

RESOLUTION NO. 2020-022

A03242020006

MISSOULA COUNTY, MONTANA

**REGULATING PARKING ON TAMARACK ROAD AND JUNIPER DRIVE
IN SECTIONS 17 AND 20, T13N, R18W, PRINCIPAL MERIDIAN, MONTANA**

WHEREAS, vehicles parked in or near the travel way of Tamarack Road and Juniper Drive have in the past threatened the health, safety and welfare of the public by creating a hazard for the traveling public and emergency responders; and

WHEREAS, said vehicles have in the past created a public nuisance for local residents and property owners; and

WHEREAS, §45-8-111, Mont. Code Ann., specifies that rendering dangerous for passage a public right-of-way constitutes a public nuisance; and

WHEREAS, § 7-14-2106 authorizes the Missoula Board of County Commissioners to establish by resolution parking regulations for the purpose of regulating parking of vehicles in unincorporated areas of Missoula County; and

WHEREAS, §61-12-101(1), Mont. Code Ann., authorizes local authorities to regulate standing or parking vehicles and post traffic control devices on streets and highways within the jurisdiction of the local authority; and

WHEREAS, Tamarack Road and Juniper Drive are within the jurisdiction of the Missoula Board of County Commissioners; and

WHEREAS, Missoula County and the State of Montana, Department of Transportation, entered into an agreement on or about April 1, 1991, whereby Missoula County agreed to maintain Tamarack Road and Juniper Drive, including maintaining and installing signs and other traffic control devices and enforcing and regulating all activities within the right-of-way; and

WHEREAS, §61-8-705, Mont. Code Ann., authorizes the removal of illegally parked vehicles in conjunction with §61-8-353 through §61-8-355, M.C.A.; and

NOW, THEREFORE BE IT RESOLVED that parking is hereby prohibited on those portions of Tamarack Drive and Juniper Road as shown on Exhibit 1.

BE IT FURTHER RESOLVED that the Missoula County Director of Public Works provide and install appropriate signs indicating the parking restrictions.

BE IT FURTHER RESOLVED that the Missoula County Sheriff is hereby requested to take such action as is required to assure compliance with the parking regulations in the affected rights-of-way.

DATED THIS 24TH DAY OF MARCH 2020


ATTEST:

DocuSigned by:

Tyler R. Gemant
Clerk and Recorder



BOARD OF MISSOULA COUNTY
COMMISSIONERS

DocuSigned by:

Josh Slotnick, Chair


David Strohmaier, Commissioner

DocuSigned by:

Juanita Vero, Commissioner

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