

ORDINANCE NO. 207-A

INTRODUCED BY COMMISSIONER (Henry E. Sigurdson)

AN ORDINANCE TO REGULATE TRAFFIC; ADOPTING BY REFERENCE THE STATE UNIFORM TRAFFIC ACT; PROVIDING FOR LOCAL TRAFFIC REGULATIONS, THE REGULATION OF PARKING, DRUNKEN AND RECKLESS DRIVING, AND THE PLACING AND MAINTENANCE OF TRAFFIC SIGNS AND MARKERS; and PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

The City of Warrenton does ordain as follows:

Section L. ADOPTING OF STATE TRAFFIC ACT.

The following enumerated sections of the state "Uniform Traffic Act", Title 115, Chapter 3, O. C. L. A., an amended by Oregon Laws, 1941, Chapters 428 and 458, together with all amendments which are now or hereafter may be enacted, are hereby adopted by reference and made a part of this ordinance;

115-301, 115-302, 115-303, 115-304, 115-305, 115-306,
115-307, 115-308, 115-309, 115-310, 115-311, 115-312,
115-313, 115-314, 115-315, 115-316, 115-317, 115-318,
115-319, 115-320, 115-321, 115-322, 155-323, 115-324,
115-325, 115-326, 115-327, 115-328, 115-329, 115-303,
115-313, 115-332, 115-333, 115-334, 115-335, 115-336,
115-337, 115-338, 115-339, 115-340, 115-341, 115-342,
115-343, 115-344, 115-345, 115-346, 115-347, 115-348,
115-349, 115-350, 115-351, 115-352, 115-353, 115-354,
115-355, 115-356, 115-357, 115-358, 115-359, 115-360,
115-361, 115-362, 115-363, 115-364, 115-365, 115-366,
115-367, 115-368, 115-369, 115-370, 115-371, 115-372,
115-373, 115-374, 115-375, 115-376, 115-377, 115-378,
115-379, 115-380, 115-381, 115-382, 115-383, 115-384,
115-385, 115-386, 115-387, 115-388, 115-389, 115-390,
115-391, 115-392, 115-393, 115-394, 115-395, 115-396,
115-397, 115-398, 115-399, 115-3,100, and 115-3, 101.

All acts which are made unlawful by the above mentioned sections of the state motor vehicle laws shall be considered as offenses against the City of Warrenton when committed within its boundaries and shall be punished by the penalties hereinafter provided, which shall, for the purposes of this ordinance, supersede all other penalties.

Section 2. DEFINITIONS. In addition to the definitions contained in Section 115-301, O. C. L. A., adopted by reference in Section 1, the following words and phrases when used in this ordinance shall have the following meanings except where the context clearly indicates a different meaning:

(a) Parking. To stop and stand, with or without a driver, or to leave a motor vehicle upon any street, alley, or public place in this city.

(b) Highway. The term "highway" as used in this ordinance and in the sections of the state motor vehicle laws adopted by reference in this ordinance shall be deemed to include all streets and alleys in the City of Warrenton.

Section 3. U-TURNS. It shall be unlawful for any person to reverse the direction of any motor vehicle upon any street in this city except at street intersections; provided, however, that no reverse turn 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 4. SLEDS BEHIND CARS. It shall be unlawful for any person to attach or tie to any motor vehicle which is operated on the streets of the City of Warrenton 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 5. DRIVING ON SIDEWALKS. It shall be unlawful for any person to drive, wheel, draw or otherwise propel or move any handcart, hand-truck, hand-wagon, paper, cart, 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 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 6. 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 the collision or accident.

Section 7. LOGS AND POLES.

(a) No logs or piling shall be moved over or upon the streets of this city unless written permission from the City Manager has been obtained.

(b) No logs, poles, piling, or other things shall be dragged upon or over the surface of any street.

Section 8. CLEATS AND SPIKES ON WHEELS. No tire on any motor vehicle or any other vehicle, unless such vehicle be actually engaged at the time in construction or repair work on public streets of this city, shall have on the periphery of its wheels any block, stud, cleat, bead, or any other protuberance of metal which projects beyond the tread or traction surface of the tire.

Section 9. 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 City Manager.

(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 City Manager and shall be held responsible for any and all damage to the same.

Section 10. 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 11. OBSTRUCTING STREETS. Except as otherwise provided in this ordinance, it shall be unlawful for any person, firm, or corporation, unless he first obtain written permission from the City Manager, 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 12. 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 parallel with the curb where such parallel parking is indicated by a painted white stripe or other marking upon the pavement approximately seven feet out from and parallel with the street curb, and the entire vehicle shall be within such painted white stripes or other marking.

(e) Where no mode of parking is indicated by such painted white stripe or other marking, 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 twelve 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 13. 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 14. DRUNKEN DRIVING.

(a) It shall be unlawful for any habitual user of narcotic drugs or any person under the influence of intoxicating liquor or narcotic drugs to drive any vehicle upon any street within this city.

(b) Every person who is convicted of a violation of this section shall be punished by imprisonment in the municipal jail for not less than thirty days nor more than one hundred days, and by a fine of not less than \$100 nor more than \$200.

(c) The Chief of Police shall, pending the final hearing before the city Auditor of any charge against a person arrested for violation of this section, seize and hold the vehicle which the arrested person was driving at the time of the arrest.

(d) Whenever any motor vehicle is held in the custody of the Chief of Police pursuant to the provisions of this section, the vehicle may be placed in storage in any privately owned garage, and when the motor vehicle in storage is delivered to the owner or to the person entitled to the possession thereof, all accrued storage and towing charges shall be paid by the owner of the motor vehicle or by the person entitled to the possession thereof.

Section 15. RECKLESS DRIVING. Any person who drives any vehicle upon a street carelessly and heedlessly in wilful or wanton disregard of the rights or safety of others,

or without due caution and circumspection and at a speed or in a manner so as to endanger or be likely to endanger any person or property, shall be guilty of reckless driving and upon conviction shall be punished by imprisonment for a period of not more than one hundred days, or by a fine of not more than \$200, or by both such fine and imprisonment.

Section 16. 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 City Commissioners may by resolution at any time have any such official traffic signs, signals, or markers removed or changed; and provided, further, that any additional official traffic signs, signals, or markers erected, installed, or painted shall first be authorized by resolution by the City Commissioners.

Section 17. 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 \$150, or by imprisonment in the city jail for not more than (50) fifty days. For a second or subsequent conviction within one year thereafter such person shall be punished by a fine of not more than \$300, or by imprisonment in the city jail for not more than (150) one hundred fifty days, or by both such fine and imprisonment.

Section 18. All ordinances or parts of ordinances in conflict with this ordinance be and the same are hereby repealed.

Passed by the City Commissioners, this 13th day of October, 1941.

Approved by the Mayor of the City of Warrenton this 13th day of October, 1941.

~~(C. Clifford Sallow)~~
City Auditor and Police Judge

(Walter I. Prouty)
(Mayor)