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CHAPTER 71: TRAFFIC REGULATIONS

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TRAFFIC-CONTROL

§ 71.01 AUTHORITY TO INSTALL TRAFFIC-CONTROL DEVICES.

The Chief of Police or his delegate shall place and maintain official traffic-control devices when and as required under the traffic code or any other traffic ordinances of the city to make effective the provisions of said code or ordinances. It may place and maintain such additional official traffic-control devices as it may deem necessary to regulate, warn

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or guide traffic under the traffic regulations of this city or the state vehicle law.

(Ord. 81986-1, passed 8-19-86)

Cross-reference:

Duties of Chief of Police in restricting truck traffic, see § 71.35

§ 71.02 MANUAL AND SPECIFICATIONS FOR TRAFFIC-CONTROL DEVICES.

All traffic-control signs, signals and devices shall conform to the Indiana Manual on Uniform Traffic Control Devices for Streets and Highways. All signs and signals required hereunder for a particular purpose shall be uniform as to type and location throughout the city. All traffic-control devices so erected, and not inconsistent with the provisions of state law or the traffic regulations of the city, shall be official traffic-control devices.

(Ord. 81986-1, passed 8-19-86)

§ 71.03 WHEN OFFICIAL TRAFFIC-CONTROL DEVICES ARE REQUIRED FOR ENFORCEMENT PURPOSES.

No provisions of this title for which official traffic-control devices are required shall be enforced against an alleged violator if, at the time and place of the alleged violation, an official device is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular section [of the traffic code or traffic ordinance of the city] does not state that official traffic-control devices are required, such section shall be effective even though no devices are erected or in place.

(Ord. 81986-1, passed 8-19-86)

§ 71.04 OFFICIAL TRAFFIC-CONTROL DEVICES; PRESUMPTION OF LEGALITY.

(A) Whenever official traffic-control devices are placed in positions approximately conforming to the requirements of this chapter, such devices shall be presumed to have been so placed by the official act or direction of lawful authority, unless the contrary shall be established by competent evidence.

(B) Any official traffic-control device placed pursuant to the provisions of this chapter and purporting to conform to the lawful requirements pertaining to such devices shall be presumed to comply with the requirements of this chapter, unless the contrary shall be established by competent evidence.

(Ord. 81986-1, passed 8-19-86)

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§ 71.05 CHIEF OF POLICE TO DESIGNATE CROSSWALKS AND ESTABLISH SAFETY ZONES.

The Chief of Police is authorized, at the direction of the Common Council, to designate and maintain, by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections, where in its opinion, there is particular danger to pedestrians crossing the roadway, or at such other places as it may deem necessary.
(Ord. 81986-1, passed 8-19-86)

§ 71.06 TRAFFIC LANES.

The Chief of Police is hereby authorized at the direction of the Common Council, to mark traffic lanes upon the roadway of any street or highway under the jurisdiction of the city.
(Ord. 81986-1, passed 8-19-86)

§ 71.07 AUTHORITY TO PLACE DEVICES ALTERING NORMAL COURSE FOR TURNS.

The Common Council is authorized to place official traffic-control devices, within or adjacent to intersections, indicating the course to be traveled by vehicles turning at such intersections. Such course to be traveled as so indicated may conform to, or be other than as prescribed by, law.
(Ord. 81986-1, passed 8-19-86)

§ 71.08 LIMITATIONS ON TURNING AROUND.

(A) The Common Council is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right, left or U turn, and shall place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs, or they may be removed when such turns are permitted.

(B) No U-turns are permitted at any intersection in the city.

(C) No U-turns are permitted on Houston Street west of Second Street and east of Britton Street.
(Ord. 81986-1, passed 8-19-86; Am. Ord. 2005-7, passed 5-3-05) Penalty, see § 70.99

§ 71.09 AUTHORITY TO SIGN ONE-WAY STREETS AND ALLEYS.

The Common Council is hereby authorized to determine and designate one-way streets or alleys and shall place and maintain official traffic-control devices giving notice

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thereof. No such designation shall be effective unless such devices are in place.
(Ord. 81986-1, passed 8-19-86)

Cross-reference:

One-way streets and alleys, see Ch. 75, Sched. II

§ 71.10 INTERSECTIONS WHERE STOP OR YIELD IS REQUIRED.

The Common Council is authorized to determine and designate intersections where a particular hazard exists and to determine whether vehicles shall stop at one or more entrances to any such intersection, in which even it shall have erected a stop sign at every such place where a stop is required, or whether vehicles shall yield the right-of-way to vehicles on a different street at such intersection, in which even it shall have erected a yield sign at every place where obedience thereto is required.

(Ord. 81986-1, passed 8-19-86)

Cross-reference:

Stop and yield streets, see Ch. 75

**§ 71.11 THROUGH TRAFFIC AND PICK-UP TRAFFIC ON HOUSTON STREET;
BICYCLE LANE.**

(A) That portion of Houston Street lying south of its centerline in the east 800 and 900 blocks shall be divided into two lanes, these lanes being divided by white dashes designating the lanes. The northern lane thus created shall be designated for through (Athru@) traffic only. The south lane so created shall be designated a lane for a pick-up area for use in picking up children from the city schools. Both lanes so created shall be for eastbound traffic only. It shall be unlawful for persons to stop in the through traffic lane for purposes of picking up or dropping off students or other individuals for school purposes.

(B) That portion of Houston Street lying north of its centerline in the east 800 and 900 blocks shall be divided into two lanes, these lanes being divided by white dashes designating the lanes. The southern lane thus created shall be designated for through traffic only. The northern lane so created shall be designated for bicycle traffic only and shall further be designated as ANo Parking@ between the hours of 7:30 a.m. and 3:30 p.m., Monday through Friday.

(Ord. 10191, passed 10-1-91) Penalty, see § 70.99

SPEED REGULATIONS

§ 71.25 STATE SPEED LAWS APPLICABLE.

The state traffic laws regulating the speed of vehicles shall be applicable upon all streets within this city, except as this title, as authorized by state law, declares and

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determines, upon the basis of an engineering and traffic investigation, that certain speed regulations shall be applicable upon specified streets or in certain areas, in which event it shall be unlawful for any person to drive a vehicle at a speed in excess of any speed so determines when signs are in place giving notice thereof.

(Ord. 81986-1, passed 8-19-86) Penalty, see § 70.99

Cross-reference:

For altered state speed limits on city streets, see Ch. 75, Sched. I

§ 71.26 SPEED IN ALLEYS.

Except when a special hazard exists that requires lower speed for compliance with state law, the maximum lawful speed limit in an alley shall be 15 miles per hour, and no person shall drive a vehicle in an alley in excess of such limit.

(Ord. 81986-1, passed 8-19-86) Penalty, see § 70.99

TRUCK ROUTES AND RESTRICTIONS

§ 71.30 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DEVIATING TRUCK. A truck that leaves and departs from the truck route while traveling inside the city.

PERSON. Any person, firm, partnership, association, corporation, company or organization of any kind.

TRUCK. Any vehicle designated or operated for the transportation of property, and whose body weight or whose combined body and load weight exceed 12,000 pounds or the weight posted on the signs erected by the Chief of Police.

TRUCK ROUTE. A way over certain streets, as designated in this subchapter, over and along which trucks coming into and going out of the city must operate.

('79 Code, § 19-251) (Ord. passed 10-3-78)

§ 71.31 APPLICATION OF REGULATIONS.

(A) All trucks within the city shall be operated only over and along the truck routes established in this subchapter and on the other designated streets over which truck travel is permitted.

(B) *Exceptions.* This section shall not prohibit:

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(1) Operation on street of destination. The operation of trucks upon any street where necessary to the conduct of business at a destination point, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point.

(2) Emergency vehicles. The operation of emergency vehicles upon any street in the city.

(3) Public utilities. The operation of trucks owned or operated by the city, public utilities, any contractor or materialman, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities within the city.

(4) Detoured trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established.

('79 Code, § 19-252) (Ord. passed 10-3-78)

§ 71.32 TRUCK ROUTES ESTABLISHED.

Outside origin C Outside destination. All trucks entering the city for destination points outside the city shall operate only over the following designated routes:

(A) When entering the city from the north or south on State Road 327 and then traveling in a northbound or southbound direction through the city, then northbound or southbound on State Road 327 to the opposite city limit.

(B) When entering the city from the east on County Road 48 and traveling in a westbound direction through the city, then west on County Road 48, also known within the corporate limits of the city as South Road, and Quincy Street, until the intersection with State Road 327, then northbound or southbound to the city limits.

(C) When entering the city from the west on West King Street and traveling in an eastbound direction in the city, then east on King Street until the intersection with State Road 327, then northbound or southbound on State Road 327 to the city limits.

('79 Code, § 19-253) (Ord. passed 10-3-78; Am. Ord. 2003-10, passed 6-17-03)

§ 71.33 DESIGNATED STREETS FOR TRUCK USE.

In addition to those streets in the city constituting a part of a truck route as established by § 71.32, the following streets, and no others, shall be used for truck traffic:

(A) Railroad Street from State Road 327 to Wabash Street.

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(B) King Street from State Road 327 to Hamsher Street, Hamsher Street from King Street to Keyser Street and Keyser Street one-half block west from the intersection of Keyser Street and Hamsher Street.

(C) Fuller Drive in its entirety and Forrest Drive in its entirety.

(D) Taylor Road (C.R. 15) from its intersection with State Road 8 to its intersection with Warfield Street, Warfield Street between Taylor Road and Walsh Street.

(E) Britton Street between its intersection with Warfield Street and Edgerton Street. ('79 Code, § 19-254) (Ord. passed 10-3-78; Am. Ord. 111693-1, passed 11-16-93; Am. Ord. 2003-10, passed 6-17-03)

§ 71.34 TRUCK TRAFFIC IN CITY.

(A) *Outside origin.*

(1) One inside destination point. All trucks entering the city for destination point in the city shall proceed only over an established truck route and shall deviate only at the intersection with the street, upon which such traffic is permitted, nearest to the destination point. Upon leaving the destination point, a deviating truck shall return to the truck route by the shortest permissible route.

(2) Multiple inside destination points. All trucks entering the city for multiple destination points shall proceed over established truck routes and shall deviate only at the intersection with the street, upon which such traffic is permitted, nearest to the first destination point. Upon leaving the first destination point, a deviating truck shall proceed to other destination points by the shortest direction and only over streets upon which truck traffic is permitted. Upon leaving the last destination point, a deviating truck shall return to the truck route by the shortest permissible route.

(B) *Inside origin.*

(1) Outside destination point. All trucks, on a trip originating in the city and traveling in the city for a destination point outside the city, shall proceed by the shortest direction over streets on which such traffic is permitted to a truck route as set forth in § 71.32.

(2) Inside destination points. All trucks, on a trip originating in the city and traveling in the city for destination points in the city, shall proceed only over the streets upon which such traffic is permitted.

('79 Code, § 19-255) (Ord. passed 10-3-78)

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§ 71.35 ENFORCEMENT.

(A) *Maps maintained.* The Clerk-Treasurer shall keep and maintain accurate maps setting out truck routes and streets upon which truck traffic is permitted. The maps shall be kept on file in the office of the City Clerk and shall be available to the public. A copy of the maps shall be furnished to the Chief of Police.

(B) *Chief of Police to maintain signs.*

(1) The Chief of Police shall cause all truck routes and streets upon which truck traffic is prohibited to be clearly sign-posted to give notice that this subchapter is in effect.

(2) Failure to post. No person shall be charged with violating the provisions of this subchapter by reason of operating a truck upon a street wherein truck travel is prohibited unless appropriate signs are posted on such streets.

(C) *Weigh-in.* The Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle not proceeding over a truck route or street over which such traffic is permitted to proceed to any public or private scale available for the purpose of weighing and determining whether this subchapter has been complied with. ('79 Code, § 19-256) (Ord. passed 10-3-78)

§ 71.36 LOAD RESTRICTIONS UPON VEHICLES USING CERTAIN HIGHWAYS.

When signs are erected giving notice thereof, no person shall operate any vehicle with a gross weight in excess of the amounts specified at any time upon any of the streets or parts of streets described in the truck routes set forth in this subchapter. (Ord. 81986-1, passed 8-19-86) Penalty, see § 70.99

§ 71.37 TRUCK RESTRICTIONS.

When signs are erected giving notice thereof, no person shall operate any truck with a gross weight over 9,000 pounds, except that such restrictions shall not apply to the necessary local operation on such streets for the purpose of picking up or delivering materials. Trucks are restricted to the truck routes as defined in this subchapter and the maps maintained thereunder. (Ord. 81986-1, passed 8-19-86) Penalty, see § 70.99

§ 71.38 ENGINE COMPRESSION BRAKES.

(A) No vehicle shall use engine compression brakes or an engine retarder system to stop or slow down said vehicle if said system causes the vehicle's motor to race in such a manner as to cause the exhaust system to emit a loud, cracking, backfiring or chattering

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noise unusual to its normal operation, said practice being commonly known as Ajake braking@.

(B) Violation of this section shall be punishable by a fine not to exceed \$500.

(C) This section shall not apply to fire fighting equipment provided such equipment is being operated in the course of responding to a fire or other legitimate emergency.

(D) The Chief of Police or his designee is directed to post appropriate signs placed at or near the city limit or other such places as determined by the Chief of Police or his designee.

(Ord. 2001-13, passed 8-21-01)