

**TITLE VII: TRAFFIC CODE**

Chapter

**70. GENERAL PROVISIONS**

**71. PARKING, STOPPING, AND STANDING**

**72. TRAFFIC SCHEDULES**



## CHAPTER 70: GENERAL PROVISIONS

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#### **Statutory reference:**

*Abandoned motor vehicles, see KRS 82.630*  
*Automated motor vehicle registration, see KRS Ch. 186A*  
*Financial responsibility law, see KRS Ch. 187*  
*Licensing of motor vehicles and trailers, see KRS Ch. 186*  
*Local Government Parking Citation Enforcement Act, see KRS 82.600 et seq.*  
*Motor vehicle sales, see KRS Ch. 190*  
*Nonresident motorist, service of process, see KRS Ch. 188*  
*Slow-moving vehicle emblems, see KRS 189.810 et seq.*  
*Slow-moving vehicles to keep to right, see KRS 189.300*  
*Speed, parking, see KRS 189.390*  
*Traffic regulations and vehicle equipment and storage, see KRS Ch. 189*  
*Yielding right-of-way to emergency vehicles, see KRS 189.930*

### **§ 70.01 DESIGNATION OF REGULATIONS BY SIGN.**

The City Commission shall direct the Chief of Police, as sole authority, to erect and maintain appropriate signs, signals, devices, marks, and lines upon affected areas to indicate to the public the traffic regulations as promulgated by the Commission.

(Prior Code, § 16-1)

#### **Statutory reference:**

*Traffic control signs, see KRS 189.337*

### **§ 70.02 UNAUTHORIZED SIGNS OR MARKINGS.**

It shall be unlawful for any person to erect traffic control signs, signals, devices, marks, or lines unless authorized by § 70.01.

(Prior Code, § 16-2) Penalty, see § 70.99

### **§ 70.03 REGULATIONS TO BE PUBLIC RECORD.**

(A) The traffic rules and regulations and their area of application shall be enacted by ordinance and spread at large upon the minutes of the City Commission and shall be open to public inspection at all times.

(B) Any person who violates any regulation designated under § 70.01 shall be subject to punishment as provided in § 10.99.

(Prior Code, § 16-3)

### **§ 70.04 EMERGENCY REGULATIONS.**

The Chief of Police may make and enforce temporary regulations to cover emergencies or special conditions if reasonable notice is given. No temporary regulation shall remain in effect for more than 14 days.

(Prior Code, § 16-4)

**§ 70.05 EMERGENCY VEHICLES EXEMPT.**

(A) The provisions of this title regulating the operation and parking of vehicles shall apply to authorized emergency vehicles as defined in KRS Ch. 189; except a driver when operating any such vehicle in an emergency, unless otherwise directed by a police officer, may:

(1) Park or stand notwithstanding the provisions of this title;

(2) Exceed the prima facie speed limits so long as he or she does not endanger life or property; and/or

(3) Disregard regulations governing direction of movement or turning in specified directions so long as he or she does not endanger life or property.

(B) Those exemptions granted by this section in reference to the movement of an authorized emergency vehicle shall apply only when the driver of the vehicle shall sound an audible warning and display a flashing light visible from the front as a warning to others. The foregoing precautions shall not protect the driver of an authorized emergency vehicle from the consequences of his or her reckless disregard for the safety of others.

(C) An authorized emergency vehicle being operated in an emergency shall, regardless thereof, come to a complete stop at all intersections having red lights, or stop signals and shall proceed only after the operator or driver thereof has observed and definitely determined that the intersection is clear of traffic. All other vehicles shall immediately clear the intersection as quickly as possible and come to a complete stop, upon hearing or seeing an emergency vehicle, flashing a warning light, sounding a siren or ringing a bell, because the emergency vehicle shall continue to have the right of way, regardless of the light or traffic sign.

(Prior Code, § 16-5) (Ord. passed 4-13-1971) Penalty, see § 70.99

**Statutory reference:**

*Emergency vehicle defined, see KRS 189.910*

*Flashing lights, see KRS 189.920*

**§ 70.06 SPEED REGULATIONS.**

(A) State traffic laws regulating the speed of vehicles shall be applicable upon all streets within the city, except that no operator of a vehicle upon a public street or highway shall drive at a greater speed than is reasonable and prudent, having regard for the traffic and for the condition and use of the highway and shall, in no event, exceed a speed of 35 mph, unless otherwise marked.

(B) Any person who shall violate this section shall be subject to the penalty in KRS 189.394.

(Prior Code, § 16-6)

**Statutory reference:**

*Speed limits enumerated, see KRS 189.390*

**§ 70.07 SCHOOL ZONE.**

Drivers of vehicles, when operating in and around a school, will operate their vehicles in a reasonable and prudent manner.

(Prior Code, § 16-7) Penalty, see § 70.99

**Statutory reference:**

*Speed limits near schools, see KRS 189.336*

**§ 70.08 U-TURNS PROHIBITED.**

No driver shall make a U-turn in any street or within any intersection in the city.

(Prior Code, § 16-8) Penalty, see § 70.99

**§ 70.09 OBEDIENCE TO POLICE AND FIRE DEPARTMENT OFFICIALS.**

No person shall fail or refuse to comply with any lawful order or direction of a police officer or Fire Department official.

(Prior Code, § 16-9) Penalty, see § 70.99

**Statutory reference:**

*Complying with traffic officer's signal, see KRS 189.393*

**§ 70.10 SCREECHING TIRES.**

It shall be unlawful for any person to accelerate a vehicle of any type from a stopped position to a moving position in such a manner that it results in the screeching of tires.

(Prior Code, § 16-11) (Ord. passed 9-9-1969) Penalty, see § 70.99

**§ 70.11 ESCAPING CONTENTS OF VEHICLES.**

(A) All vehicles operated within the corporate limits of the city, transporting loose substances consisting of matter capable of being blown from the vehicle such as rock dust, rock smaller in size than the size commonly referred to in the construction industry as “No. 9’s,” loose garbage, brush, sand, trash, litter, debris, fertilizer, lime, or similar materials shall be securely covered to prevent the matter from escaping the contents of the vehicle while in transit.

(B) No vehicles transporting substances consisting of matter capable of falling, spilling, or otherwise escaping from the vehicle, such as rock, equal in size to the size commonly referred to in the construction industry as “No. 9’s,” dirt, grain, coal, liquids, or similar materials shall be operated within the corporate limits of the city if the material is higher at the edges of the load than 0.3 inches below the top edge of the headboard, tailgate, or sideboards respectively.

(C) Each violation of this section shall constitute a separate offense on the part of the owner and the driver or operator of the transporting vehicle which is in violation.

(Prior Code, § 16-12) (Ord. passed 6-12-1979; Am. Ord. 1985-6, passed 8-16-1985) Penalty, see § 70.99

***Statutory reference:***

*Escaping contents, shifting or spilling loads, see KRS 189.150*

**§ 70.12 AIR FILTER REQUIRED.**

Anyone who operates a motor vehicle without an air filter (breather) and as a result thereof causes unusual noise or a fire, shall be subject to a fine of not less than \$50 nor more than \$100 or imprisonment for not more than 10 days or both.

(Prior Code, § 16-13) (Ord. passed 6-13-1967)

**§ 70.13 VEHICLES EQUIPPED WITH LUGS AND FLANGES NOT TO OPERATE ON STREETS.**

It shall be unlawful for any person to operate on any street within the city a tractor, traction engine, hauling engine, or other similar power vehicle having any projections on the face of the tire or rims of the wheels in contact with the pavement, except that the driving wheels may be fitted with flat lugs extending diagonally across the entire width of the tire or rim. Those lugs shall not be less than 1 inch in width at the bearing surface in contact with the pavement, but the lugs shall be spaced so that not less than 2 lugs on each driving wheel shall be in contact with the street surface at any time. The front or non-driving wheels may be fitted with flat steering rings, if those rings are at least 2 inches in width and not more than 1-1/2 inches in height, but there shall be no bolt heads, rivet heads, or other projections beyond the face of the tire or rim. The narrow angle iron lugs used for plowing or on soft ground shall not be permitted, nor shall any tractor or other vehicles of the caterpillar or tractor laying type having the projections on the faces of the shoes, or treads of the track, in contact with the roadway be permitted unless fitted with the flat lugs in a way that will prevent any injury to the highway by either the narrow angle lugs or the projections on any tracks or other vehicles named in this section.

(Prior Code, § 16-14) Penalty, see § 70.99

***Statutory reference:***

*Chains and lugs on wheels, see KRS 189.190*

**§ 70.14 TRANSPORTING DEAD ANIMALS.**

It shall be unlawful for any “for hire” or “commercial” vehicles to be operated within the city limits for the purpose of transporting any dead animal carcasses unless the vehicle is covered to prevent the sight of the carcass and also to prevent the smell from the carcass defusing into the air.

(Prior Code, § 16-15) (Ord. 1986-9, passed 8-26-1986) Penalty, see § 70.99

**§ 70.99 PENALTY.**

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

(B) The penalty for violation of § 70.11 shall be not less than \$10 nor more than \$50 for the first violation; not less than \$25 nor more than \$100 for the second violation; and for all violations thereafter not less than \$50 nor more than \$500.

(Prior Code, § 16-12) (Ord. passed 6-12-1979; Am. Ord. 1985-6, passed 8-16-1985)

(C) Any person violating the provisions of § 70.13 shall be guilty of a misdemeanor and shall be fined according to § 10.99 and in addition thereto shall be civilly liable to the city for any damage done to any city street.

(Prior Code, § 16-14)

**CHAPTER 71: PARKING, STOPPING, AND STANDING**

Section

*General Provisions*

- 71.01 Authority to prohibit or regulate parking
- 71.02 Unauthorized signs or markings
- 71.03 Stopping, standing, or parking in certain areas
- 71.04 Parking not to obstruct traffic
- 71.05 Parking for certain purposes prohibited
- 71.06 Double parking
- 71.07 Fire lane restrictions
- 71.08 Parking to be parallel
- 71.09 Parking within lines
- 71.10 Streets not to be used for vehicular transfer of goods
- 71.11 Parking of trucks on streets in any residential section
- 71.12 Standard curb marking

*Time Limitations on Parking*

- 71.25 Streets with time designated parking
- 71.26 Overtime parking prohibited
- 71.27 Notice of violation
  
- 71.99 Penalty

**Statutory reference:**

*Parking citation enforcement, see 82.600 et seq.*  
*Revenues from fees, fines, and forfeitures related to parking, see KRS 65.120*  
*Stopping, standing, or repairing vehicle on roadway, see KRS 189.450*

**GENERAL PROVISIONS**

**§ 71.01 AUTHORITY TO PROHIBIT OR REGULATE PARKING.**

The Chief of Police is hereby authorized, as sole authority, upon order of the City Commission to erect signs or place signs indicating no stopping, no parking, or time-limit parking, upon any street in the city where they determine particular hazards exist or where unusual delay in traffic exists.  
(Prior Code, § 16-31)

**§ 71.02 UNAUTHORIZED SIGNS OR MARKINGS.**

It shall be unlawful for any person to erect signs, markings, lines, or devices unless authorized by § 71.01.  
(Prior Code, § 16-32) Penalty, see § 71.99

**§ 71.03 STOPPING, STANDING, OR PARKING IN CERTAIN AREAS.**

(A) It shall be unlawful for the operator of any vehicle to stop, stand, or park a vehicle in any of the following areas, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic-control device:

- (1) In front of or within a public or private highway;

(2) Within the yellow prohibited zone or 10 feet from a fire hydrant;

(3) On a sidewalk;

(4) Within an intersection;

(5) On a crosswalk;

(6) Upon any bridge or other elevated structure;

(7) Within 10 feet of any flashing beacon, stop sign, or traffic-control signal located at the side of the roadway;

(8) In any park area in any street or in any parkway dividing 2 streets;

(9) In any manner that would block the driveway entrance to any fire station;

(10) Alongside or opposite any street excavation or obstruction when the stopping, standing, or parking would obstruct traffic;

(11) In a designated parking space for persons with disabilities without proper authentication;

(12) In any manner which would block a ramp which is reserved for the use of persons with disabilities;

(13) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

(14) At any place where official signs or marking prohibit stopping, standing, and parking; and/or

(15) At any place where the curb is painted yellow.

(B) No person shall move a vehicle not owned by that person into any prohibited area or away from a curb such distance as is unlawful.

(Prior Code, § 16-33) Penalty, see § 71.99

**Statutory reference:**

*Parking permit for persons with disabilities, see KRS 189.456*

*Stopping, standing, or repairing vehicles on roadway, see KRS 189.450*

**§ 71.04 PARKING NOT TO OBSTRUCT TRAFFIC.**

It shall be unlawful to park any vehicle upon a street, in such a manner or under the conditions as to leave available less than 10 feet of the width of the roadway for free movement of vehicular traffic, or in such a manner as to interfere with the free flow of traffic thereon.

(Prior Code, § 16-34) Penalty, see § 71.99

**Statutory reference:**

*Stopping, standing, or repairing vehicle on roadway, see KRS 189.450*

**§ 71.05 PARKING FOR CERTAIN PURPOSES PROHIBITED.**

It shall be unlawful to park a vehicle upon any roadway for the principal purpose of:

(A) Displaying the vehicle for sale; and/or

(B) Storage, washing, greasing, or repairing the vehicle, except repairs necessitated by a sudden emergency.

(Prior Code, § 16-35) Penalty, see § 71.99

**§ 71.06 DOUBLE PARKING.**

No person shall at any time double park any vehicle on any street without permission of the Chief of Police.

(Prior Code, § 16-36) Penalty, see § 71.99

**§ 71.07 FIRE LANE RESTRICTIONS.**

(A) The Chief of Police and Chief of the Fire Department, upon resolution of the City Commission, may establish fire lanes on any street in the city where a particular hazard exists or eliminate existing fire lanes where they are no longer necessary.

(B) It shall be unlawful for any person to park a vehicle at anytime on a street where the curb is properly sign-posted as a fire lane.

(Prior Code, § 16-37) Penalty, see § 71.99



**§ 71.08 PARKING TO BE PARALLEL.**

Except in an angle parking zone as marked and designated by order of the City Commission, all vehicles shall park parallel with the edge of the roadway headed in the direction of lawful traffic movement with the right-hand wheels of the vehicle within 15 inches of the curb or edge of the roadway except as otherwise provided in this chapter.

(Prior Code, § 16-38) Penalty, see § 71.99

**§ 71.09 PARKING WITHIN LINES.**

In parking zones where spaces have been designated by marked lines, all parking shall be done within the marked lines with the wheels of the vehicle inside the lines.

(Prior Code, § 16-39) Penalty, see § 71.99

**§ 71.10 STREETS NOT TO BE USED FOR VEHICULAR TRANSFER OF GOODS.**

The streets of the city shall not be used for the purpose of transferring of merchandise from 1 truck or vehicle to another truck or vehicle.

(Prior Code, § 16-40) Penalty, see § 71.99

**§ 71.11 PARKING OF TRUCKS ON STREETS IN ANY RESIDENTIAL SECTION.**

It shall be unlawful for any person to park a dump truck or truck tractor designed to pull a semi-trailer or to park a semi-trailer, trailer, or truck with load carrying capacity length in excess of 14 feet behind the cab, on any residential street, except when loading or unloading.

(Prior Code, § 16-41) (Ord. 1981-4, passed 2-24-1981) Penalty, see § 71.99

**§ 71.12 STANDARD CURB MARKING.**

(A) Except as otherwise provided in § 71.03, the standard length of all yellow curb markings shall be 22 feet in length measured from the beginning point being marked.

(B) This section shall be effective upon its passage, approval, and publication as required by law.

(Ord. 2003-6, passed 5-13-2003)

***TIME LIMITATIONS ON PARKING***

**§ 71.25 STREETS WITH TIME DESIGNATED PARKING.**

(A) The Commissioner of Public Safety with the approval of the City Commission shall designate by city order the specific streets or portions thereof which shall have time limitations on vehicle parking.

(B) The portions of streets so designated shall be appropriately marked to designate the spaces for vehicle parking and the time limit for the spaces.

(Prior Code, § 16-56) (Ord. 1988-7, passed 8-9-1988)

**§ 71.26 OVERTIME PARKING PROHIBITED.**

No operator or owner shall cause, allow, or permit any vehicle to be parked overtime, not totally within the designated space, or beyond the period of legal parking as set by the Commission from time to time by city order.

(Prior Code, § 16-57) (Ord. 1988-7, passed 8-9-1988) Penalty, see § 71.99

**§ 71.27 NOTICE OF VIOLATION.**

(A) It shall be the duty of the city police officers acting in accordance with city orders issued by the Commission to report to the Chief of Police the state registration license number of every vehicle illegally parked in a parking space.

(B) The police officer shall place upon each vehicle which is in violation of this subchapter a notice to the owner or operator thereof that the vehicle has been or is parked in violation of a provision of the city ordinances, instructing the owner or operator to report to the Police Department of the city in regard to the violation.

(C) Each owner or operator may, within 7 days of the time which the notice was placed upon the vehicle, pay to the Chief of Police as a penalty for full satisfaction of the violation, the penalties set out hereinafter in § 71.99(C). Failure of the owner or operator to make payment within 7 days shall also render the owner or operator subject to the penalties provided in § 10.99. (Prior Code, § 16-58) (Ord. 1988-7, passed 8-9-1988)

allowed to go unpaid; provided that the Chief of Police or in his or her absence the Mayor may void a ticket for good cause shown on a form provided by the city setting out the excuse or reason for not paying the ticket. (Prior Code, § 16-59) (Ord. 1988-7, passed 8-9-1988; Am. Ord. 2010-02, passed 2-8-2010)

### § 71.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

(B) (1) Any person violating any section of §§ 71.01 through 71.11 shall be fined from \$10 to \$50 for each offense. The Police Department shall have the power to impound any vehicle operated in violation of this subchapter, any cost incurred to be paid by the owner of the vehicle.

(2) Proper notice, as set out in KRS 376.275(1), shall be given to the owner of any vehicle towed pursuant to this chapter. (Prior Code, § 16-42)

(C) Any person violating §§ 71.25 *et seq.* or any person who aids, assists, or permits a vehicle to be used to violate these provisions shall be subjected to the following penalties:

(1) Overtime parking, illegal parking in fire, unloading zones, and/or double parking- \$20. If not paid within 7 days, the penalties shall each be \$30;

(2) Illegal parking in a handicap zones, and/or parking for more than 2 hours in a handicap zone - \$50. If not paid within 7 days - the penalties shall each be \$75.

(2) Violators shall be subjected to multiple tickets if violations continue for more than 2 hours; and

(3) No parking ticket under §§ 71.25 *et seq.* shall be voided, canceled, destroyed, or otherwise

## CHAPTER 72: TRAFFIC SCHEDULES

### Schedule

- I. Truck and bus traffic prohibited

#### **SCHEDULE I. TRUCK AND BUS TRAFFIC PROHIBITED.**

(A) No truck or bus operating within, into, or through the city shall travel upon Linden Avenue, East Factory Street, Greenbriar Drive, Meadowbrook Lane, North East Street, North Greenville Street, Pearson Street, and Price Avenue, or the business portion of Main Street, except where necessary to cross the streets or when accepting or making delivery of freight upon the streets.

(B) This schedule shall be effective upon its passage, approval, and publication as required by law. (Prior Code, § 16-10) (Am. Ord. 1987-2, passed 2-24-1987; Am. Ord. 2007-17, passed 7-23-2007) Penalty, see § 10.99

