



**ORDINANCE NO. 2022-06**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF COCONINO, ARIZONA, AMENDING ORDINANCE 2017-11 WHICH AMENDED ORDINANCE 86-6, TO PROVIDE FOR THE REMOVAL OF MOTOR VEHICLES, TRAILERS, AND STORAGE CONTAINERS FROM COUNTY-MAINTAINED RIGHTS OF-WAY DURING SNOW SEASON; AND FOR THE ENFORCEMENT OF PARKING RESTRICTIONS BY ISSUANCE OF CITATIONS AND/OR TOWING**

**WHEREAS**, concerning County-maintained rights-of-way, the Coconino County Board of Supervisors, pursuant to A.R.S. § 11-251, may lay out, maintain, control and manage public roads within the County; and

**WHEREAS**, the Coconino County Board of Supervisors, pursuant to A.R.S. § 11-251.05, may adopt all ordinances necessary or proper to carry into effect such powers; and

**WHEREAS**, a primary responsibility of Coconino County, with regard to County-maintained rights-of-way during snow season, is to keep those County highways and roads used by large numbers of residents reasonably clear of snow; also those that service school bus routes and provide major access for emergency vehicles; and whereas vehicles, trailers, and storage containers left parked in the streets become a hazard, both to the County snow removal equipment and to the owner; and

**WHEREAS**, snow play in Coconino County has resulted in increased parking and traffic congestion, littering, and other dangerous hazards that negatively impact the health, safety, and welfare of residents of the County who live and/or own property adjacent to County highways and roads;

**NOW THEREFORE**, The Board of Supervisors of Coconino County, Arizona, does hereby ordain as follows:

Ordinance No. 86-6, amended by Ordinance No. 2017-1, is hereby further amended to read as follows:

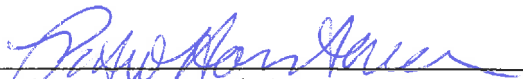
1. Each year between November 1st and April 1st, inclusive, all vehicles, trailers, and storage containers shall be kept clear at all times from all County-maintained rights-of-way (including, without limitation, County highways, streets, roads, and paths), whether paved or unpaved, including all their constituent parts (comprising, without limitation, the carriageway and shoulders, curbs, sidewalks or other footpaths, and drainage ditches and slopes). Any vehicle, trailer, and storage container parked in a County-maintained right-of-way during the prohibited period stated herein, or is otherwise parked in a manner that creates a threat to the health, safety, or welfare of the County, may be cited and may be towed away and stored at the owner's expense by a party authorized by law to enforce this Ordinance.
2. Persons Liable: Whenever any vehicle is parked in violation of any of the provisions of any ordinance prohibiting or restricting parking, the person in whose name such vehicle is registered shall be responsible for such violation and is subject to the penalties therefor.
3. Defense to Liability: Subsection two (2) of this section shall not prevent a person from presenting evidence in any prosecution of a parking violation that a vehicle was not illegally parked or that said vehicle was not registered to said person at the time of offense, or that said vehicle had been stolen at the time of the alleged offense. Proof that a person other than the registered owner was operating the vehicle at the time of the violation shall not constitute a valid defense to the substantive offense.
4. In County-maintained rights-of-way, violation of this Ordinance shall be a civil traffic offense. However, in addition to any other penalties that may be imposed for such an offense, the amount of the fine for violation of this Ordinance shall be not less than \$200.00.
5. Definitions: Vehicle, Motor Vehicle, and Trailer shall have the same meaning as defined in A.R.S. 28 § 101. Storage Container shall have the same meaning as "Portable storage container" means a portable, weather-resistant, commercially leased or rented receptacle designed and used for the storage or shipment of personal property, building materials or merchandise.

Passed and adopted by the Board of Supervisors of Coconino County, Arizona this 15th day of November, 2022.

**AYES:** 5  
**NOES:** 0  
**ABSENT:** 0

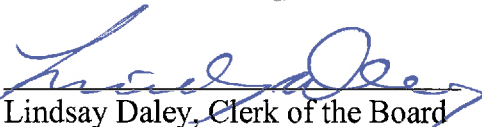


**COCONINO COUNTY BOARD OF SUPERVISORS**

  
\_\_\_\_\_  
Patrice Horstman, Chair

**ATTEST:**

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Lindsay Daley, Clerk of the Board

By:   
\_\_\_\_\_  
Moinque Coady, Deputy County Attorney