allowed placed construction debris, such as dumpsters, building or construction materials on any street or town owned parking lot between the hours of twelve o'clock (12:00) midnight and six o'clock (6:00) A.M. of any day, beginning November 15 and ending April 15th of each year. (This is to allow for snow removal.) The Town may, at its discretion obtain reimbursement of its removal costs from the responsible party or parties.
- B. No person shall leave any vehicle parked as to be an obstruction to vehicles which would be hazardous to other traffic at any time, day or night.
- C. No person who owns or has possession, custody, or control of any vehicle shall park such vehicle upon any street or alley or town owned parking lot for more than a consecutive period of twenty one (21) hours, unless authorized by the mayor or a designee and a permit showing such authorization is visibly displayed as designated on the permit.
- D. The mayor, or a designee may, when conditions justify such action, declare an emergency and designate specific streets as emergency routes. Such designation shall, unless otherwise specified, prohibit parking on those streets, day or night, until the emergency designation is removed. Notification shall be by newsletter, town website or e-mail.
- E. No person shall park a vehicle on any public street or alley where the width of the roadway is less than twenty feet (20'); unless otherwise directed by traffic control devices

### **7.18.140 FIRE HYDRANTS TO BE UNCOVERED**

It shall be the duty of every property owner to mark, uncover and remove accumulated snow and windrows of snow from over and around fire hydrants located at the perimeter of the owner's property. The hydrants shall be uncovered for a distance of not less than three feet (3') on all sides so the hydrants are accessible for emergency use. Hydrants shall be uncovered within seventy-two (72) hours of the time they are buried by a plowed windrow of snow or from the time they become buried from drifts.

### **7.18.150 HYDRANT LOCATIONS TO BE MARKED**

All fire hydrants on public and private street systems shall be marked with a minimum six foot (6') pole or other sign.

### **7.18.160 UNLAWFUL TO REMOVE MARKERS**

It shall be unlawful to remove or destroy the hydrant markers on either public or private road systems, except that they may be removed in the spring for storage until the following fall when they are again necessary. Hydrant markers shall be continuously in place from November 15 to April 15 of the following year.

### **7.18.170 INSTALLED AT OWNER'S RISK**

The Town shall have no liability for damage to sprinklers, mailboxes, lights, plants, trees, shrubs, or other improvements installed in the Town's right-of-way, including those streets on which the Town's right-of-way is wider than the paved street.

### **7.18.180 DAMAGE TO IMPROVEMENTS**

The Town will not assume any liability for damage to improvements or landscaping in the public right-of-way, which results from normal snow removal activity.

#### **7.18.190 FLAGGING IMPROVEMENTS**

Owners of improvements within the right-of-way are requested to flag the location of improvements, and to the extent it is reasonable to do so, town snow removal efforts will avoid flagged areas. This shall not be construed as a waiver or abandonment of the right-of-way or an acceptance of liability for damage to encroachments that are hidden with snow.

#### **7.18.200 PENALTIES**

A violation of this chapter may be enforced the same as set forth in 7.16.210 ENFORCEMENT PROCEDURES.