

A BILL FOR AN ORDINANCE RELATING TO TRAFFIC )  
CONTROL, PROVIDING PENALTIES, AND REPEALING )  
ORDINANCES NO. 567, 648, 731, 840, 869, 887, )  
937, 963, 980, 1102, 1139, 1214, 1245, AND 1246. )  
AND DECLARING AN EMERGENCY.

ORDINANCE BILL NO. 53  
for 1967  
ORDINANCE NO. 1283

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Adoption of Motor Vehicle Laws

Section 1. Adoption of Motor Vehicle Laws of the State of Oregon.  
The following chapters and sections of Oregon Revised Statutes are incorporated by reference into this ordinance as though fully set forth herein, and any violation or failure to comply with such chapters or sections shall be a violation of this ordinance: Chapter 481, relating to motor vehicle registration and regulation and licensing of dealers and wreckers; Chapter 482, relating to operators' and chauffeurs' licenses; Chapter 483, relating to motor vehicle traffic, equipment, and construction; Chapter 485, relating to school buses; and sections 164.650, 164.660, 164.670, 166.630, and 649.080.

Section 2. Amendments. In addition to the chapters and sections of Oregon Revised Statutes adopted in section 1 of this ordinance, there are adopted all the amendments that are now or may hereafter be enacted to any of these chapters and sections.

Section 3. Conflicts. In the event that any of the provisions of the Oregon Revised Statutes as adopted in section 1 of this ordinance are inconsistent with any of the specific provisions hereinafter enacted in this ordinance, the specific provisions of this ordinance shall prevail.

Definitions

Section 4. Definitions. In addition to those definitions contained in the adopted sections of the motor vehicle laws of Oregon, the following words or phrases, except where the context clearly indicates a different meaning, shall mean:

- (1) Alley. A narrow street through the middle of a block.
- (2) Bicycle. A device propelled by human power upon which a person may ride, having two or more tandem wheels either of which is ~~eight~~ 6 inches OR OVER in diameter.
- (3) Bus stand. A fixed area in the roadway adjacent to the curb to be occupied exclusively by buses for layover in operating schedules or waiting for passengers.
- (4) Curb. The extreme edge of the roadway.
- (5) Holidays. Where used in this ordinance or on signs erected in accordance with this ordinance: legal holidays designated as such by the statutes of the state of Oregon.
- (6) Loading zone. A space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or material or freight.
- (7) Park or parking. The standing of a vehicle, whether occupied or not, except when a vehicle is temporarily standing for the purpose of and while actually engaged in loading or unloading.
- (8) Parkway. That portion of a street not used as a roadway or as a sidewalk.
- (9) Passenger loading zone. A loading zone reserved only for the loading or unloading of passengers and their luggage.
- (10) Pedestrian. A person afoot.
- (11) Person. A natural person, firm, partnership, association, or corporation.
- (12) Stop. Complete cessation of movement.
- (13) Taxicab stand. A fixed area in the roadway adjacent to the curb set aside for taxicabs to stand or wait for passengers.
- (14) Traffic lane. That portion of the roadway used for the movement of a single line of vehicles.



Section 49. Sale. If the vehicle is not redeemed within 30 days, it shall be sold in accordance with the applicable provisions relating to the sale of abandoned vehicles.

#### Exceptions

Section 50. Emergency Vehicle. The provisions of this ordinance regulating the operation, parking, and standing of vehicles shall apply to authorized emergency vehicles, except as provided by the motor vehicle laws of Oregon and as follows:

(1) A driver when operating the vehicle in an emergency, except when otherwise directed by a police officer or other authorized person, may park or stand notwithstanding this ordinance.

(2) A driver of a police vehicle, fire department vehicle, or patrol vehicle when operating the vehicle in an emergency may disregard regulations governing turning in specified directions as long as he does not endanger life or property.

(3) The foregoing exemptions shall not, however, protect the driver of the vehicle from the consequences of his reckless disregard of the safety of others.

#### Penalties

Section 51. Penalties. Except for sections 28 and 30 of this ordinance, violation of this ordinance shall constitute a misdemeanor.

#### Traffic Citations

Section 52. Illegal Cancellation of Traffic Citations. No person shall cancel or solicit the cancellation of a traffic citation without the approval of the municipal judge.

Section 53. Citation. For the violation of this ordinance, a police officer may issue a citation which shall be in the nature of a notice to appear at a time and place certain as required by law. If a person fails to comply with the terms of a citation within a period of two days from the date of issuance, the chief of police may send to the person or the owner of the motor vehicle a letter informing the person or owner of the violation with a warning that, if the letter is disregarded for a period of 10 days, a warrant of arrest will be issued.

Section 54. When Warrant to be Issued. If a person fails to comply with the terms of a traffic citation, the chief of police shall forthwith secure and have served a warrant for the arrest of the person.

#### General

Section 55. Severability. The sections and subsections of this ordinance are severable. The invalidity of one section or subsection shall not affect the validity of the remaining sections or subsections.

Section 56. Existing Signs and Regulations. All official traffic signs and signals existing at the time of the adoption of this ordinance, such as stop signs, caution signs, slow signs, no-reverse-turn signs, signs designating time limits for parking or prohibiting parking, lines painted or marked on street or curb designating parking areas or spaces, markers designating loading zones, parking meters, and all other official traffic signs or signals erected, installed, or painted for the purpose of directing, controlling, and regulating traffic are hereby approved.

Section 57. Repeal. Ordinance No. 567, enacted November 17, 1942, Ordinance No. 648, enacted August 5, 1947, Ordinance No. 731, enacted July 5, 1949, Ordinance No. 840, enacted July 15, 1952, Ordinance No. 869, enacted August 18, 1953, Ordinance No. 887, enacted November 23, 1954, Ordinance No. 937, enacted April 3, 1956, Ordinance No. 963, enacted October 16, 1956, Ordinance No. 980, enacted February 19, 1957, Ordinance No. 1102, enacted April 3, 1962, Ordinance No. 1139, enacted December 3, 1963, Ordinance No. 1214, enacted June 21, 1966, Ordinance No. 1245, enacted April 18, 1967, and Ordinance No. 1246, enacted April 18, 1967, are repealed.

Section 58. Emergency Clause

Passed by the Council and approved by the Mayor this 5<sup>th</sup> day of

DECEMBER, 1967.



Section 38. Riding on Motorcycles. A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and the operator shall not carry another person nor shall another person ride on a motorcycle unless the motorcycle is equipped to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if equipped for two persons, or upon another seat firmly attached at the rear of the seat for the operator.

Section 39. Unlawful Riding. No person shall ride on a vehicle upon any portion thereof not designed or intended for the use of passengers. This provision shall not apply to an employe engaged in the necessary discharge of a duty, or to a person or persons riding within truck bodies in space intended for merchandise.

Section 40. Clinging to Vehicles. No person riding upon a bicycle, motorcycle, coaster, roller skates, sled, or toy vehicle shall attach the same or himself to a moving vehicle upon the streets.

Section 41. Use of Roller Skates Restricted. No person upon roller skates or riding in or by means of a coaster, toy vehicle, or similar device shall go upon a street except while crossing at a crosswalk or upon a play street, as designated by the City Council.

Section 42. Skis on Streets. No person shall use the streets for traveling on skis, toboggans, sleds, or similar devices except upon play streets, as designated by the City Council.

Section 43. Damaging Sidewalks and Curbs.

(1) The driver of a vehicle shall not drive upon or within a sidewalk or parkway area except to cross at a permanent or temporary driveway.

(2) No person shall place dirt, wood, or other material in the gutter or space next to the curb of a street with the intention of using it as a driveway.

(3) No person shall remove or damage a portion of a curb or move a heavy vehicle or thing over or upon a curb or sidewalk without first notifying the PUBLIC WKS. SUPT. Any person who violates this section shall be held responsible for all damage in addition to any penalties imposed upon conviction.

Section 44. Obstructing Streets. No person shall park or leave upon a street, including an alley, parking strip, sidewalk, or curb, a vehicle or a vehicle part, trailer, box, ware, merchandise of any description, or any other thing that in any way impedes traffic or obstructs the view, except as is allowed by this or other ordinances of this city.

Section 45. Removing Glass and Debris. A party to a collision or other vehicle accident or other person causing broken glass or other debris to be upon a street shall immediately remove or cause to be removed from the street all glass and other debris.

Section 46. Trains Not to Block Streets. No person shall operate a train or train of cars, or permit the same to remain standing, so as to block the movement of the traffic upon a street for a period of time longer than five minutes.

#### Impounding Vehicles

Section 47. Impounding of Vehicle. If a vehicle is found standing or parked in violation of a city regulation, the vehicle shall be given a traffic citation and may be removed by a police officer and taken to a garage, parking lot, or other suitable storage place and there kept until an application for its redemption shall be made by the owner or his authorized agent.

Section 48. Redemption. Redemption may be made upon payment of towing and storage charges, which amounts shall be in addition to any fine which might be made in accordance with this ordinance.



Section 26. Driving Through Procession. No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while in motion except where traffic is controlled by traffic control signals or when otherwise directed by a police officer.

#### General Regulations

Section 27. Speed Limits in Public Parks. No person shall drive a vehicle upon a street in a public park of this city at a speed exceeding 15 miles per hour unless signs erected indicate otherwise.

Section 28. Driving under the Influence. No person while being under the influence of intoxicating liquor, narcotics, or dangerous drugs shall drive a vehicle upon a street or public property. A person who violates this section shall, upon conviction thereof, be punished by imprisonment for not more than 360 days, or by a fine of not more than \$1000.00, or by both.

Section 29. Drinking in Motor Vehicles. No person shall consume alcoholic liquor while an occupant of a motor vehicle on a street or public property in this city.

Section 30. Reckless Driving. No person shall drive a vehicle upon a street or public property carelessly and heedlessly in wilful or wanton disregard of the right 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 a person or property. A person who violates this section shall, upon conviction thereof, be punished by imprisonment for not more than 90 days or by a fine of not more than \$500.00 or by both.

Section 31. U-Turns.

(1) No person operating a motor vehicle may make a U-turn between streets intersections or at intersections where "No U-Turn" signs have been posted.

(2) No person shall back a vehicle into an intersection or an alley for the purpose of making a U-turn at those places where U-turns are prohibited.

Section 32. Vehicles in Motion; Right-of-Way. A vehicle which has stopped or parked at the curb shall yield to moving traffic.

Section 33. Limitations on Backing. The driver of a vehicle shall not back the vehicle unless the movement can be made with reasonable safety and without interfering with other traffic and shall in every case yield the right-of-way to moving traffic and pedestrians.

Section 34. Driving on Divided Streets. If a street has been divided into two roadways by leaving an intervening space or by a physical barrier or clearly indicated dividing section so constructed as to impede vehicular traffic, a vehicle shall be driven only upon the right-hand roadway, and no vehicle shall be driven over, across, or within the dividing space, barrier, or section, except through an opening in the physical barrier or dividing section or space provided for vehicle movement or at an intersection.

Section 35. Driving Wrong Way on One-Way Street. No person shall drive or move, and no owner shall cause or knowingly permit to be driven or moved, a vehicle in the wrong direction on a street designated by the city as a one-way street. For purposes of this section, "wrong direction" shall mean the opposite direction of that designated for the movement of traffic.

Section 36. Emerging from Vehicle. No person shall open the door of or enter or emerge from a vehicle in the path of an approaching vehicle.

Section 37. Boarding or Alighting from Vehicles. No person shall board or alight from a vehicle while the vehicle is in motion.



Section 14. Use of Passenger Loading Zone. No person shall stop, stand, or park a vehicle for any purpose or length of time other than for the expeditious loading or unloading of passengers in a place designated as a passenger loading zone during the hours when the provisions applicable to passenger loading zones are in effect.

Section 15. Stopping, Standing, or Parking of Buses and Taxicabs. The driver of a bus or taxicab shall not stand or park the vehicle upon a street in a business district at a place other than at a bus stand or taxicab stand, respectively, except that this provision shall not prevent the driver of a taxicab from temporarily stopping for the purpose of and while actually engaged in the loading or unloading of passengers.

Section 16. Restricted Use of Bus and Taxicab Stands. No person shall stop, stand, or park a vehicle other than a bus in a bus stand or other than a taxicab in a taxicab stand, except that the driver of a passenger vehicle may temporarily stop for the purpose of and while actually engaged in loading or unloading passengers when the stopping does not interfere with a bus or taxicab waiting to enter or about to enter the zone.

Section 17. Moving Vehicle. The moving of any vehicle within the block shall not be deemed to extend the time of parking.

Section 18. Lights on Parked Vehicle. No lights need be displayed upon a vehicle parked in accordance with this ordinance and upon a street where there is sufficient light to reveal a person or object upon the street within a distance of 500 feet.

Section 19. Exemption. The provisions of this ordinance regulating the parking or standing of vehicles shall not apply to a vehicle of a city department or public utility necessarily in use for construction or repair work, or to a vehicle owned by the United States while in use for the collection, transportation, or delivery of United States mail.

#### Pedestrians

Section 20. Use of Sidewalks. Pedestrians shall not use a roadway for travel when abutting sidewalks are available for doing so.

Section 21. Crossing at Right Angles. No pedestrian shall cross a street at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb except in a marked crosswalk.

Section 22. Pedestrians Must Use Crosswalks. No pedestrian shall cross a street other than within a crosswalk in blocks with marked crosswalks, except when there is no marked crosswalk within 200 feet from the point of crossing.

#### Parades and Processions

Section 23. Permits Required for Parades. No procession or parade, except a funeral procession or military parade, shall occupy, march, or proceed along a street except in accordance with a permit issued by the chief of police and approved by the ADMIN. ASST.. The permit may be granted where it is found that the parade is not to be held for any unlawful purpose and will not in any manner tend to a breach of the peace, unreasonably interfere with the peace and quiet of the inhabitants of the city, or cause damage to or unreasonably interfere with the public use of the streets.

Section 24. Funeral Procession. A funeral composed of a procession of vehicles shall be escorted by at least one person authorized to direct traffic for such purposes and shall follow routes established by the chief of police. Each vehicle in the procession shall be marked by flags or other designation approved by the chief of police.

Section 25. Drivers in Procession. Each driver in a funeral or other procession shall drive as near to the right-hand edge of the street as practical and shall follow the vehicle ahead as closely as is practical and safe.



the motor vehicle laws of Oregon or this ordinance, including those erected by an authorized public utility, department of the city, or other authorized person, unless it is necessary to avoid conflict with other traffic, or when otherwise directed by a police officer.

(2) No unauthorized person shall move, remove, deface, tamper with, or alter the position of a traffic sign, signal, marker, barrier, or parking meter.

Section 8. Vehicles Stopping at Stop Signs. When stop signs are erected at or near the entrance to an intersection, the driver of a vehicle approaching such sign shall come to a full stop before entering a crosswalk or intersection, except when directed to proceed by a police officer or traffic control signal.

Section 9. Stop When Traffic Obstructed. No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the opposite side of the intersection or crosswalk to accommodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding a traffic control signal indication to proceed.

Section 10. Private Marking Unlawful. No person shall letter, mark, or paint in any manner letters, marks, or signs on a sidewalk, curb, street, or alley, or to post on a parking strip anything designed or intended to prohibit or restrict parking in front of a sidewalk, dwelling house, business house, or in an alley, except in compliance with this ordinance.

#### Parking

Section 11. Method of Parking.

(1) No person shall stand or park a vehicle in a street other than parallel with the edge of the roadway, headed in the direction of lawful traffic movement, and with the curbside wheels of the vehicle within 12 inches of the edge of the curb, except where the street is marked or signed for angle parking.

(2) Where parking space markings are placed on a street, no person shall stand or park a vehicle other than at the indicated direction and within a single marked space, unless the size or shape of the vehicle makes compliance impossible.

(3) If the owner or driver of a vehicle discovers that the vehicle is parked immediately in front or close to a building to which the fire department has been summoned, he shall immediately remove the vehicle from the area unless otherwise directed by police or fire officers.

Section 12. Prohibited Parking. In addition to provisions of the motor vehicle laws of Oregon prohibiting parkings, no person shall park:

(1) A vehicle upon a bridge, viaduct, or other elevated structure used as a street or within a street tunnel in this city, unless marked or indicated otherwise.

(2) A vehicle in an alley except to load or unload persons or materials not to exceed 20 consecutive minutes in any two-hour period.

(3) A vehicle upon a street for the principal purpose of:

(a) Displaying the vehicle for sale.

(b) Washing, greasing, or repairing the vehicle except repairs necessitated by an emergency.

(c) Selling merchandise from the vehicle except in an established market place or when so authorized or licensed under the ordinances of this city.

(d) Storage, or as junkage or dead storage for more than 24 hours.

(4) A vehicle upon any parkway except where specifically authorized.

(5) A vehicle upon private property without the consent of the owner or person in charge of the private property.

Section 13. Use of Loading Zone. No person shall stop, stand, or park a vehicle for any purpose of length of time other than for the expeditious unloading and delivery or pickup and loading of materials, freight, or passengers in a place designated as a loading zone during the hours when the provisions applicable to loading zones are in effect. In no case shall the stop for loading and unloading of passengers and personal baggage exceed five minutes, nor the loading or unloading of materials exceed 15 minutes.



## Traffic Control

Section 5. Powers of City Council. After approval by the Oregon State Highway Commission where such approval is required by the motor vehicle laws of Oregon, the council may designate the following traffic controls which shall become effective upon installation of appropriate traffic signs, signals, markings, or other devices.

(1) The parking and standing of vehicles by:

(a) Classifying portions of streets and alleys upon which either parking or standing, or both, shall be prohibited, or prohibited during certain hours.

(b) Establishing the time limit for legal parking in limited parking areas.

(c) Designating on each side of a block where required not more than two loading zones.

(d) Establishing bus stops, bus stands, taxicab stands, and stands for other passenger common-carrier vehicles.

(e) Designating the location of passenger loading zones for use in front of the entrance to any hotel, auditorium, theater, church, school, or public building.

(f) Designating the angle of parking if other than parallel to the curb.

(g) Designating city-owned or leased lots or property on which public parking will be permitted.

(h) Designating lots or areas within which, or streets or portions of streets along which parking meters will be installed, and the denomination of coins to be used or deposited in parking meters.

(2) The operation of vehicles on through streets and one-way streets by:

(a) Designating where traffic control signals shall be placed and the time of operation of such signals.

(b) Designating and marking of intersections where drivers of vehicles shall not make right, left, or U-turns and the times when such prohibitions shall apply.

(c) Designating and marking of crosswalks at intersections where deemed necessary for pedestrian safety.

(d) Designating and marking safety zones of such kind and character and at such places as deemed necessary for pedestrian safety.

(3) Truck routes.

(4) Streets where trucks, machinery, or any other large or heavy vehicles exceeding specified weights shall be prohibited. Such vehicles may, however, be operated on such streets for the purpose of delivering or picking up materials or merchandise, but then only by entering such streets at the intersection nearest the destination of the vehicle and proceeding no farther than the nearest intersection.

All ordinances and resolutions relating to traffic regulations heretofore adopted by the council and now in force and effect shall remain in full force and effect until such time as they shall be modified, repealed, or changed pursuant to authority of this ordinance.

Section 6. Authority of Police and Fire Officers.

(1) It shall be the duty of the police department through its officers to enforce this ordinance.

(2) In the event of a fire or other emergency, officers of the police department may direct traffic as conditions may require to expedite traffic or to safeguard pedestrians, notwithstanding other provisions of this ordinance.

(3) When at the scene of a fire, members of the fire department may direct or assist the police in directing traffic.

## Signs and Signals

Section 7. Duty to Obey Traffic Signs and Signals.

(1) No driver of a vehicle shall disobey the instructions of a traffic sign, signal, marker, barrier, or parking meter placed in accordance with

Samuel B. Hawesmith  
Mayor

ATTEST:

Vau R. Howard  
Recorder

Section 58. Emergency Clause. Inasmuch as the provisions of this ordinance are necessary for the immediate preservation of the peace, health and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.