

TITLE 7
CHAPTER 1

TRAFFIC REGULATIONS

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7-1-1: SHORT TITLE: This Title shall be cited as the "City of Florence Uniform Traffic Ordinance".

7-1-2: DEFINITIONS: In addition to those definitions contained in the Oregon Vehicle Code, the following words or phrases, except where the context clearly indicates a different meaning, shall mean:

BUS STOP A space on the edge of a roadway designated by a sign for use by buses loading or unloading passengers

HOLIDAY New Year's Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, and any other day proclaimed by the Council to be a holiday.

LOADING ZONE	A space on the edge of a roadway designated by sign for the purpose of loading or unloading passengers or materials during specified hours or specified days.
LOW SPEED VEHICLE	Defined as it is in ORS 801.331, means any 4-wheeled vehicle with top speed of more than 20 miles per hour, but not more than 25 miles per hour. Every vehicle that is self-propelled, including tractors, fork-lift trucks, motorcycles, road building equipment, street cleaning equipment, and any other vehicle capable of moving under its own power, notwithstanding that the vehicle may be exempt from licensing under the motor vehicle laws of Oregon.
MOTORIZED CONVEYANCE	Scoters, mopeds, pocket bikes, mini motorcycles, skateboard with a motor of some type, or any similar type wheeled powered device that is operated by the rider and is propelled by electricity or fuel and is not a licensed or registered vehicle as defined by Oregon Statute.
MOTORIZED WHEELCHAIR	A motorized vehicle that is electrically powered with three to six wheels and one seat for the operator. This type of conveyance is originally manufactured as a device to provide mobility for a disabled person as defined in ORS 801.235
PERSON	A natural person, firm partnership, association or corporation
SELF-POWERED CONVEYANCE	Bicycles, scooters, skate boards, roller or blade skate, coasters or any similar wheeled device that is operated and propelled by the rider, except for a wheelchair.
STREET	Highway, road or street as defined in ORS 801.305
TAXICAB STAND	A space on the edge of a roadway designated by sign for use by taxicabs.
TRAFFIC LANE	That area of the roadway used for the movement of a single line of traffic.
VEHICLE	As used in subsequent sections of this Title, this word includes bicycles.

As used in this Title, the singular includes the plural, and the masculine includes the feminine.

7-1-3: ADMINISTRATION:

7-1-3-1: STANDARDS: The regulations of the City Manager or his designate shall be based upon:

- A. Traffic engineering principles and traffic investigations.
- B. Standards, limitations and rules promulgated by the Oregon Transportation Commission.
- C. Other recognized traffic-control standards.

7-1-3-2: COUNCIL POWERS:

- A. Subject to State laws, the City Council shall exercise all Municipal traffic authority for the City except those powers specifically and expressly delegated herein or by another ordinances.
- B. The powers of the Council shall include, but not be limited to:
 - 1. Designation of through streets.
 - 2. Designation of one-way streets.

3. Designation of truck routes.
4. Designation of parking meter zones.
5. Restriction of the use of certain streets by any class or kind of vehicle to protect the streets from damage.
6. Authorization of greater maximum weights or lengths for vehicles using City streets than specified by State law.
7. Initiation of proceedings to change speed zones.
8. Revision of speed limits in parks.

7-1-3-3: CITY MANAGER POWERS: The City Manager or his designate shall exercise the following duties:

- A. Implement the ordinances, resolutions and motions of the Council and his own orders by installing, maintaining, removing and altering traffic-control devices. Such installation shall be based on the standards contained in the Oregon Manual on Uniform Traffic-Control Devices for Streets and Highways.
- B. Establish, remove or alter the following classes of traffic controls:
 1. Crosswalks, safety zones, and traffic lanes.
 2. Intersection channelization and areas where drivers of vehicles shall not make right, left or U-turns, and the time when the prohibition applies.
 3. Parking areas and time limitations, including the form of permissible parking (e.g., parallel or diagonal).
 4. Traffic-control signals.
 5. Loading zones and stops for vehicles.
- C. Issue oversize or overweight vehicle permits.
- D. Designate certain streets as bridge paths and prohibit horses and animals on other streets.
- E. Temporarily block or close streets.
- F. Establish bicycle lanes and paths and traffic controls for such facilities.
- G. Install temporary traffic-control devices deemed by him to be necessary under conditions constituting a danger to the public.

7-1-3-4: POLICE AND FIRE OFFICERS AUTHORITY:

- A. It shall be the duty of a police officer and code enforcement officer to enforce the provisions of this Title.
- B. In the event of a fire or other public emergency, City employees and volunteer fire fighters may direct traffic as conditions require, notwithstanding the provisions of this Title.

7-1-3-5: TRAFFIC SIGNALS:

- A. The existence of a traffic sign, signal, device or marking shall be prima facie evidence that such sign, signal, device or marking was lawfully authorized and installed under the terms of this Chapter and the laws of the State . (Ord 684, 2-8-83)

7-1-4: GENERAL DRIVING REGULATIONS:

7-1-4-1; CROSSING PRIVATE PROPERTY: No operator of a vehicle shall proceed from one street to an intersecting street by crossing private property. This provision shall not apply to the operator of a vehicle who stops on the property for the purpose of procuring or providing goods or services.

7-1-4-2: UNLAWFUL RIDING:

- A. No operator shall permit a passenger and no passenger shall ride on a vehicle upon a street except on a portion of the vehicle 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 a person riding within a truck body in space intended for merchandise.
- B. No person shall board or alight from a vehicle while the vehicle is in motion upon a street.

7-1-4-3: SLEDS ON STREETS: No person shall use the streets for traveling on skis, toboggans, sleds or similar devices, except where authorized.

7-1-4-4: DAMAGING SIDEWALKS AND CURBS:

- A. The operator of a motor vehicle shall not drive upon a sidewalk or roadside planting strip except to cross at a permanent or temporary driveway.
- B. No unauthorized 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.
- C. No person shall remove a portion of a curb or move a motor vehicle or device moved by a motor vehicle upon a curb or sidewalk without first obtaining authorization and posting bond, if required. A person who causes damage shall be held responsible for the cost of repair.

7-1-4-5: REMOVING ACCIDENT DEBRIS: A party to a vehicle accident or a person causing broken glass or other debris to be upon a street shall remove the glass and other debris from the street. (Ord. 568, 8-2-76)

7-1-4-6: VEHICLES PROHIBITED IN PUBLIC PARKS:

- A. No person shall drive a vehicle of any kind, in any area of a public park other than areas which have been designated as roadways, parking areas, or bicycles on paved pathways which do not exclude bicycles.
- B. No person shall operate a motorized vehicle of any kind in areas marked as bicycle or "bike" paths.
- C. The owner of a vehicle found to be operated in violation of subsections A, B or C of this Section shall be liable for any damage to property caused by this violation.
- D. This Section does not apply to a City employee engaged in the necessary discharge of his or her duty. (Ord. 696, 8-2- 83)

7-1-4-7: USE OF ALL TERRAIN VEHICLES:

- A. As used in this subsection "All Terrain Vehicle" means an all terrain vehicle of any class as defined in the Oregon Vehicle Code. (ORS 801.190, ORS 801.193 and ORS 801.194).
- B. No person shall drive an all terrain vehicle within the City limits of the City of Florence or upon any property owned by the City of Florence, except as permitted under paragraphs C or D of this subsection. This subsection does not apply to all-terrain vehicles that are street legal and licensed for highway use which are being lawfully operated on any public street or highway in the City.
- C. No person shall drive an all-terrain vehicle on any private property except with the consent of the owner of the property. This subsection does not apply to a person driving an all terrain vehicle on his or her own property or on other property in the presence of the property owner or with the written permission of the property owner. Any written permission required by this subsection shall be in the possession of the driver when operating the all terrain vehicle and shown upon request of any public employee charged with enforcing this subsection.
- D. This subsection does not apply to a public employee, including police officers, fire department personnel, paramedics, and others providing emergency services engaged in the necessary discharge of his or her official duty.

7-1-4-8: SELF-POWERED, ELECTRIC OR FUEL POWERED CONVEYANCE ON PUBLIC ACCESS, CITY OWNED PROPERTY, STREETS OR THOROUGHFARES:

- A. Areas permitted: Riding or operating a self-propelled, electric or fuel powered motorized conveyance is permitted in the following areas:
 - 1. City owned public access areas to include but not limited to: City parks, areas within City parks, or any City owned property that has been designated by the Community Development Department for the specific use of a self-propelled, electric or fuel propelled motorized conveyance and is duly posted with rules and regulations governing the use of such conveyances.
 - 2. Private property where the owner or person in legal charge of the property has consented.
 - 3. Within the bike lane of any street that is posted 25 mph or less, with the exception of bicycles which may travel on any city street or thoroughfare regardless of posted speed.
 - 4. Motorized scooters can be driven on the side of city roadways with a speed limit of 25 mph or less and may be operated on a city roadway with a speed limit over 25 mph as long as the roadway has a marked bike lane in which the motorized scooter may ride. In addition motorized scooters must comply with state statutes governing such conveyances and may only be operated by a driver 16 years of age and older who is eligible to possess a valid drivers license. Mopeds can be driven on any city roadway with a posted speed of 25 mph or less. Mopeds must comply with state statutes governing such conveyances and drivers must be licensed and insured according to state law. Motorized mini motorcycles/pocket bikes can be operated on city owned public access property, except city roadways and bike paths, when such property is specifically designated for such use by the Community Development Department.
- B. Areas prohibited: Except for persons operating a motorized wheelchair or wheelchair, no person shall ride or operate a self-powered, electric, or fuel propelled motorized conveyance in the following areas:
 - 1. On any City sidewalks in commercial and non-residential areas.

2. On private property open to the public, without the owner's permission.
 3. On any City Street where the posted or designated speed is over 25 mph, with the exception of bicycles which may travel on any city street or thoroughfare regardless of posted speed.
 4. On City owned public access property including parks, areas within parks or any City owned property when such use is specifically prohibited and duly posted.
 5. Mopeds and motorized scooters are prohibited from operating on any city roadway when the posted speed is over 25 mph. Motorized scooters may travel on a roadway where the posted speed is over 25 mph when there is a marked bike lane in which the motorized scooter may travel in.
- C. Regulations: The following regulations apply to the general operation of self-powered, electric or fuel powered conveyance within the City.
1. Protective Headgear. Any person under the age of 16 is required to wear protective headgear of a type approved under ORS 815.052, when riding a self-powered, electric or fuel propelled conveyance on City owned property, streets or thoroughfares.
 2. Equipment. No self-powered, electric or fuel propelled motorized conveyance shall be operated on any public street or sidewalk between 30 minutes after sunset and 30 minutes before sunrise unless the rider or conveyance is equipped with lighting equipment that meets the following requirements:
 - a. The lighting equipment must show a white light visible from a distance of at least 500 feet to the front of the rider or conveyance.
 - b. The lighting equipment must have a reflector or lighting device or material of such size or characteristic and so mounted as to be visible from all distances up to 600 feet to the rear when directly in front of lawful lower beams of headlights on a motor vehicle.
 3. Traffic Control Devices. Any person operating a self-powered, electric or fuel propelled conveyance shall obey the instructions of official traffic control signals, signs and other control devices applicable to vehicles.
 4. Traffic Regulations. The operation of a self-powered, electric or fuel propelled motorized conveyance on any City street or thoroughfare, shall be subject to all of the provisions or laws of the State and laws of the City, including those applicable to the drivers of vehicles, except as to the latter, those provisions that by their very nature have no application.
 5. Operation on sidewalks. No person shall operate a self propelled conveyance (excluding bicycles which are prohibited) on a sidewalk:
 - a. So as to suddenly leave a curb or other place of safety and move into the path of a vehicle that is so close as to constitute an immediate hazard.
 - b. Without giving an audible warning before overtaking and passing a pedestrian.
 - c. At a speed greater than an ordinary walk when approaching or entering a crosswalk, approaching or crossing a driveway or crossing a curb cut or pedestrian ramp and a vehicle is approaching the crosswalk, driveway, curb cut or pedestrian ramp.

6. Bicycles are prohibited from operating on any pedestrian sidewalk or pathway in the City except paths or trails that are clearly marked for the joint use by both bicycles and pedestrians except as follows: (Ord. 14, 2011)
 - a. Bicycles are allowed on sidewalks in residential areas.
 - b. Bicycles are allowed on paved pathways in city parks unless posted as prohibited.
 - c. Bicycles are permitted on all public bike and pedestrian paths and trails unless posted as prohibited.
7. Racing. No person operating a self-powered, electric or fuel propelled motorized conveyance shall engage in, or cause others to engage in, a race upon streets, sidewalks or any other public property. Provided, however, that it shall not be a violation of this subsection, if racing occurs in conformance with rules and regulations within a designated area for such use, as defined by the Community Development Department.
8. Hitching on Vehicles. No person while operating a self propelled, electric or fuel propelled conveyance shall in any way attach themselves or the conveyance to any moving motor vehicle.
9. Careless Riding. No person shall operate a self-powered, electric or fuel propelled conveyance in a careless manner. Riding in a careless manner means the person operates the conveyance in a manner that endangers or would be likely to endanger any person or property.
10. Every person operating a bicycle upon a street or bike path shall ride as near to the right-hand side of the street or path as is practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction. (Ord. 14, 2011)
11. The operator of a bicycle entered from an alley, driveway, or building shall, upon approaching a sidewalk or the sidewalk area extending across any alley or driveway, yield the right-of-way to all pedestrians approaching on said sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on said roadway. (Ord. 14, 2011)
12. No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping at least one hand upon the handle bars and in full control of such bicycle. (Ord. 14, 2011)
13. No person shall leave a bicycle on public property or the public right-of-way except in a bicycle rack. If no rack is provided, the person shall leave the bicycle so as not to obstruct any roadway, sidewalk, driveway or building entrance. A person shall not leave a bicycle in violation of the provisions relating to the parking of motor vehicles. (Ord. 14, 2011)

D. Penalties:

1. First Offense. When any person violates a provision of this chapter, the offender may be issued a written warning citation for the violation and advised that subsequent violations within a 5 year period may result in the offender, (if over the age of 12), being issued a written citation to appear in court for the offense(s). Repeat offenders may have the involved conveyance impounded and be required to pay a \$25 impound fee per occurrence and if convicted of the offense(s), and at the direction of the court, the conveyance may be seized and forfeited to the City for disposal.

2. Second and Subsequent Offenses. A person who commits a second or subsequent violation of a provision of this chapter, who is under the age of 12 and has previously been issued a written warning citation, shall have the involved conveyance impounded. The offender's parent or guardian must contact the impounding officer for "offender counseling" within 20 days from the date of impoundment or the conveyance shall be forfeited to the City.

Every person over the age of 12, who is convicted of a violation under this chapter within a 5-year period, shall be punished by a fine not less than \$50 or more than \$250. Fifty dollars of the fine shall not be suspended or deferred, but the court may authorize community service in lieu of all or part of this fine. In addition, the City police shall be authorized to impound the conveyance and assess the owner/operator a \$25 impound fee. The court may also order forfeiture of the conveyance which was ridden in violation of this chapter, unless it is proven to the court by a preponderance of the evidence that the defendant is not the owner of the conveyance and the owner did not and could not have reasonably known that the conveyance would be ridden in violation of this chapter. (Amended by Ord. No. 18, Series 2004)

7-1-4-9: LOW SPEED VEHICLES: In accordance with Oregon Revised Statutes and Federal Low Speed Vehicles standards Low-speed Vehicles may be operated on certain streets/highways within the Florence City limits. Low speed vehicles may be operated on street/highways where there is a designated speed of 45 miles per hour or less and within the Florence city limits. (Ord. 12, Series 2008)

7-1-5: VEHICLE RESTRICTIONS:

7-1-5-1: STORAGE ON STREETS: No person shall store or permit to be stored on a street or other public property, without permission of the City Council, a motor vehicle or personal property for a period in excess of two (2) hours. Failure to move a motor vehicle or other personal property for a period of seventy two (72) hours shall constitute prima facie evidence of storage of a motor vehicle.

7-1-5-2: UNATTENDED VEHICLE: Whenever a police officer shall find a motor vehicle parked or standing unattended with the ignition key in the vehicle, the officer is authorized to remove the key from the vehicle and deliver the key to the person in charge of the police station.

7-1-5-3: IMPOUNDMENT:

- A. Whenever a vehicle is placed in a manner or location that constitutes an obstruction to traffic or a hazard to public safety, a police officer shall order the owner or operator of the vehicle to remove it. If the vehicle is unattended, the officer may cause the vehicle to be towed and stored at the owner's expense. The owner shall be liable for the costs of towing and storing, notwithstanding that the vehicle was parked by another or that the vehicle was initially parked in a safe manner but subsequently became an obstruction or hazard.
- B. The disposition of a vehicle towed and stored under authority of this Section shall be in accordance with the provisions of the ordinances of the City relating to impoundment and disposition of vehicles abandoned on the City streets.
- C. The impoundment of a vehicle will not preclude the issuance of a citation for violation of a provision of this Title.
- D. Whenever a police officer observes a vehicle parked in violation of a provision of this Title or State law, if the vehicle has four (4) or more unpaid parking violations outstanding against it, the officer may, in addition to issuing a citation, cause the vehicle to be impounded. A vehicle so impounded shall not be released until all outstanding fines and charges have been paid. Vehicles impounded under authority of this subsection shall be disposed of in the same manner as is provided in subsection B of this Section.

- E. When any motor vehicle is found parked or standing, whether attended or unattended, in any prohibited or restricted area or an area posted "No Vehicular Traffic", an officer may, in addition to issuing a citation, cause that vehicle to be impounded. A vehicle so impounded shall not be released until all outstanding fines and charges have been paid. Vehicles impounded under authority of this subsection shall be disposed of in the same manner as provided in subsection B of this Section.
- F. A police officer may order a vehicle to be towed and impounded at the expense of the owner or person entitled to possession thereof when:
 - 1. The vehicle has been reported stolen; or
 - 2. The vehicle or its contents is to be used as evidence in a traffic or criminal prosecution; or
 - 3. The vehicle is in the possession of a person taken into custody by a law enforcement agency; or
 - 4. The vehicle was used in committing a violation of ORS 811.175 and 811.182 (DWS); ORS 813.000 (DUII); ORS 807.010 (No operator's license); ORS 806.010 (Driving Uninsured).
- G. When ordering a vehicle to be towed under paragraph F hereof, the police officer shall provide the notices set forth ORS 819.180
- H. The registered owner or driver of a vehicle impounded under paragraph F-2-3-4 hereof shall pay an administrative fee of not less than \$100.00 as established by the Chief of Police to recover the costs incurred by the police department for the impoundment.

7-1-5-4 IMPOUND HEARING:

- A. Upon written request of the legal owner, the registered owner or any other person who reasonably appears to have an interest to have an interest in the vehicle, deliver to the Municipal Court not more than five days from the mailing date of the impound notice, a hearing shall be held before the municipal judge. The written request shall state the ground upon which the person requesting the hearing believes that the removal and custody of the vehicle is not justified. The five-day period in this subsection does not include holidays, Saturdays or Sundays.
- B. The hearing shall be set and conducted within two regular Court days of receipt of the request, holidays, Saturdays, and Sundays not included. The hearing can be set for a later date if the owner or person entitled to possession so requests.
- C. The City shall have the burden of showing the validity of the taking of the vehicle.
- D. At any time prior to the requested hearing, the owner or the person entitled to possession of the vehicle may regain possession of the vehicle by posting with the City security in the form of cash or bond in an amount sufficient to cover costs of removing and storage, together with any fines owed, and a fee in an amount set by resolution of the Council.
- E. If the municipal judge finds, after the hearing, that:
 - 1. The action of the City in taking the vehicle into custody was proper, the municipal judge shall enter an order supporting the removal and may assess costs of the hearing against the person requesting the hearing.
 - 2. The action of the enforcement officer in taking the vehicle into custody was invalid, the judge shall:
 - (a) Order the immediate release of the vehicle to the owner;

- (b) Find that the owner is not liable for any towing or storage charges occasioned by the taking;
 - (c) Order the City to satisfy the towing and storage lien; and
 - (d) Order the City to reimburse the owner for any towing and storage charges and City fees paid by the owner for the vehicle. New storage costs on the vehicle will not start to accrue until more than 24 hours after the time the vehicle is officially released to the owner under this subsection 2.
- F. If the person requesting the hearing does not appear at the scheduled hearing, the municipal judge may enter an order supporting the removal of the vehicle and the assessment of towing and storage costs and may apply any security posted against such costs. A person who fails to appear at a hearing under this section is not entitled to another hearing unless the person provides reasons satisfactory to the appropriate authority for the persons failure to appear.
- G. The municipal judge shall provide a written statement of the results of the hearing held under this section to the person requesting the hearing. The action of the municipal judge pursuant to this section is final.

7-1-6: OBSTRUCTING STREETS:

- A. Except as provided by this Title or any other ordinance of the City, no person shall place, park, deposit or leave upon any street or other public way, sidewalk, parkway or curb any article or thing, or material which in any way prevents, interrupts or obstructs the free passage of pedestrian or vehicle traffic, or obstructs the driver's view of traffic- control signs and signals.
- B. Nothing in this Section shall be so construed as to preclude the right of builders having a permit therefore to make use of so much of the roadway, not to exceed one-fourth (1/4) the width, as may be necessary for use, erection or construction, and abutting on any such roadway.
- C. Any person who shall make or cause to be made any portion of the street to be dangerous shall erect a good and sufficient barrier which shall protect and warn the public for such time as the danger may continue.
- D. No authorized person shall deposit any earth, gravel or debris upon any street, alley or other public way, parking strip, sidewalk or curb.

7-1-7-3 EXTENSION, PARKING LIMIT: Where maximum parking time limits are designated by sign, movement of a vehicle within a 600-foot radius shall not extend the time limits for parking.

7-1-7-4 PARKING PROHIBITED:

- A. No person shall stop, stand, store, or park a vehicle, recreational vehicle, trailer, or motorized conveyance:
 - 1. In an alley other than for the expeditious loading or unloading of persons or materials, and in no case for a period in excess of thirty (30) consecutive minutes.
 - 2. On any street or bike path which has a posted restriction to the parking, standing, or operation of motor vehicles.
 - 3. On any street in such a manner that vision at an intersection is obstructed.
 - 4. For more than two (2) hours on any street adjacent to a private driveway in such a manner that vision is obstructed for persons using the driveway.
 - 5. On any street for the purpose of repairing or servicing the vehicle, except repairs necessitated by an emergency.

- B. No person shall stop, stand, or park a motor truck on a street between the hours of nine o'clock (9:00) P.M. and seven o'clock (7:00) A.M. of the following day in front of or adjacent to a residence, motel, apartment house, hotel, or other sleeping accommodation.
- C. No person shall stop, stand, or park a vehicle on any street for the principal purpose of:
1. Displaying the vehicle for sale.
 2. Repairing or serving the vehicle,, except when authorized.
 3. Displaying advertising from the vehicle.
 4. Selling merchandise from the vehicle, except when authorized.
- D. Where parking is permitted upon a street, no person shall stop, stand, store, or park a vehicle, recreational vehicle, or trailer for a period in excess of seventy-two (72) hours, or such shorter period as provided by signage. A person stopping, standing, storing, or parking a vehicle, recreational vehicle, or trailer upon a street shall also comply with the following:
1. Unless a shorter period is provided by signage, stopping standing, storing, and parking is limited to seventy-two (72) hours in one location. In order to avoid violation of this time limit, a vehicle, recreational vehicle, or trailer must be moved outside of a 600-foot radius from the originally location, cannot be at the new location for a period in excess of seventy-two (72) hours, and cannot return to the originally location for at least fourteen (14) full calendar days.
 2. A person may not accumulate, discard, or leave behind garbage, debris, unsanitary or hazardous materials, or other items of no apparent utility in streets, on City property, or on any adjacent public or private property.
 3. A person shall not leave an animal unattended outside the vehicle, recreational vehicle, or trailer; animals must be crated or under control on a leash no longer than six feet.
 4. A person shall not create or maintain open flames, recreational fires, burning of garbage, or bonfires in, or, or around the vehicle, recreational vehicles, or trailer.
 5. A person shall not dump gray water (i.e., wastewater from baths, sinks, and the like) or black water (i.e., sewage) into any facilities or places not intended for gray water or black water disposal.
 6. A person shall not store personal property outside the vehicle, recreational vehicles, or trailer other than what is incidental to the active loading or unloading of a vehicle, recreation vehicle, or trailer.
 7. The vehicle, recreational vehicle, or trailer must be operational and display valid registration.
 8. A person shall not build or erect any structure connected to or attached to the vehicle, recreational vehicle, or trailer.
- E. Issuance of a citation for a violation of this section is not an exclusive enforcement remedy. A law enforcement officer may impound a vehicle, recreational vehicle, or trailer for violation of this section. If the City proposes to impound any vehicle parked in violation of this section, the City shall provide notice in a manner set forth in ORS 819.170.

7-1-7: PARKING RESTRICTIONS

7-1-7-1: METHOD:

- A. Where parking space markings are placed on a street, no person shall stand or park a vehicle other than in the indicated direction and, unless the size or shape of the vehicle makes compliance impossible, within a single marked space.
- B. The operator who first begins maneuvering a motor vehicle into a vacant parking space on a street shall have priority to park in that space, and no other vehicle operator shall attempt to interfere.
- C. Whenever the operator of a vehicle discovers the vehicle is parked close to a building to which the Fire Department has been summoned, the operator shall immediately remove the vehicle from the area, unless otherwise directed by police or fire officers.

7-1-7-2: LIGHTS REQUIRED: No lights need be displayed upon a vehicle that is parked in accordance with this Title upon a street where there is sufficient light to reveal a person or object at a distance of at least five hundred feet (500') from the vehicle.

7-1-7-3: EXTENSION, PARKING LIMIT: Where maximum parking time limits are designated by sign, movement of a vehicle within a block shall not extend the time limits for parking.

7-1-7-4: PROHIBITED PARKING:

- A. Prohibited Parking or Standing: In addition to the State motor vehicle laws prohibiting parking, no person shall park or stand:
 - 1. A vehicle in an alley other than for the expeditious loading or unloading of persons or materials, and in no case for a period in excess of thirty (30) consecutive minutes.
 - 2. A motor truck, as defined by ORS 801.355 on a street between the hours of nine o'clock (9:00) P.M. and seven o'clock (7:00) A.M. of the following day in front of or adjacent to a residence, motel, apartment house, hotel or other sleeping accommodation. (Ord. 568, 8-2-76)
 - 3. A motor vehicle as defined in this Title, on any street or bike path which has a posted restriction to the parking, standing or operation of motor vehicles. (Ord. 568-A, 5-14-79)
 - 4. A motor vehicle upon any premises which is open to the public as defined in ORS 801.400, which is posted as "No Parking", with the exception of employers or their employees of the posted premises. (Ord. 568-B, 6-11-79)
 - 5. Parking for Extended Periods of Time: A motor vehicle or trailer of any kind on a street or other public property for a period in excess of seventy two (72) hours, without permission of the City Council.
 - 6. Intersections and Driveways: A motor vehicle or trailer of any kind in such a manner that vision at intersections is obstructed, nor more than two (2) hours adjacent to a private driveway in a manner that would obstruct vision to persons using the driveway. (Ord. 696, 8-2-83)
- B. Prohibited Parking: No operator shall park and no owner shall allow a vehicle to be parked upon a street for the principal purpose of:
 - 1. Displaying the vehicle for sale.
 - 2. Repairing or servicing the vehicle, except repairs necessitated by an emergency.

3. Displaying advertising from the vehicle.
4. Selling merchandise from the vehicle, except when authorized.

7-1-7-5: BUS AND TAXICAB PARKING, STANDS:

- A. **Parking of Buses and Taxicabs:** The operator of a bus or taxicab shall not stand or park the vehicle upon a street in a business district at a place other than a bus stop or taxicab stand, respectively, except that this provision shall not prevent the operator of a taxicab from temporarily stopping the taxicab outside a traffic lane while loading or unloading passengers.
- B. **Restricted Use of Bus and Taxicab Stands:** No person shall stand or park a vehicle other than a taxicab in a taxicab stand, or a bus in a bus stop, except that the operator of a passenger vehicle may temporarily stop for the purpose of and while actually engaged in loading or unloading passengers when stopping does not interfere with a bus or taxicab waiting to enter or about to enter the restricted space.

7-1-7-6: USE OF LOADING ZONE: No person shall stand or park a vehicle for any purpose or length of time, other than for the expeditious loading or unloading of persons or materials, in a place designated as a loading zone when the hours applicable to that loading zone are in effect. In no case, when the hours applicable to the loading zone are in effect, shall the stop for loading and unloading of materials exceed the time limits posted. If no time limits are posted, then the use of the zone shall not exceed thirty (30) minutes.

7-1-7-7: EXEMPTIONS: The provisions of this Title regulating the parking or standing of vehicles shall not apply to a vehicle of the City, County or State or public utility while necessarily in use for construction or repair work on a street, or a vehicle owned by the United States while in use for the collection, transportation or delivery of mail.

7-1-7-8: UNLAWFUL MARKING: Except as provided by this Title, it shall be unlawful for any person to letter, mark or paint in any manner any letters, marks or signs on any sidewalk, curb or other portion of any street, or to post anything designed or intended to prohibit or restrict parking on any street.

7-1-7-9: PARKING CITATIONS:

- A. **Citation on Illegally Parked Vehicle:** Whenever a vehicle without an operator is found parked in violation of a restriction imposed by this Title or State law, the officer finding the vehicle shall take its license number and any other information displayed on the vehicle which may identify its owner, and shall conspicuously affix to the vehicle a traffic citation instructing the operator to answer to the charge during the hours and at a place specified in the citation.
- B. **Failure to Comply with Citation:** If the operator does not respond to a traffic citation affixed to a vehicle, the Court clerk may send to the owner of the vehicle to which the traffic citation was affixed a letter informing the owner of the violation and warning him that in the event that the letter is disregarded for a period of fourteen (14) days, the case may be sent to collections.
- C. **Owner Responsibility:** The owner of a vehicle placed in violation of a parking restriction shall be responsible for the offense, except when the use of the vehicle was secured by the operator without the owner's consent.
- D. **Registered Owner Presumption:** In a prosecution of a vehicle owner charging a violation of a restriction on parking, proof that the vehicle at the time of the violation was registered to the defendant shall constitute a presumption that the defendant was then the owner in fact.

7-1-8: PEDESTRIANS:

- A. Required Use of Crosswalks: No pedestrian shall cross a street other than within a crosswalk in blocks with marked crosswalks or if within one hundred fifty feet (150') of a marked crosswalk.
- B. Right Angles: A pedestrian shall cross a street at a right angle, unless crossing within a crosswalk.

7-1-9: FUNERAL PROCESSIONS:

- A. A funeral procession shall proceed to the place of interment by the most direct route which is both legal and practicable.
- B. The procession shall be accompanied by adequate escort vehicles for traffic-control purposes.
- C. All motor vehicles in the procession shall be operated with their lights turned on.
- D. No person shall unreasonably interfere with a funeral procession.
- E. No person shall operate a vehicle that is not a part of the procession between the vehicles of the funeral procession. (Ord. 568, 8-2-76)

7-1-10: OFFENSES: It shall be unlawful for any person to:

- A. Damage, tamper with, deface, destroy, change, remove, install, paint or mark any traffic sign, signal or marking, except as provided and authorized in this Chapter.
- B. Violate or fail to comply with any traffic or parking sign, signal, marking, device or designation provided for by this Chapter or by the laws of the State.
- C. Violate or fail to comply with the directions of a City employee or volunteer fire fighter.
- D. To give or supply false information concerning the identity of the operator of a motor vehicle. (Ord. 684, 2-8-83)
- E. Violate or fail to comply with any provision of this Chapter. (Ord. 696, 8-2-83)

7-1-11: CIVIL PENALTY: Proceedings for violation of subsections or paragraphs 7-1-4-2, 7-1-4-3, 7-1-4-4:A, 7-1-4-4:B, 7-1-4-5, 7-1-4-7-B, 7-1-4-8, 7-1-5-1, 7-1-5-2, 7-1-7-3, 7-1-7-4, 7-1-7-5, 7-1-7-6, and 7-1-7-7 shall be civil in nature, and violations thereof are punishable by a fine not to exceed \$500.00 with 7-1-7-4 as set by resolution of the City Council.

Sections 7-1-3-2 through 7-1-7-4 amended by Ord 10, Series 1989 - Effective October 2, 1989
Section 7-1-4-7 added by Ord 10, Series 1991 - Effective June 20, 1991
Section 7-1-4-8 added by Ord. 1 Series 1996 - Effective February 15, 1996
Section 7-1-5-3 amended by Ord 9, Series 1998 - Effective June 5, 1998
Section 7-1-4-9 added by Ord. 10, Series 2004 - Effective September 2, 2004
Section 7-1-4-8 amended by Ord. 18, Series 2004 - Effective January 6, 2005
Section 7-1-4-9 amended by Ord. No. 9, Series 2005 - Effective January 6, 2006
Section 7-1-4-9 amended by Ord. No. 12, Series 2008 - Effective June 19, 2008
Section 7-1-4-7 A, B, C, & D amended by Ord. No 7, Series 2011 – Effective May 6, 2011
Sections 7-1-2, 7-1-3, & 7-1-4 amended by Ord. No. 14, Series 2011 – Effective August 6, 2011
Section 7-1-11 amended by Ord. No. 16, Series 2011 – Effective August 6, 2011
Section 7-1-7-9 amended by Ord. No. 1, Series 2020 – Effective February 5, 2020
Sections 7-1-5-1, 7-1-5-3, 7-1-6, 7-1-7-3, 7-1-7-4 are amended by Ord. No. 8, Series 2023- Effective October 23, 2023