

CHAPTER 6
STREETS, SIDEWALKS AND ALLEYS

SECTION 1

601.000. **STREET NAME CHANGES AND NUMBERING HOUSES AND OTHER BUILDINGS.**

601.001. **REDESIGNATION.**

- A. All streets or avenues running generally easterly and westerly in the Village of Winsted shall hereafter be designated Avenues and the term "Street" shall not be used in connection with the name of any such east-west avenue.
- B. All streets or avenues running generally northerly and southerly in the Village of Winsted shall hereafter be designated Streets and the term "Avenue" shall not be used in connection with the name of such north-south street.

(Ord. 62-01, Sec. 1, 3/6/62)

601.002. **STREETS RENAMED.**

- A. The northerly most east-west avenue in the Village of Winsted shall hereafter be known as Linden Avenue; the first east-west avenue lying south of Linden Avenue and west of First Street North, formerly known as Herrman Street, shall hereafter be known as Fairlawn Avenue West; the first east-west avenue north of Main Avenue, formerly known as Lake Street, shall hereafter be known as Winsted Avenue; the southerly most east-west avenue in the village, formerly known as Railroad Street, shall hereafter be known as Baker Avenue; the westerly most north-south street in the village, known in part as State Highway No. 261, shall hereafter be known as 6th Street; the first street east of said 6th Street, presently lying between Main Avenue West and McLeod Avenue West, shall hereafter be known as 5th Street; that portion of 3rd Street extending from Andy Avenue West northward to Linden Avenue West shall hereafter be known as 4th Street North; the street running generally northerly and southerly extending from Main Avenue to McLeod Avenue East shall hereafter be known as 1st Street South; the street running generally northerly and southerly along the west edge of Winsted Lake and extending generally southerly from McLeod Avenue East to Sherman Avenue East and from thence directly south to Baker Avenue East, abutting on the Easterly boundaries of Block One, Barrett's Addition, Block One, Barrett's Second Addition, and Blocks 6, 5 and 4 of Interurban Addition, presently named East Street South, shall be renamed Kingsley Street.

(Ord. 62-01, Sec. 2, 3/6/62 amended by Ord. 77-05, Sec. 1, 12/6/77)

- B. The avenue currently named South Avenue which runs from the east line of Hainlin Park to East Street now known as Kingsley Street (the same having been renamed Kingsley Street in the previous sentence), is hereby renamed Lewis Avenue.

(Ord. 77-05, Sec. 1, 12/6/77)

- C. The street known as Fairlawn Circle on the plat of Meadowbrook Addition to the City of Winsted, County of McLeod and State of Minnesota, is hereby changed to the following name: FAIRLAWN AVENUE.

(Ord. 89-03, Sec. 1, 3/7/89)

- D. The street/culdesac located in Sunrise Addition previously known as "Shady Creek Court" is hereby renamed: SHADY CREEK CIRCLE.

The street/culdesac located in Southview Acres previously known as "Circle Drive" is hereby renamed: SOUTH SHORE CIRCLE.

The street/culdesac located in Westgate previously known as "Westgate Terrace" is hereby renamed: WESTGATE CIRCLE.

(Ord. 90-01, Sec. 1 2/90)

- E. The street/culdesac located in Winsted on the Lake Third Addition and Winsted on the Lake Fourth Addition, previously known as A240th Lake Court@ is hereby renamed: LAKE COURT.

(Ord. 04-0__, Sec. 1, 7/6/04)

- F. The street originally known as Outlot A Winsted on the Lake 3rd Addition, Outlot B Winsted on the Lake 4th Addition and Lot 7, Pontas Point, all of the same currently as known as 240th Street, is (and are) renamed: PONTO POINT.

(Ord. 09-05, Sec. 2, 8/4/09)

601.003. **SUBDIVISION.** The Village of Winsted is hereby subdivided into four areas with the focal point at the intersection of Main Avenue and First Street. All streets running northerly from Main Avenue shall be known as _____ Street North. All streets running southerly from Main Avenue shall be known as _____ Street South; all avenues running westerly from First Street shall be known as _____ Avenue West and all avenues running easterly from First Street shall be known as _____ Avenue East.

(Ord. 62-01, Sec. 3, 3/6/62)

601.004. **SYSTEM.** All properties fronting on a designated street and lying on the easterly side thereof shall be allotted an odd number and all properties lying on the westerly side thereof shall be allotted an even number. All properties fronting on a designated avenue and lying on the southerly side thereof shall be allotted an odd number and all properties lying on the northerly side thereof shall be allotted an even number. The numbers allotted shall be increased in direct proportion to the increase in distance from the focal intersection.

- A. Properties lying north of Main Avenue on designated streets shall, in the first block north thereof be allotted a number from 100 to 199, in the second block north thereof be allotted a number from 200 to 299, in the third block north thereof be allotted a number 300 to 399, in the fourth block north thereof be allotted a number from 400 to 499, in the fifth block north thereof be allotted a number from 500 to 599, in the sixth block north thereof be allotted a number from 600 to 699, and in the seventh block north thereof be allotted a number from 700 to 799.
- B. Properties lying south of Main Avenue on designated streets shall, in the first block south thereof be allotted a number 100 to 199, in the second block thereof be allotted a number from 200 to 299, in the third block south thereof be allotted a number from 300 to 399, in the fourth block south thereof be allotted a number from 400 to 499, in the fifth block south thereof be allotted a number from 500 to 599, and in the sixth block south thereof be allotted a number from 600 to 699.
- C. All properties lying west of First Street on designated avenues shall, in the first block west thereof be allotted a number from 100 to 199, in the second block west thereof be allotted a number from 200 to 299, in the third block west thereof be allotted a number from 300 to 399, in the fourth block west thereof be allotted a number from 400 to 499, and in the fifth block west thereof be allotted a number from 500 to 599.
- D. All properties lying east of First Street on designated avenues shall, in the first block east thereof be allotted a number from 100 to 199, in the second block east thereof be allotted a number 200 to 299, and, if any, in the third block east thereof be allotted a number from 300 to 399.

(Ord. 62-01, Sec. 4, 3/6/62)

601.005. **HOUSE NUMBERS.** All owners of real estate in the village on which there is situated a dwelling or business establishment shall procure an address number to correspond with the number allotted by the Village Clerk to such building, the digits of which numbers shall not be less than 4 inches in height. The same shall be affixed in a conspicuous place on said building so as to be observable from the center of the street or avenue on which said building fronts. Said numbers shall contrast in color to the building and shall be of luminous material.

(Ord. 62-01, Sec. 5, 3/6/62)

601.006. **PENALTY.** Every person who fails to procure and place a house number in accordance with the provisions of Section 601.005 hereof within ninety (90) days after the erection of street signs in the village shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$1.00 for each day the said violation continues, with a maximum fine of not more than \$100.00, or by imprisonment for not less than one or more than ninety (90) days.

(Ord. 62-01, Sec. 6, 3/6/62)

SECTION 2

602.000. **REMOVAL OF SNOW AND ICE FROM SIDEWALKS.**

602.001. **SNOW AND ICE REMOVAL FROM SIDEWALKS.** The occupant of and building or lot is responsible for and shall remove the snow and ice from the public sidewalks adjoining the building of lot.

(Ord. 76-01, Sec. 1, 1/6/76)

602.002. **DEFINITIONS.** The term "occupant" as used in this Ordinance shall mean and include, without being limited to, the owner of the building or lot; but tenant or tenants with respect to one or two-family dwellings; the manager or person having care, custody or control of the building or lot with respect to three-family or larger dwellings, and commercial, business or industrial premises, and vacant or unoccupied buildings or lots. The term "occupant" includes persons, firms and corporations. In the case of tenants, the term "occupant" is limited to the head of the household.

(Ord. 76-01, Sec. 2, 1/6/76)

602.003. **VIOLATION.**

- A. If the snow and ice are not removed from a public sidewalk as required in Section 1 of this Ordinance, the head of the City of Winsted maintenance department or his designee may serve on the occupant a notice ordering the removal of the snow and ice within twenty-four (24) hours. Such notice may be served on one or more persons if occupants of the building or lot as defined in Section 2 of this Ordinance.
- B. Service of such notice may be accomplished by personal service on the occupant, or by leaving such notice with a person of suitable age and discretion on the premises; and may be by certified mail with a return receipt.
- C. If the snow and ice are not thereafter removed from a public sidewalk as required by the terms of such notice, all occupants served with such notice are guilty of a petty misdemeanor and may be fined up to a maximum of \$100.00.
- D. The head of the maintenance department of the City of Winsted, in his discretion, may require in said notice, in cases of hardship or extreme difficulty, alternative methods of rendering the sidewalk safe for pedestrian travel, including, but not limited to, sanding or salting of the sidewalk.

(Ord. 76-01, Sec. 3, 1/6/76)

602.004. **REMOVAL.** The head of the maintenance department shall remove from the public sidewalks herein, all snow, and ice as soon as possible beginning 24 hours after the notice herein above mentioned has been served. He shall keep a record showing the cost of such removal adjacent to each separate lot and parcel and shall deliver such information to the City Clerk.

(Ord. 76-01, Sec. 4, 1/6/76)

602.005. **ASSESSMENT.** On or before August 1st of each year, the Clerk shall list the total unpaid charges for each type of current service against each separate lot or parcel to which they are attributable under this Ordinance. The Council may then spread the charges against property benefited as a special assessment under Minnesota Statutes, Section 429.101 and other pertinent statutes for certification to the County Auditor and collection along with current taxes the following year or in annual installments, not exceeding ten, as the Council may determine in each case.

(Ord. 76-01, Sec. 5, 1/6/76)

602.006. **SCOPE.** This Ordinance shall only apply to the following public sidewalks:

- A. The sidewalks on the East and West sides of Second Street from McLeod Avenue West to Andy Avenue West;
- B. The sidewalks which runs along the South side of Andy Avenue West between Second Street North and First Street North;
- C. The sidewalks on the East and West side of First Street North between Andy Avenue West and Main Avenue West;
- D. The sidewalks on the North and South sides of Winsted Avenue West between First Street North and Second Street North; and
- E. The sidewalks on the North and South sides of Main Avenue West between First Street North and Third Street North.

(Ord. 76-01, Sec. 6, 1/6/76)

SECTION 3

603.000. **PREVENTING THE REDEPOSITING OF SNOW UPON ANY STREET FOLLOWING PLOWING.**

603.001. No person shall cause any snow, ice or combination thereof to be placed upon any street or roadway in the City of Winsted after such street or roadway has been plowed, including snow, ice or combination thereof being deposited there by shoveling, snowblower or other mechanical devices.

(Ord. 88-02, Sec. 1, 2/22/88)

603.002. The contents of this Section are an exception to the prohibition stated in Section 1. With respect to the sidewalks listed in this Section, persons shall be entitled to deposit snow from said sidewalks upon the roadways adjacent thereto following the first plowing of said roadway, but before the second plowing of the roadway following each snow storm. The sidewalks to which this Section applies are as follows:

- A. The sidewalks on the East and West sides of Second Street from McLeod Avenue West to Andy Avenue West;
- B. The sidewalks which runs along the South side of Andy Avenue West between Second Street North and First Street North;
- C. The sidewalks on the East and West side of First Street North between Andy Avenue West and Main Avenue West;
- D. The sidewalks on the North and South sides of Winsted Avenue West between First Street North and Second Street North; and
- E. The sidewalks on the North and South sides of Main Avenue West between First Street North and Third Street North.

(Ord. 88-02, Sec. 2, 2/22/88)

603.003. **PENALTY.** Any person convicted of violating any provision of this Ordinance is guilty of a misdemeanor.

(Ord. 88-02, Sec. 3, 2/22/88)

SECTION 4

604.000. **REGULATIONS FOR THE ALTERATION OF CURB AND GUTTER.**

604.001. **PERMISSION.** No one shall, in any manner, alter curb and gutter installed in the right-of-way or in any other public place without first obtaining permission to do so from the Winsted City Clerk.

(Ord. 93-02, Sec. 1, 6/15/93)

604.002. **DRIVEWAY OR PARKING LOT ACCESSES.** No person shall cause a driveway or parking lot access to be installed by full or partial removal of the curb without first obtaining a permit to do so from the Winsted City Clerk. The new or replaced curb and gutter shall be of such quality and in such form and location as required by the City of Winsted. The type of cement and ingredients of same shall meet City of Winsted specifications. The removal and/or installation and/or replacement of curb and gutter shall be completed within sixty (60) days of the date of issuance of the permit.

(Ord. 93-02, Sec. 2, 6/15/93)

604.003. **APPLICATION.** The requirements of this Ordinance apply to the owner of the premises along with any person or contractor who removes any curb or gutter and/or attempts or actually replaces same.

(Ord. 93-02, Sec. 3, 6/15/93)

604.004. **ENFORCEMENT.** The City of Winsted shall, upon learning of any conduct that does not comply with the terms of this Ordinance, provide notice by certified mail to the last known address of the property owner and/or last known address of the contractor or sub-contractor doing the work of such deficiency. The deficiency notice shall inform said person(s) of the deficiency and stipulate a time for compliance with this Ordinance. If compliance is not obtained within said period, the City shall have the right to correct any deficiency (at its option) and assess back the cost of same against the property by notifying the County Auditor of same. Said cost would be assessed back against the property and due and payable in the following year. This option is at the City's option only and the City is not required to repair any such deficiencies.

(Ord. 93-02, Sec. 4, 6/15/93)

604.005. **MISDEMEANOR.** Any one who fails to comply with the terms and conditions of this Ordinance is guilty of a misdemeanor and punishable by such fine and jail term and other conditions as are set by Law for Misdemeanors in the State of Minnesota, pursuant to Minnesota Statutes Section 609.02, Subdivision 3. If the City of Winsted gives the certified mail notice and the owner of the premises, or person performing the work, or both, who are provided with said notice, fails to comply with the terms of said notice, the same shall be prima facie evidence of a violation of this Ordinance.

(Ord. 93-02, Sec. 5, 6/15/93)

SECTION 5

605.000. **REGULATIONS FOR THE USE OF ALLEY WAYS.**

605.001. **MAPS.** See attached map of improved and unimproved alleys in the City.

605.002. **USE OF IMPROVED ALLEYS.** No person shall park a vehicle within an alley in such manner or under such conditions as to leave available less than 10 feet of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand, or park a vehicle within an alley, in such position as to block the driveway entrance to any abutting property. The speed limit in alleys shall be ten (10) miles per hour.

605.003. **USE OF UNIMPROVED ALLEYS.** Person's may use adjacent unimproved alleys as long as:

1. No permanent structures are placed in an alley way.
2. Use does not prevent others from accessing their property from the alley way if needed.
3. Nothing is planted in the alley way.

605.004. **ENFORCEMENT.** Any police officer may remove a vehicle from an alley to a garage or other place of safety when the vehicle is in violation of this Section. A person who is entitled to possession of an impounded vehicle shall have the right to a post-impoundment hearing to determine probable cause to impound the vehicle under this Section if such a person files a written demand for the hearing within five days after impounding, excluding Saturdays, Sundays, and legal holidays. The demand shall be made to the City Administrator of the city, who shall serve as the hearing officer for such purposes. The hearing shall be conducted within 24 hours of the written demand therefore unless such person agrees to a later hearing. Not more than 72 hours after impoundment of a vehicle which has not been redeemed, the City Administrator shall mail a notice to the registered owner of the vehicle, if such may be secured through the license number, at the address provided by the motor vehicle license agency of the state or province in which the vehicle is registered. The notice shall contain the full particulars about the impoundment, the procedure for redemption, and the opportunity for a hearing to test the propriety of the impoundment. A similar notice shall be available at the police department and shall be conspicuously posted at the place of impoundment. If the hearing officer determines that there is no probable cause for the impoundment under the code, the city shall pay the towing and storage charges and the vehicle shall be released forthwith to the person entitled to possession. In every other case, the vehicle shall be released only when the fees for towing and storage are paid by the person recovering possession.

605.005. **PENALTY.** Any person who fails to comply with the terms and conditions of the Ordinance is guilty of a Misdemeanor and punishable by such fine and jail term and other conditions as are set by Law for Misdemeanors in the State of Minnesota, pursuant to Minnesota Statutes Section 609.02, Subdivision 3.

606.000. **DRIVEWAY AND PARKING REGULATIONS**

606.001. **NEW CONSTRUCTION.** All newly constructed driveways and parking areas, including access ways to same shall be improved with concrete, bituminous, brick pavers or similar hard surface material or erosion resistance material as approved by the City of Winsted=s building official.

606.002. **EXISTING DRIVEWAYS AND PARKING AREAS.** Existing driveways and parking areas, including access ways to same, shall be surfaced with a sufficient amount of erosion resistance material so that all surfaces will remain intact during normal usage and weather conditions.

606.003. **SETBACKS.** All driveway and parking areas must be set back at least two (2) feet from the property line.