

**RESOLUTION NO. 23-2023**

**A RESOLUTION OF THE CITY OF MADRAS AUTHORIZING THE INSTALLATION OF NO PARKING SIGNS ON HALL STREET BETWEEN US 97/US 26 AND THE WEST TERMINUS.**

**WHEREAS**, the City of Madras (the "City") has all the powers that the constitutions, statutes, and common law of the United States and Oregon expressly grant or allow City; and

**WHEREAS**, pursuant to City Ordinance No. 834 (the "Traffic Ordinance"), the Madras City Council (the "Council") is authorized to designate no parking on City streets and enforce prohibitions of parking on certain City streets; and

**WHEREAS**, pursuant to ORS 810.010(3), the Council is the road authority for all highways, roads, streets, and alleys, other than state highways, within the boundaries of the City; and

**WHEREAS**, in accordance with the City's Public Improvement Design and Construction Standards adopted via Ordinance, parking is not allowed on Major Collectors; and

**WHEREAS**, Hall Road is designated as a Major Collector and parking is not permitted; and

**WHEREAS**, law enforcement officers are wanting to enforce the rule of no parking on Hall Road.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Common Council of the City of Madras that:

1. Findings. The above-stated findings contained in this Resolution are hereby adopted.
2. Hall Street Traffic Exclusions; Signage. Subject to applicable law, including, without limitation, the Traffic Ordinance, the Council hereby authorizes the exclusion (prohibition) of vehicle parking along Hall Road. Upon the passage of this Resolution, City's Public Works Department and Police Department, will coordinate the installation of such signs in accordance with applicable provisions of the Uniform Manual on Traffic Control Devices.
3. Effective Date of Exclusion; Enforcement. The exclusion (prohibition) contained in this Resolution will be effective when the signs giving notice thereof are posted as required under Section 2 of this Resolution. Thereafter, law enforcement agencies are authorized to enforce the prohibition contained herein subject to and in accordance with applicable law, including, without limitation, the Traffic Ordinance.
4. Miscellaneous. All pronouns contained in this Resolution and any variations thereof will be deemed to refer to the masculine, feminine, or neutral, singular or plural, as the identity of the parties may require. The singular includes the plural and the plural includes the singular. The word "or" is not exclusive. The words "include," "includes," and "including" are not limiting. The provisions of this Resolution are hereby declared severable. If any section, subsection, sentence, clause, and/or portion of this Resolution is for any reason held invalid, unenforceable, and/or unconstitutional, such invalid,

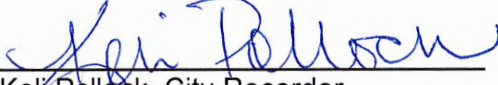
unenforceable, and/or unconstitutional section, subsection, sentence, clause, and/or portion will (a) yield to a construction permitting enforcement to the maximum extent permitted by applicable law, and (b) not affect the validity, enforceability, and/or constitutionality of the remaining portion of this Resolution. This Resolution may be corrected by order of the Council to cure editorial and/or clerical errors. This Resolution will become effective immediately upon its passage by the Council and signing by the Mayor.

**APPROVED AND ADOPTED** by the City Council of the City of Madras and signed by the Mayor this 12<sup>th</sup> day of December, 2023.

Ayes: 5  
Nays: 0  
Abstentions: 0  
Absent: 1  
Vacancies: 0

  
\_\_\_\_\_  
Mike Lepin, Mayor

ATTEST:

  
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Keli Pollock, City Recorder