

ORDINANCE NO. 380A

Introduced by Commissioner George Stuckrath

AN ORDINANCE TO REGULATE TRAFFIC; ADOPTING BY REFERENCE STATE OF OREGON MOTOR VEHICLE TRAFFIC, EQUIPMENT AND CONSTRUCTION CHAPTER OF OREGON REVISED STATUTES, OPERATORS AND CHAUFFER'S LICENSES CHAPTER OREGON REVISED STATUTES, AND MOTOR VEHICLE REGISTRATION(ORS SECTIONS AND LICENSING DEALERS AND WRECKERS CHAPTER OREGON REVISED STATUTES, AND OTHER) PROVIDING FOR LOCAL TRAFFIC REGULATIONS, FOR REGULATION OF PARKING AND THE PLACING AND MAINTENANCE OF TRAFFIC SIGNS AND MARKERS; AND PROVIDING PENALTIES FOR THE VIOLATION HEREOF, AND REPEALING ORDINANCE NO. 207-A AND ORDINANCE 526-A AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITZ AND DECLARING AN EMERGENCY.

THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. ADOPTING OF STATE OF OREGON MOTOR VEHICLE TRAFFIC, (SECTIONS EQUIPMENT AND CONSTRUCTION CHAPTER OF OREGON REVISED STATUTES, AND OTHER ORS) following enumerated sections of the State of Oregon "Motor Vehicle Traffic, Equipment and Construction Chapter of Oregon Revised Statutes" contained in Oregon Revised Statutes, are hereby adopted by reference and made a part of this Ordinance:

164.650
164.660
164.670

403.230
403.236

403.002 to 403.050, inclusive

403.302
403.304
403.306
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403.102
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403.106
403.112
403.114
403.116
403.118
403.120
403.122
403.124
403.126
403.128

403.402 to 403.434, inclusive

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403.228

483.528
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483.542
483.544

485.010
485.020
485.030
485.040
485.990

649.080
649.990

485.602
485.604
485.606
485.610
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485.614
485.616
485.618
485.620
483.624
483.628
483.630

485.990
485.992
483.994 to 999, inclusive

Section 2. ADOPTION OF OPERATORS AND CHAUFFERS LICENSES CHAPTER OF OREGON REVISED STATUTES. The following enumerated sections of the "Operators and Chauffers Licenses Chapter of Oregon Revised Statutes are hereby adopted by reference and made a part of this Ordinance:

482.010 to 482.990, inclusive.

Section 3. ADOPTION OF MOTOR VEHICLE REGISTRATION AND LICENSING DEALERS AND WRECKERS CHAPTER OF OREGON REVISED STATUTES.

The following enumerated sections of the "Motor Vehicle Registration and Licensing Dealers and Wreckers Chapter of Oregon Revised Statutes are hereby adopted by reference and made a part of this Ordinance:

481.005 to 481.990, inclusive.

All acts which are made unlawful by the above mentioned sections of Oregon Revised Statutes in Chapters 481, 482, 483 and 485, and this applies to other ORS sections enumerated herein, shall be considered as offenses against the City of Warrenton when committed within its boundaries and shall be punished by the penalty provided in said sections, save and except no fine shall exceed \$500.00 and no imprisonment shall exceed 150 days and both fine and imprisonment may be imposed.

Section 4. DEFINITIONS. In addition to the definitions contained in Sections of Oregon Revised Statutes adopted by reference in Sections 1, 2 and 3, 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 5. 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 6. DRIVING ON SIDEWALKS. It shall be unlawful for any person to drive, wheel, draw or otherwise propel or move any hand-cart, 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, wood-saw, 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 7. REMOVING CLASS 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 8. 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, pilings, or other things shall be dragged upon or over the surface of any street.

Section 9. 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 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 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 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/she/it first obtain 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 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 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.
- (c) 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 14. 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 15. 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 or Ordinance 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 or Ordinance by the City Commissioners.

Section 16. That Ordinance No. 207-A and Ordinance 326-A and all ordinances or parts of ordinances in conflict with this Ordinance, be and the same are hereby repealed.

Section 17. EMERGENCY CLAUSE. Inasmuch as it is necessary to provide a means whereby the Municipal Court shall have jurisdiction over violations of traffic laws, for the health, peace and safety of its residents, and

WHEREAS, the City has been formerly using state motor traffic laws set out in Oregon Compiled Laws Annotated and Oregon Revised Statutes, and

and up to date

WHEREAS, Oregon Revised Statutes is now in effect/and contains different section numbers and the present city Ordinance to regulate vehicular traffic is cumbersome and perhaps obsolete, it is deemed necessary that an emergency be and the same is hereby declared to exist and this Ordinance shall become immediately operative from and after its passage by the City Commissioners.

Passed by the City Commissioners of the City of Warrenton this 4 day of August, 1958.

Approved by the Mayor of the City of Warrenton this 4 day of August, 1958.

H. Ganson
Mayor

ATTEST:
E. R. Baldwin
Auditor and Police Judge.