

ORDINANCE NO. 639

**AN ORDINANCE REGULATING THE STORAGE OF VEHICLES IN THE
PUBLIC RIGHT OF WAY**

WHEREAS, the Willamina City Council acts as the road authority for all highways, roads, streets, and alleys, other than state highways, within Willamina's city limits; and

WHEREAS, road authorities have the exclusive authority to regulate, control, or prohibit the stopping, standing and parking of vehicles on highways under their jurisdiction; and

WHEREAS, the City Council wants to prohibit vehicle storage on streets and other public rights-of-way within the City.

NOW, THEREFORE, the City of Willamina, Oregon, ordains as follows:

Section 1. The Willamina Municipal Code, Section 70.08(A), definitions, is amended as follows:

STORAGE. Means to accumulate or put away, especially for future use.

VEHICLE. Means any device that is self-propelled, including but not limited to tractors, forklift trucks, motorcycles, road building equipment, street cleaning, equipment, any device capable of moving under its own power, not withstanding that the vehicle may be exempt from licensing under the motor vehicle laws, and every device in, upon or by which a person or property is or may be transported or drawn upon any public street, including: bicycles; a "camper" as defined in ORS 801.180; a "motor home" as defined in ORS 801.350; a "recreational vehicle" as defined in ORS 446.003; and a "trailer" as defined in ORS 801.565.

Section 2. The Willamina Municipal Code, Section 70.99(A), penalty is amended to read as follows:

Any person who violates any provision of Title VII (Traffic Code of the Willamina Municipal Code) for which no penalty is specifically provided is subject to the general penalty described in §10.99.

Section 3. Existing sections within Chapter 72 of the Willamina Municipal Code are renumbered as follows:

72.04 is renumbered 72.05

72.05 is renumbered 72.06

72.06 is renumbered 72.07

72.07 is renumbered 72.08

72.08 is renumbered 72.09

72.09 is renumbered 72.10

72.10 is renumbered 72.11

The City Recorder is authorized to make further ministerial amendments to the Code in order to ensure conformance and consistency with the renumbered sections.

Section 4. A new section is added to the Willamina Municipal Code, Section 72.04 as:

§ 72.04 VEHICLE STORAGE PROHIBITED

No person or entity shall at any time park, store, or leave standing a camping trailer, motor home, recreational vehicle or other vehicles whether attended or unattended, on any public highway, public street or other public way, improved or unimproved, for a period of greater than 72 hours. Failure to move a vehicle after 72 hours constitutes storage for this Code's purposes and is a violation.

First Reading: 2/11/10

Second Reading 3/11/10

PASSED and adopted by the City Council of the City of Willamina on this 11th day of March, 2010, by the following votes and providing an **effective date of April 11, 2010**.

AYES: 6 NAYS: 0

Approved by the Mayor on this 11th day of March, 2010.

Vernon Mosser

Vernon Mosser, Mayor

Attest:

Sue Hollis

Sue Hollis, City Recorder



