

ORDINANCE NO. 355

**AN EMERGENCY ORDINANCE OF THE
CITY OF THOMPSON FALLS, MONTANA, IMPOSING A MORATORIUM ON
OVERNIGHT PARKING ON MAIN STREET/HIGHWAY 200**

WHEREAS, State law allows the City to adopt an emergency ordinance to protect public safety, health, and welfare without following the procedures otherwise required preliminary to the adoption of an ordinances; and

WHEREAS, Section 7-5-104, MCA, provides that in the event of an emergency, the governing body of a municipality may waive the second reading of the ordinance; and

WHEREAS, an ordinance passed in response to an emergency shall recite the facts giving rise to the emergency and requires a two-thirds vote of the whole governing body for passage; and

WHEREAS, An emergency ordinance shall be effective on passage and approval and shall remain effective for no more than 90 days; and

WHEREAS, to protect the public health and safety, the council has determined that overnight parking on Main Street should be restricted during winter months.

WHEREAS, the Council finds the following facts give rise to an emergency: Snow buildup causing parking, pedestrian movement, street drain clogging to cause possible business flooding, causing traffic flow problems and Hazards for State Highway snow plow drivers; and

WHEREAS, a local government may fix penalties for the violation of an ordinance that do not exceed a fine of \$500 or 6 months' imprisonment or both the fine and imprisonment. § 7-5-109, MCA; and

WHEREAS, after first having provided lawful public notice, the City Council conducted a Special City Council meeting on December 22, 2022, with respect to this proposed Ordinance; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Thompson Falls, Montana, as follows:

There shall be no parking on Main Street between the hours of **2:00 a.m. and 6:00 a.m.**

The penalty for violation of this Ordinance shall be by a fine of \$100.00 and the vehicle in violation is subject to towing at the owner's expense.

This Ordinance shall take effect immediately upon its adoption by the City Council of the City of Thompson Falls, Montana, and signing of the Mayor thereof.

Said ordinance shall remain in effect for a period of 90 days.

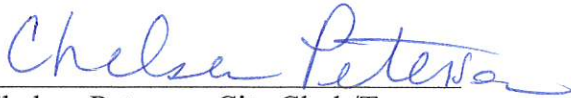
No second reading shall be required.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF THOMPSON FALLS, MONTANA, THIS 22nd DAY OF DECEMBER, 2022.



Mark Sheets, Mayor

Attest:



Chelsea Peterson, City Clerk/Treasurer

