

ORDINANCE NO. 720

AN ORDINANCE ADOPTING POLICIES FOR TRAFFIC REGULATIONS; PROVIDING FOR LOCAL TRAFFIC REGULATIONS, THE REGULATION OF PARKING, AND THE PLACING AND MAINTENANCE OF TRAFFIC SIGNS AND MARKERS; PROVIDING PENALTIES FOR VIOLATIONS; REPEALING ORDINANCE NO. 553 AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. Conformity to State Standards on Traffic Regulations.

- (a) The policy of the City of Canby is that the city ordinances pertaining to traffic regulations be in conformance with motor vehicle laws of the State of Oregon which are in effect on January 1, 1982 and its amendments. Notwithstanding any provision contained in a City of Canby ordinance, any provision in the motor vehicle laws of the State of Oregon applies in the same manner that the laws apply by the State of Oregon.
- (b) If an ordinance or provision thereof, of the City of Canby is in conflict with the motor vehicle laws of the State of Oregon, the motor vehicle laws of the State of Oregon shall prevail.
- (c) No person shall engage in any activity violating the motor vehicle laws of the State of Oregon or City of Canby ordinance relating to traffic regulations as the laws and ordinances provide at the time of the activity.

Section 2. Definitions. In addition to the definitions contained in the Oregon Revised Statutes, including the 1979-80 amendments, the following words and phrases, when used in this ordinance, shall have the following meaning, except where the context clearly indicates a different meaning:

- (a) Loading zone. That space adjacent to the curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.
- (b) Parking. To stop and stand, with or without a driver, or to leave a motor vehicle upon any street, alley or public place in the city.
- (c) Highway. The term "highway," as used in this ordinance and in the sections of the state motor vehicle laws, shall be deemed to include all streets and alleys in the city of Canby.

Section 3. Negligent Driving. It shall be unlawful for any person to drive any vehicle upon any public street or thoroughfare in the city of Canby

in a careless or negligent manner without due regard for the rights or safety of others.

Section 4. U-Turns. It shall be unlawful for any person to reverse the direction of any motor vehicle by making a "U" turn upon any street in the city except at street intersections; provided, however, that no reverse turns shall be made by the driver of any vehicle at any street intersection where any type of sign or marker is erected prohibiting any such reverse turn.

Section 5. Rollerskating. It shall be unlawful for any person to be in or upon any street, sidewalk or alley on rollerskates or skate board and impeding pedestrian or vehicular traffic.

Section 6. Sleds behind Cars. It shall be unlawful for any person to tie to any motor vehicle which is operated on the streets of the city of Canby any sled, toboggan, or similar contrivance or thing; and it shall be unlawful for the operator of any motor vehicle to permit any sled, toboggan, or similar contrivance or thing to be attached or tied to any motor vehicle being driven by such operator; provided, that the provisions of this section shall not apply to trailers, bus trailers, or pole or pipe dolly, nor to cars being towed, when the same are attached or towed in accordance with this ordinance.

Section 7. Driving on Sidewalks. It shall be unlawful for any person to drive, wheel, draw, or otherwise propel or move any handcart, handtruck, handwagon, papercart, or wheelbarrow exceeding 24 inches in width upon or along any sidewalk. It shall be unlawful for any person to drive, propel, or otherwise move any horse, cattle, or other livestock or any bicycle, motorcycle, wagon, woodsaw, truck, automobile, or other motor vehicle of any description upon, over, or across any sidewalk; except where a proper incline or crossing is provided for that purpose.

Section 8. Removing Glass and Debris after Accidents. Any party to a collision or other motor vehicle accident upon any street, alley, or public place in this city shall immediately remove or cause to be removed from said street, alley, or public place all glass and foreign substance resulting from such collision or accident, as well as the motor vehicle which said party was driving at the time of such collision or accident.

Section 9. Logs and Poles.

- (a) No logs or piling shall be moved over or upon the streets of this city unless written permission from the superintendent of public works has been obtained or such movement is on an approved truck route.
- (b) No logs, poles, piling, or other things shall be dragged upon or over the surface of any street.

Section 10. Damaging Curbs.

- (a) It shall be unlawful for any person to place any dirt, wood, or other material in the gutter or space next to the curb of any street with the intention of using the same as a driveway.
- (b) It shall be unlawful for any person to remove or damage in any way any portion of any street curb without first obtaining written permission from the superintendent of public works.
- (c) Any person wishing to move any heavy thing such as a building, excavating machine, or well-drilling equipment over or upon a street curb shall first obtain a written permit from the superintendent of public works, and shall be held responsible for any and all damage to the same.

Section 11. Parades and Processions. During parades the police may clear the streets and prohibit vehicles and pedestrians from crossing the streets. No pedestrian or vehicle shall break through the line of a funeral procession.

Section 12. Obstructing Streets. Except as otherwise provided in this ordinance, it shall be unlawful for any person, firm, or corporation, unless he first obtain(s) written permission from the city police department, to park, place, or leave any motor vehicle or any part thereof, or any trailer,

box, ware, or merchandise of any description or any other thing that in any way impedes the traffic or obstructs the view, upon any street, alley, parking strip, sidewalk, or curb of the city.

Section 13. Method of Parking.

- (a) Whenever any motor vehicle is parked upon any street in this city, it shall be headed as though proceeding upon the right side of the street.
- (b) Motor vehicles shall be parked either parallel with the curb or diagonally, as may be indicated by either parking signs or painted stripes or other markings on the curb or pavement; and the entire vehicle shall be parked within such painted stripes or other markings.
- (c) Where no mode of parking is indicated by painted stripes or other markings, any and all vehicles parked in any such unmarked area shall be parked parallel with the street curb and with the tires or wheels on the right-hand side of such vehicle within 12 inches of the curb.
- (d) Whenever the owner or driver of a vehicle discovers that said vehicle is parked immediately in front of or close to a building to which the fire department has been summoned, he shall immediately remove such vehicle from such area.

Section 14. Parking Time Limits.

- (a) The lawful time allowed for parking vehicles other than motor trucks engaged in the actual loading or unloading of freight or merchandise shall, in any section of any street, be indicated by lettering upon the face of painted signs placed on the top of standards placed along the curblines of any section of the street. Such time limits and the indication thereof may be changed from time to time by the city administrator. Such time limits shall mean the aggregate of time of all parking of any one vehicle within any one block, and shall not exceed the time limit posted.
- (b) Such time limit shall not apply on Sundays or legal holidays, or between the hours of 6:00 p.m. and 8:00 a.m.

Section 15. Double Parking. No person shall "double park" any vehicle, or park on the road side of any vehicle parked at the edge or curb of any street.

Section 16. Prohibited Parking Areas. In addition to the areas where parking is prohibited by the state motor vehicle laws, parking is prohibited within any area marked off by traffic markers or by painted stripes upon the street curb and pavement or upon the street curb only, indicating a loading zone, safety zone, crosswalk or pedestrian lane, fire hydrant, police station, fire station, or when "no parking" signs are posted for any other purpose and designated by such official markings.

Section 17. Storing Vehicles on Streets. No person, firm or corporation shall store on any street or alley any wagon, automobile, farming implement, traction engine, machinery, or vehicle; provided, however, that mechanics may repair such machinery or vehicles while temporarily on the streets for that purpose if traffic not thereby obstructed. This section shall not apply to machinery or vehicles owned by or in the employ of the city and used in working on the streets.

Section 18. City Administrator. Subject to the approval of the city council by resolution or motion, the city administrator shall:

- (a) Designate stop streets.
- (b) Designate one-way streets.
- (c) Designate crosswalks, safety zones and traffic lanes.
- (d) Designate areas in which no parking shall be permitted and areas in which the time of parking is to be limited.
- (e) Direct the placing and maintenance of such traffic signs, markers and signals as may be reasonably necessary to carry the above powers into effect and for the regulation and safety of traffic.
- (f) Exercise a general supervision over the administration and enforcement of all traffic ordinances.
- (g) Require the pruning or trimming of trees and shrubs along streets and highways so that they will not obstruct the view for traffic, and order the removal or alteration of any signs, fences or other

objects along streets and highways that are an obstruction of the view for traffic.

Section 19. One-way Streets. It shall be unlawful for the operator of any vehicle to drive or operate the same on any street designated and marked as a one-way street, except in the direction provided in such designation or on such markers.

Section 20. Existing Signs. All official traffic signs, signals, and markers existing at the time of the adoption of this ordinance shall be considered official under the provisions of this ordinance; provided, however, that the common council may by resolution or motion at any time have such official traffic signs, signals, or markers removed or changed; or the same may be done at the direction of the city administrator; and provided further, that any additional official traffic signs, signals, or markers erected, installed, or painted shall first be authorized by resolution or motion of the city council or by order of the city administrator.

Section 21. Penalties

- (a) It shall be unlawful for any person to violate any of the provisions of this ordinance.
- (b) Except as otherwise provided herein, every person convicted of violating any of the provisions of this ordinance shall be punished by a fine of not more than \$500.00, or by imprisonment in the county jail for not more than 90 days, or both. For a second or subsequent conviction within one year thereafter, such person shall be punished by a fine of not more than \$750.00, or by imprisonment in the county jail for not more than 180 days, or by both such fine and imprisonment.

Section 22. Revoking Clause. Ordinance No. 553, enacted June 5, 1972 is hereby repealed; and all other ordinances or parts of ordinances in conflict herewith shall be and the same are hereby repealed.

Section 23. Effective Date. This ordinance shall take effect immediately upon its final passage by the council.

Submitted to the Canby City Council and read the first time at a regular meeting thereon on Wednesday, September 1, 1982, ordered posted as provided by the Canby City Charter and scheduled for second reading and action of the Canby City Council at a regular meeting thereof on Wednesday, the 6th day of October, 1982, commencing at the hour of 7:30 o'clock P.M. at the Council Meeting Chambers at the Canby City Hall in Canby, Oregon.

Virginia Graham
Virginia Graham, Acting City Recorder Pro Tem

ENACTED by the Canby City Council on the 6th day of October, 1982, by the following vote: YEAS 5 NAYS 0.

Robert A. Swayze
Robert A. Swayze, Mayor

ATTEST:

Marilyn K. Perbett
Marilyn K. Perbett, City Recorder Pro-tem