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## **CHAPTER 5 – TRAFFIC**

### **WORDS AND PHRASES DEFINED**

**5.101 Definition Of Words And Phrases.** The following words and phrases when used in this Chapter shall for the purpose of this Chapter, have the meanings respectively ascribed to them in this Article, except in those instances where the context clearly indicates a different meaning.

- (a) **Authorized Emergency Vehicle.** Vehicles of the Fire Department, police vehicles and such ambulances designated or authorized by the Chief of Police.
  - (b) **Block.** A portion of any street located between two intersections next adjacent to each other.
  - (c) **Business District.** The territory contiguous to a highway when fifty percent (50%) or more of frontage thereon for a distance of 300 feet or more is occupied by buildings in use for business.
  - (d) **Crosswalk.** That portion of a roadway ordinarily included within the prolongation or connection of the lateral lines of sidewalks at intersections. Any portion of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.
  - (e) **Driver.** Every person who drives or is in actual physical control of a vehicle.
  - (f) **Intersection.** The area embraced within the prolongation of the lateral curb lines or if none, then the lateral boundary lines of two or more highways which join one another at an angle whether or not one such highway crosses the other.
  - (g) **Motor Vehicle.** Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.
  - (h) **Official Time Standard.** Whenever certain hours are named herein they shall mean standard time or daylight saving time as may be in current use in this Town.
  - (i) **Official Traffic Control Devices.** All signs, signals, markings, and devices not inconsistent with this Ordinance placed or erected by authority of the governing body or official having jurisdiction, for the purposes of regulating, warning, or guiding traffic.
  - (j) **Official Traffic Signals.** Any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop and to proceed.
  - (k) **Park.** The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading.
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- (l) Pedestrian. Any person afoot.
  - (m) Person. Every natural person, firm, co-partnership, association, or corporation.
  - (n) Police Officer. Every officer of the municipal police department or any officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.
  - (o) Private Road or Driveway. Every road or driveway not open to the use of the public for purposes of vehicular travel.
  - (p) Public Conveyance. Any vehicle other than a taxicab or railroad train for transporting for fare.
  - (q) Residence District. The territory contiguous to a highway not comprising a business district when the frontage on such highway for a distance of 300 feet or more is mainly occupied by dwellings or by dwellings and buildings in use for business.
  - (r) Right-of-Way. The privilege of the immediate use of the roadway.
  - (s) Roadway. That portion of a street improved, designed, or ordinarily used for vehicular travel.
  - (t) Safety Zone. The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.
  - (u) Sidewalk. That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.
  - (v) Standing. Any stopping of a vehicle, whether occupied or not.
  - (w) Stop, when required, means complete cessation of movement.
  - (x) Stop or Stopping, when prohibited, means any stopping of a vehicle except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic control sign or signal.
  - (y) Street or Highway. The entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right, for purpose of vehicular traffic.
  - (z) Traffic. Pedestrians, ridden or herded animals, vehicles, street cars and other conveyances either singly or together while using any street for purposes of travel.
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(aa) Vehicle. Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks; provided, that for the purpose of this Ordinance, a bicycle or a ridden animal shall be deemed a vehicle.

### **REGISTRATION OF VEHICLES**

**5.201 Motor Vehicles Required To Be Registered.** It shall be a requirement for each vehicle registered to a Town of Youngsville resident to pay a \$5.00 per vehicle fee. This fee shall be billed along with the vehicle tax billed by the Franklin County Tax Assessors office. Franklin County shall charge 1 ½ % of the funds collected as their fee.

**5.202** Registrar to Issue Number-Plates: Duplication of Lost or Destroyed Plate. Repealed, October 2011.

**5.203** When and How Number Plates Transferable. Repealed, October 2011.

**5.204** Motor Vehicles Shall Display Town Number Plates or Stickers. Repealed, October 2011.

**5.204.1** Change Made at a Regular Meeting. Repealed, October 2011.

**5.204.2** Change Made March 6, 1972. Repealed, October 2011.

**5.204.3** Change Made - Town Tags. Repealed, October 2011.

### **REQUIRED OBEDIENCE TO TRAFFIC-REGULATIONS AND POLICE OFFICERS**

**5.301 Required Obedience To Traffic Ordinance.** It is punishable as an infraction and by assessment of a \$50 fine for any person to do any act forbidden, or fail to perform any act required, in this Chapter.

**5.302 Obedience To Police.** No person shall willfully fail, or refuse, to comply with any lawful order, or direction, by a police officer.

**5.303 Authority Of Police In Special Cases.** In the event of a fire or other emergency, or when necessary to expedite traffic or safeguard pedestrians, police officers may direct traffic as conditions may require, notwithstanding the provisions of this Chapter.

**5.304 Public Employees To Obey Traffic Regulations.** The provisions of this Ordinance shall apply to the driver of any vehicle owned by, or used in the service of, the United States Government, this State, County or Town and it shall be unlawful for any said driver to violate

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any of the provisions of this ordinance, except as otherwise permitted in this Ordinance, or by State Statute.

**5.305 Exemptions To Authorized Emergency Vehicles.**

(a) The provisions of this Ordinance regulating the operation, parking, and standing of vehicles shall apply to authorized emergency vehicles, as defined in this Ordinance, except as follows:

A driver when operating such vehicle in any emergency, except when otherwise directed by a police officer, may-

- (1) Park or stand, notwithstanding the provisions of this Ordinance.
- (2) Proceed past a red or stop signal, or stop sign, but only after slowing down as may be necessary for safe operation.
- (3) Exceed the prima facie speed limits so long as he does not endanger life or property.
- (4) Disregard regulations governing direction of movement, or turning, in specified directions so long as he does not endanger life or property.

(b) The foregoing exemptions shall not, however, protect the driver of any such vehicle from the consequences of his reckless disregard of the safety of other.

**5.306 Persons Propelling Push Carts, Or Riding Bicycles Or Animals, To Obey Traffic Regulations.**

Every person propelling any push cart, or riding a bicycle or an animal, upon a roadway, and every person driving any animal-drawn vehicle, shall be subject to the provisions of this Ordinance applicable to the driver of any vehicle, except those provisions of this Chapter which, by their very nature, can have no application.

**OBEDIENCE TO OFFICIAL TRAFFIC CONTROL DEVICES**

**1.11 5.401 Obedience To Official Traffic Control Devices.**

(a) The driver of any vehicle shall obey the directions of any official traffic control device applicable thereto and placed in accordance with the traffic ordinances of this Town, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle, in Article III, 5, of this Chapter.

(b) No provision of this Chapter for which signs are required, shall be enforced against an alleged violator if, at the time and place of the alleged violation, an official sign is not in

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proper position and sufficiently legible to an ordinarily observant person. Whenever a particular section does not state that signs are required, such shall be effective without signs being placed to give notice thereof.

**5.402 Obedience To No-Turn Signs And Turning Markers.** Whenever authorized signs are placed erected, or installed indicating that no right or left or "U" turn is permitted, no driver of a vehicle shall disobey the directions of any such sign, and when authorized markers, buttons, or other indications are placed within an intersection indicating the course to be traveled by vehicles traversing, or turning thereat, no driver of a vehicle shall disobey the directions of such indications.

**5.403 Obedience To No-Parking Zone And Safety Zone Markers.** Whenever authorized signs or markings are placed, erected or installed indicating no-parking zones or safety zones, no driver of a vehicle shall disobey the regulations in connection therewith.

**5.404 Traffic Control Signal Legend.** Whenever traffic is controlled by traffic control signals exhibiting the words "Go", "Caution", or "Stop", or exhibiting differently colored lights, successively, one at a time, the following colors only shall be used, and said terms and lights shall indicate as follows:

(a) Green alone, or "Go".

(1) Vehicular traffic facing the signal may proceed straight through, or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic shall yield the right-of-way to other vehicles and to pedestrians, lawfully within the intersection at the time such signal is exhibited.

(2) Pedestrians facing the signal may proceed across the roadway within any marked or unmarked crosswalk.

(b) Yellow alone, or "Caution", when shown following the green or "Go" signal.

(1) Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at the intersection, but if such stop cannot be made in safety, a vehicle may be driven cautiously through the intersection.

(2) Pedestrians facing such signal are hereby advised that there is insufficient time to cross a roadway, and any pedestrian then starting to cross shall yield the right-of-way to all vehicles.

(c) Red alone, "Stop".

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(1) Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at an intersection, or at such other point as may be indicated by a clearly visible line, and shall remain standing until green or "Go" is shown alone.

(2) No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

(d) Red with green arrow.

(1) Vehicular traffic facing such signal may cautiously enter the intersection, only to continue the movement in the direction indicated by such arrow, but shall not interfere with other traffic.

(2) No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

**5.405 Flashing Signals.** Whenever flashing red or yellow signals are used they shall require obedience by vehicular traffic as follows:

(a) Flashing red (stop signal). When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection, or at a limit line when marked, and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.

(b) Flashing Yellow (Caution Signal). When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.

### **STOPPING, STANDING, AND PARKING**

**5.501 Vehicles Not To Stop In Streets. Exceptions.** No vehicle shall stop in any street except for the purpose of parking as prescribed in this Chapter, unless such stop is made necessary by the approach of fire apparatus, by the approach of a funeral or other procession which is given the right-of-way, by the stopping of a public conveyance, by the lowering of railway gates, by the giving of traffic signals, by the passing of some other vehicle or a pedestrian, or by some emergency; and in any case covered by these exceptions said vehicles shall stop so as not to obstruct any footway, pedestrian aisle, safety zone, crossing or street intersection if such can be avoided.

**5.502 Vehicles Not To Obstruct Passage Of Other Vehicles.** No vehicle shall so stand on any street as to interrupt, or interfere with, the passage of public conveyances or other vehicles.

**5.503 Parking Prohibited At All Times In Designated Places.** When signs are placed, erected, or installed, giving notice thereof, or the curbing has been painted yellow in lieu of such signs, no

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person shall park a vehicle at any time upon any of the streets described in Schedule I, attached to and made a part of this Ordinance.

**5.504 Parking Prohibited During Certain Hours In Designated Places.** When signs are placed, erected, or installed in each block, giving notice thereof, no person shall park a vehicle between the hours of 1:00 A.M., and 6:00 A.M., upon any of the streets described in Schedule II, attached and made a part of this Ordinance, unless other hours are designated in the said schedule, provided that this shall not apply to automobiles, or other vehicles, parked on said streets between the hours of 1:00 A.M., and 6:00 A.M., when the owners thereof are at work in the building, or on the premises, in front of, or near, which said automobiles, or other vehicles, are parked.

**5.505 Parking Time Limited To Two Hours In Designated Places.** When signs are placed, erected, or installed in each block giving notice thereof, no person shall park a vehicle for longer than two hours at any time between the hours of 6:00 A.M., and 6:30 P.M., or any day, except Sunday and public holidays, upon any of the streets described in Schedule III, attached to and made a part of this Ordinance, and the changing of the position of a vehicle from one point directly to another point, within the same block, shall be deemed one continuous parking period.

**5.506 Parking Time Limited To One Hour In Designated Places.** When signs are placed, erected, or installed in each block giving notice thereof, no person shall park a vehicle for longer than one hour at any time between the hours of 6:00 A.M., and 6:30 P.M., of any day, except Sunday and public holidays, upon any of the streets described in Schedule IV, attached to and made a part of this Ordinance, and the changing of the position of a vehicle from one point directly to another point, within the same block, shall be deemed as one continuous parking period.

**5.507 Parking Time Limited To 10 Minutes In Designated Places.** When signs are placed, erected, or installed in each block giving notice thereof, no person shall park a vehicle for longer than ten minutes at any time upon any streets described in Schedule V attached hereto and made a part of this Ordinance, and the changing of the position of a vehicle from one point directly to another point within the same block, shall be deemed as one continuous parking period.

**5.508 Bus, Taxicab, Automobile Or Public Drays For Hire And Law Enforcement Vehicle Stands.** Those streets, or parts of streets, described in Schedule VII, attached to and made a part of this Ordinance, shall be reserved as stands for the specific purpose and at the exact location named therein and no automobile or other vehicle shall park therein, except those for which the space or stand has been designated.

**5.509 Parking Of Taxicabs Within The Same Block.** Not more than two taxicabs owned by the same company, shall be parked in one block at the same time, except such taxicabs as may be parked in established taxi stands as set out in 8 of this Article.

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**5.510 Parking Parallel To Curb, Unless Otherwise Directed By This Chapter, Or By Parking Lines.** Where not otherwise indicated by this Ordinance, and where the street is not marked to show how vehicles shall park, all vehicles shall park parallel to the curb and not more than twelve inches thereto.

**5.511 Vehicles Backed Up To Curb.** In no case shall a vehicle remain backed up to curb, except when actually loading or unloading. If the vehicle be horse drawn, the horse, or horses, shall stand parallel to the curb and face the direction of traffic.

**5.512 Left Side To Curb Not Permitted In Business District.** No vehicle shall stop with its left side to the curb in the business district, except that on one-way streets vehicles shall stop headed in the direction of traffic.

**5.513 Parking Within Lines Where Provided.** On any street which is marked off with lines indicating the parking spaces for cars, the same shall be parked between said lines.

**5.514 Double Diagonal Parking.** Double diagonal parking, at an angle of approximately 45 degrees, shall be allowed in the center of \_between \_\_\_\_\_ Street and \_\_\_\_\_ Street.

**5.515 Parking At 45 Degree Angle.** Automobiles and other vehicles shall be parked at an angle of approximately 45 degrees with the curb on those streets, or parts of streets, described in Schedule VI, attached and made a part of this Ordinance.

**5.516 Unlawful Parking.** No person shall stand, or park a vehicle upon any street for the principal purpose of:

- (a) Displaying it for sale.
- (b) Washing, greasing, or repairing such vehicle, except repairs necessitated by an emergency.
- (c) Storage thereof by garages, dealers or other persons when such storage is not incident to the bona-fide use and operation of such automobile or other vehicles.
- (d) Storage of any detached trailer, or van, when the towing unit has been disconnected, or for the purpose of transferring merchandise, or freight, from one vehicle to another.

**5.516.1 Amendment To Article XVI (Traffic Regulation – Unlawful Parking)**

1. UNLAWFUL PARKING. No person shall stand, or park a vehicle upon any street for the principal purpose of:

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- (a) Displaying it for sale.
  - (b) Washing, greasing, or repairing, excepting repairs necessitated by an emergency.
  - (c) Storage.
  - (d) Storage of any detached trailer, or van when the towing-unit has been disconnected.
  - (e) Transferring merchandise or freight from one vehicle to another.

That this ordinance shall be in full force and effect from and after the date of the passage thereof.

Members Present: W.S. Pearce, W.T. Moss, J.T. Allen and W.P. Pearce. Members

voting "Aye": W.S. Pearce, W.T. Moss, J.T. Allen, W.P. Pearce. Members voting

"No": none

Passed by the Commissioners of the Town of Youngsville, by a two-thirds majority of those present at its meeting held on the 4th day of September, 1950.

(A.E. Hall)  
Mayor

(SEAL)

Attest:

(W. Rudy Evans)  
Town Clerk

**5.517 Standing Or Parking Vehicles For Primary Purpose Of Advertising Prohibited.** No person shall stand, or park, on any street any vehicle for the primary purpose of advertising.

**5.518 Stopping, Standing, Or Parking Prohibited In Specified Places.** No person shall stop, stand, or park, a vehicle except when necessary to avoid conflict with other traffic, or in compliance with the directions of a police officer or traffic control device in any of the following places:

- (a) On the sidewalk.
  - (b) Within an intersection.
  - (c) On a crosswalk.
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- (d) Within thirty feet of any flashing beacon, stop sign, or traffic control signal located at the side of a street or roadway.
  - (e) Alongside or opposite any street excavation or obstruction, when such stopping, or standing, or parking would obstruct traffic.
  - (f) Upon any bridge or other elevated structure or within any underpass structure.
  - (g) Within fifteen feet in either direction of the entrance to a hotel, theater, hospital, sanatorium, or any public building.
  - (h) On the roadway side of any vehicle stopped, standing, or parked at the edge or curb of a street.

**5.519 Moving Of Vehicles Of Other Operators Into Restricted Areas Prohibited.** No person shall move a vehicle not owned by such person, into any prohibited area, or sufficiently away from curb to make such distance unlawful.

**5.20 Handicap Parking.** Without privilege [(parking) (leave standing)] a vehicle in a space designated for handicapped and visually impaired persons when such vehicle does not display the distinguishing license plate or placard.

## **OPERATION OF VEHICLES**

### **5.601 Stop Before Entering A Through Street.**

- (a) Those streets and parts of streets, described in Schedule IX, attached hereto and made a part hereof, are hereby declared to be through streets for the purpose of this .
- (b) When stop signs are placed, erected, or installed upon highways intersecting a through street at the entrance thereto, or at the entrance to any intersection, every driver of a vehicle, or street car, shall stop in obedience to such signs before entering the intersection and shall not proceed into, or across, the through street until he has first determined that no conflict with traffic will be involved.

**5.602 Stop Before Entering Certain Street Intersections.** Those intersections described in Schedule X, attached hereto and made a part hereof, are hereby declared to be stop intersections when entered from the streets first named, and when stop signs are placed, erected, or installed at such intersections every driver of a vehicle, or street car, shall stop in obedience to such signs before entering the intersection, and shall not proceed into, or across, the through street until he has first determined that no conflict with traffic will be involved.

**5.603 Stop When Traffic Obstructed.** No driver shall enter an intersection, or a marked crosswalk, unless there is sufficient space on the other side of the intersection or crosswalk, to accommodate the vehicle he is operating without obstructing the passage of other

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vehicles, or pedestrians, notwithstanding any traffic control signal indication to proceed.

**5.604 One-Way Streets.** Upon those streets, and parts of streets, described in Schedule VIII, attached hereto and made a part hereof, vehicular traffic shall move only in the indicated direction, when signs indicating the direction of traffic are erected, and maintained, at every intersection where movement in the opposite direction is prohibited.

**5.605 Driving Through Funeral Processions.** No vehicle shall be driven through a funeral procession, except fire department vehicles, police patrols and ambulances, when the same are responding to calls.

**5.606 Left Turns At Certain Intersections As Indicated.** In making left turns at the street intersections described in Schedule XI, attached hereto and made a part hereof, all traffic shall travel to the left of the center of said intersections as may be indicated by buttons, markers, or other directing signs.

**5.607 No Right Or Left Turns To Be Made.**

- (a) No vehicle shall make a left turn at any street intersection described in Schedule XII, attached hereto and made a part hereof.
- (b) No vehicle shall make a right turn at any intersection described in Schedule XIII, attached hereto and made a part hereof.

**5.608 Limitations On Turning Around.** No driver shall turn any vehicle so as to proceed in the opposite direction in the business district, except at street intersections, in the streets, or portions of streets, described in Schedule XIV attached hereto and made a part hereof.

**5.609 Limitations On Backing.** The driver of a vehicle shall not back the same into any intersection, or over a crosswalk, and shall not in any event, or at any place, back a vehicle unless such movement can be made in safety, and he shall have given ample warning to those who may be behind, by hand and horn or other signal.

**5.610 Emerging From Alley Or Private Driveway.** The driver of a vehicle emerging from an alley, driveway, or building shall stop such vehicle immediately prior to driving onto a sidewalk, or into the sidewalk areas extending across any alleyway, and upon entering the roadway he shall yield the right-of-way to all vehicles approaching on said roadway.

**5.611 Vehicles Shall Not Be Driven On The Sidewalk.** The driver of a vehicle shall not drive within any sidewalk area.

**5.612 Clinging To Moving Vehicles.** Any person riding upon any bicycle, motorcycle, coaster, sled, roller-skates, or any toy vehicle, shall not attached the same, or himself, to any public conveyance, or moving vehicle upon any roadway.

**5.613 Riding On Handle-Bars Prohibited.** The operator of a motorcycle, or bicycle, when upon a street, shall not carry any person upon the handle-bar, frame, or tank of any such

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vehicle, nor shall any person so ride upon any such vehicle.

**5.614 Riding On Sidewalks, Or Without Hands On Handle-Bars, Prohibited.** No person shall ride a bicycle or motorcycle on any street without having his hands upon the handle-bars, nor shall any person ride a bicycle upon any sidewalk or walkway within the Town.

**5.615 Use Of Coaster, Roller-Skates, And Similar Devices Restricted.** No person upon roller-skates, or riding in, or by means of, any coaster, toy-vehicle or similar device, shall go upon any roadway, unless it be while crossing a street at a crosswalk or intersection; except upon streets set aside as play streets.

**5.616 Lights On Parked Vehicles.** The displaying of lights upon a vehicle, when lawfully parked at night upon a street of the Town in accordance with this Ordinance, shall not be required when there is sufficient light to reveal any person with a distance of 200 feet upon such street.

**5.617 Moving Cars From Parked Positions.** Cars picked shall move out in the direction headed, or if they are parked at an angle with the curb they shall back out on that angle until they have cleared the other cars and shall then proceed in the direction they are most nearly headed in.

**5.618 Speed-Limit.** A vehicle may be operated on any street of the Town, designated elsewhere in this Ordinance as a business , at a rate of speed not exceeding twenty miles per hour, provided, however, that at no time shall the speed be greater than is reasonable and prudent under the conditions then existing. The speed limit on state highways in residential s shall be 35 miles per hour and 25 miles per hour on all other streets.

**5.618.1 Change Made 4 October 1965.**

BE IT ORDAINED by the Board of Commissioners of the Town of Youngsville:

1. 18 of Article VI is hereby amended by adding the following subsections at the end thereof:
    - (a) The speed limit on Main Street (NC 96) from Cross Street (NC 96, SR 1130) to College Street (US 1-A, NC 96) shall be at a speed not exceeding twenty-five miles per hour.
    - (b) The speed limit on College Street (US 1-A, NC96) from Main Street (NC 96, SR 1147) to the northern corporate limit, approximately 0.44 mile north of Main Street (NC 96, SR 1147) shall be at a speed no exceeding thirty-five miles per hour.
    - (c) The speed limit on Nassau Street (SR 1132) from Main Street (SR 1100) to the northern corporate limit, approximately 0.33 mile north of Main Street (SR 1100) shall be at a speed not exceeding thirty-five miles per hour.
    - (d) The speed limit on Main Street (SR 1100) from Cross Street (NC 96, SR 1130) to the eastern corporate limit, approximately 0.15 mile east of Nassau Street (SR 1132) shall be at a speed not exceeding thirty-five miles per hour.
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(e) The speed limit on Cross Street (SR 1130) from Main Street (NC 96, SR 1100) to NC 96 shall be at a speed not exceeding thirty-five miles per hour.

(f) The speed limit on Cross Street (SR 1130) from NC 96 to the southern corporate limit, approximately 0.25 mile south of NC 96 shall be at a speed limit not exceeding thirty-five miles per hour.

(g) The speed limit on Wake Forest Road (US 1-A) from Main Street (NC 96, SR 1147) to the southern corporate limit, approximately 0.22 mile south of Main Street (NC 96, SR 1147) shall be at a speed not exceeding thirty-five miles per hour.

**5.619 Driving On Roadways Lane For Traffic.** All vehicles operated on any roadway which has been clearly marked with lanes for traffic, shall be driving as nearly as practical entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

**5.620 Driving Over Fire-Hose.** No vehicle shall be driven over any hose of the fire department when laid down on any street, or driveway, to be used at any fire, without the consent of the fire department official in command.

**5.621 Method Of Motor Vehicle Operation Prohibited.**

Upon motion by Commissioner E.J. Pearce, seconded by Commissioner D.H. Cyrus, the following ordinance was passed in regular meeting January 4, 1971:

No person shall upon the public street, highway, road, alley, drive or other public way, or upon the grounds and premises of any service station, school, drive-in business, restaurant or other business establishment providing parking or loading and unloading automobile space for customers, patrons or the public, operate a motor vehicle from a standing or parked position by rapid acceleration and or other mechanical means of operation so as to cause the wheels of the vehicle to spin in place prior to and or during the initial forward movement from a standing or parking position to travel at rate of speed greater than is reasonable and necessary for the normal operation of the vehicle according to accepted standard practice for vehicle operation; or at a rate of speed or in such a manner that will endanger or likely to endanger person or property, and without due caution. These methods of vehicle operation are sometimes referred to as "Scratching Off".

**MISCELLANEOUS REGULATIONS**

**5.701 Boarding, Or Alighting From, Public Conveyances Or Other Vehicles.** No person shall board, or alight from, any public conveyance, or other vehicle, while such conveyance, or other vehicle, is in motion.

**5.702 Unlawful Riding.** No person shall ride on any public conveyance, or vehicle, or any portion thereof, not designed, or intended, for the use of passengers. This provision shall not apply to an employee engaged in the necessary discharge of a duty, or to persons riding

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within truck bodies in spaces intended for merchandise.

**5.703 Entering, Jumping On, Or Riding Vehicles Without Permission.** No person shall enter, jump on, or ride any automobile, or other vehicle, without the consent of the owner or driver.

**5.704 Persons Riding Must Stay Inside.** No person when riding shall allow any part of his body to protrude beyond the limits of the vehicle in which he is riding, except to give such signals as are by law required, and no person shall hang on to any vehicle whatsoever.

**5.705 Not More Than Three Persons Permitted In Front Seat.** It shall be unlawful for the driver, or the person in charge, of any motor vehicle to permit more than three persons (including driver) to ride in the front, or driver's seat of a motor vehicle.

**5.706 Trains Blocking Crossing Regulated.** It shall be unlawful for any person, firm, or corporation to allow a railroad train, locomotive, or any railroad vehicle to stand upon a public crossing, or any part thereof, for more than five minutes at any time.

5.707 Avoidance Of Official Traffic-Control Devices. Traffic-control devices are erected for the safety of the public. It shall be unlawful for anyone to operate a motor vehicle upon or over a public road, right of way or public vehicular area by leaving the roadway and proceeding around an officially erected traffic-control device for the purpose of avoiding obeying said traffic-control device.

**5.708 Operation Of Heavy Trucks On Local Restricted Streets.**

It shall be unlawful for any multi-axle vehicle with authorized gross vehicular weight exceeding 26,000 pounds to travel on any Town maintained street when signs have been erected along said streets prohibiting such thru traffic. However, local traffic exceeding said weight shall be allowed for the purpose of serving properties along said streets.

**5.709 Excessive False Alarms.**

Any residence or business which allows an alarm system to malfunction more than three times in any thirty (30) day period after having been warned in writing by the police department on each occasion, shall be subject to a \$100.00 fine for each additional false alarm, not to exceed \$500.00 in any thirty (30) day period.

This to be under civil penalty

Adopted this the 11<sup>th</sup> day of August, 2005.

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Leelan A. Woodlief, Mayor Pro-tem

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Brenda T. Robbins, Town Administrator

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