

ORIGINAL ORDINANCE NO. 918

AN ORDINANCE TO REPEAL AND REPLACE TITLE 10 OF THE MUNICIPAL CODE OF THE CITY OF DOUGLAS, WYOMING WITH TRAFFIC ORDINANCES SUBSTANTIALLY CONSISTENT WITH SELECTED WYOMING STATE STATUTES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DOUGLAS, WYOMING:

Section 1. Title 10 of the Douglas Municipal Code is hereby repealed and replaced with Title 10 entitled "Traffic Code." Chapter 4 of Title 10 of the Douglas Municipal Code is hereby created and entitled "General." Chapter 8 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Right of Way." Chapter 12 of the Title 10 of the Douglas Municipal Code is hereby created and entitled "Through Streets-Stops and Yield Intersections." Chapter 16 of the Douglas Municipal Code is hereby created and entitled "Special Stops." Chapter 20 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Speed Regulations." Chapter 24 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Reckless and Careless Driving." Chapter 32 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Methods of Starting, Stopping and Turning – Signals." Chapter 36 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Driving on Right Side of Roadway-Overtaking and Following." Chapter 40 of Title 10 of the Douglas Municipal Code is hereby created and entitled "One Way Streets and Alleys – Roadways Laned For Traffic." Chapter 44 of Title 10 of the Douglas Municipal Court is hereby created and entitled "Driving on Divided Streets- Controlled-Access Highways." Chapter 48 of Title 10 of Douglas Municipal Code is hereby created and entitled "Methods of Parking." Chapter 52 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Stopping, Standing or Parking Regulations – No Signs Required." Chapter 56 of Title 10 of Douglas Municipal Code is hereby created and entitled "Stopping, Standing or Parking Regulations – Official Signs Required." Chapter 60 of Douglas Municipal Code is hereby created and entitled "Stopping for Loading or Unloading Only." Chapter 64 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Official Traffic-Control Devices." Chapter 68 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Pedestrians." Chapter 72 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Bicycles." Chapter 76 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Vehicle Equipment and Inspection." Chapter 80 of Title 10 of the Douglas Municipal Code is hereby created and entitled to "Miscellaneous Road Rules." Chapter 84 of the Title 10 of the Douglas Municipal Code is hereby created and entitled to "Obedience to Traffic Regulations." Chapter 88 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Motorcycles." Chapter 90 of the Title 10 of the Douglas Municipal Code is hereby created and entitled "Multipurpose Vehicles." Chapter 92 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Truck Routes and Truck Parking." Chapter 96 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Railroads." Chapter 100 of Title 10 of the Douglas Municipal Code is hereby created and entitled "Penalty." Sections 10.04.005, 10.04.010, 10.04.020, 10.08.010, 10.08.020, 10.12.010, 10.12.020, 10.16.010, 10.16.020, 10.16.030, 10.16.040, 10.16.050, 10.16.060, 10.16.070, 10.20.010,

10.20.020, 10.20.030, 10.20.040, 10.20.050, 10.20.060, 10.20.070, 10.24.010, 10.24.020, 10.32.010, 10.32.020, 10.32.030, 10.32.040, 10.32.050, 10.32.060, 10.32.070, 10.36.010, 10.36.020, 10.36.030, 10.36.040, 10.36.050, 10.36.060, 10.36.070, 10.40.010, 10.40.020, 10.44.010, 10.44.020, 10.48.010, 10.48.020, 10.48.030, 10.48.040, 10.48.050, 10.48.060, 10.48.070, 10.52.010, 10.52.020, 10.52.030, 10.52.040, 10.52.060, 10.52.070, 10.56.010, 10.56.020, 10.56.030, 10.56.040, 10.56.050, 10.56.060, 10.6-.010, 10.60.020, 10.60.030, 10.6.010, 10.64.020, 10.64.030, 10.64.040, 10.64.050, 10.64.060, 10.64.070, 10.64.080, 10.64.090, 10.64.100, 10.64.110, 10.68.010, 10.68.020, 10.68.030, 10.68.040, 10.68.050, 10.68.060, 10.68.070, 10.68.080, 10.68.090, 10.68.100, 10.68.110, 10.68.120, 10.68.130, 10.68.140, 10.72.010, 10.72.020, 10.72. 030, 10.72.040, 10.72.050, 10.72.060, 10.72.070, 10.76.010, 10.76.020, 10.76.030, 10.76.040, 10.76.50, 10.76.060, 10.76.070, 10.76.080, 10.76.090, 10.76. 100, 10.80.010, 10.80.020, 10.80.030, 10.80.040, 10.80.050, 10.80.060, 10.80, 070, 10.80.080, 10.80.090, 10.80.100, 10.80.11, 10.80.120, 10.80.130, 10.80.140, 10.80.150, 10.80, 160, 10.80.170, 10.80.180, 10.80.190, 10.80.200, 10.80.210, 10.80.220, 10.80.230, 10.80.240, 10.80.250, 10.80.260, 10.80.270, 10.80.280, 10.80.290, 10.80.300, 10.84. 010, 10.84.020, 10.84.030, 10.84.040, 10.84.050, 10.84.060, 10.84.070, 10.84.080, 10.84.090, 10.84.100, 10.84.110, 10.84.120, 10.88.010, 10.88.020, 10.88.030, 10.90010, 10.90.020, 10.90.030, 10.92.010, 10.92.020, 10.92.030, 10.92.040, 10.29.050, 10.92.060, 10.92.070, 10.96.010, 10.96.020, 10.96.030, 10.96.040, 10.100.010. are hereby created.

Section 2. Section 10.04.005 of the Douglas Municipal Code is hereby created to read as follows:

10.04.005 Adoption of state law.

Pursuant to Section 15-1-119, Wyoming Statutes 1977, the following Sections of the Uniform Act regulating traffic on highways, Chapter 5, Title 31, Wyoming Statutes 1977 as the same are now amended, are adopted by reference and set forth in full in this chapter: Sections 31-5-101 to 31-5-106 inclusive; Sections 31-5-115 to 31-5-117, inclusive; Section 31-5-119 to 31-5-122; Sections 31-5-201 to 31-5-206, inclusive; Sections 31-5-208 to 31-5-212, inclusive, 31-5-214 to 31-5-218, inclusive, 31-5-220 to 31-5-225 inclusive; Section 31-5-226, Sections 31-5-228 to 31-5-232, inclusive; Section 31-5-302, Section 31-5-304 to 31-5-307, inclusive; Sections 31-5-404 to 31-5-406, inclusive; Sections 31-5-503 to 31-5-508, inclusive; Section 31-5-510 to 31-5-512, inclusive, Sections 31-5-601 to 31-5-606, inclusive; Section 6-6-608 to 31-5-614, Section 31-5-901; Sections 31-5-910, Sections 31-5-912 to 31-5-917, inclusive, Section 31-5-920, Sections 31-5-922 to Section to 31-5-929, inclusive; Section 31-5-931, Section 31-5-951 to 31-5-955, inclusive, Section 31-5-960, Section 31-5-970; 31-5-1002; Sections 31-5-1103 to 31-5-1104, inclusive; Section 31-5-1303; and Section 31-5-1402.

Section 3. Section 10.04.010 of the Douglas Municipal Code is hereby created to read as follows:

10.04.010 31-5-102 Definitions

(A) Except as otherwise provided, as used in this act:

(i) "Authorized emergency vehicles" means:

(a) Vehicles of fire departments, fire patrols, game and fish law enforcement personnel, livestock board law enforcement personnel, brand inspectors, law enforcement agencies, public and private ambulances, medical rescue units and extrication rescue units;

(b) Privately-owned vehicles used by members of a fire department or emergency service organization while performing or traveling to perform assigned firefighting or emergency service duties are authorized emergency vehicles if:

(I) Authorized in writing by the appropriate governing body of the city, City or county in which the emergency services organization is located;

(II) Equipped with at least one (1) flashing red, white or amber light visible from the front of the vehicle; and

(III) Equipped with a marker on the front of the vehicle indicating the department or organization with which affiliated.

(ii) "Bicycle" means every vehicle propelled solely by human power upon which any person may ride, having two (2) tandem wheels except scooters and similar devices;

(iii) "Bus" means every motor vehicle designed for carrying more than ten (10) passengers and used for the transportation of persons and every motor vehicle, other than a taxicab, designed and used for the transportation of persons for compensation;

(iv) "Business district" means the territory contiguous to and including a highway when within any six hundred (600) feet along the highway where there are buildings in use for business or industrial purposes, including but not limited to hotels, banks or office buildings, railroad stations and public buildings, which buildings occupy at least three hundred (300) feet of frontage on one (1) side or three hundred (300) feet collectively on both sides of the highway;

(v) "Commission" means the Wyoming transportation commission;

(vi) "Controlled-access highway" means every highway, street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority having jurisdiction over the highway, street or roadway;

(vii) "Crosswalk" means:

(a) That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway, and in the absence of a sidewalk on one (1) side of the roadway, that part of a roadway included within the extension of the lateral lines of the existing sidewalk at right angles to the centerline;

(b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

(viii) “Department” or “highway department” means the department of transportation of the state of Wyoming;

(ix) “Driver” means every person who drives or is in actual physical control of a vehicle;

(x) “Explosives” means any chemical compounds, mixtures or devices, the primary or common purpose of which is to function by explosion, e.g., with substantially instantaneous release of gas and heat, unless the compounds, mixtures or devices are otherwise specifically classified. Explosives are classified as follows, commensurate with the degree of hazard:

(a) Class A--detonating, or otherwise of maximum hazard, e.g. black powder;

(b) Class B--rapid combustion rather than detonation, e.g. igniter;

(c) Class C--minimum hazard, e.g. fireworks.

(xi) “Farm tractor” means every motor vehicle designed and used exclusively as a farm implement for drawing implements of husbandry;

(xii) “Flammable liquid” means any liquid which has a flash point below one hundred degrees Fahrenheit (100°F) and has a vapor pressure not exceeding forty (40) pounds per square inch (absolute) at one hundred degrees Fahrenheit (100°F);

(xiii) “House trailer” means:

(a) A trailer or semitrailer which is designed, constructed and equipped as a dwelling place, living abode or sleeping place (either permanently or temporarily) and is equipped for use as a conveyance on streets and highways; or

(b) A trailer or a semitrailer whose chassis and exterior shell is designed and constructed for use as a house trailer, as defined in subparagraph (A) of this paragraph, but which is used instead permanently or temporarily for advertising, sales display or promotion of merchandise or services, or for any other commercial purpose except the transportation of property for hire or the transportation of property for distribution by a private carrier.

(xiv) “Implement of husbandry” means a vehicle designed and used exclusively for agricultural operations and only incidentally operated or moved upon a highway;

(xv) “Intersection” means:

(a) The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two (2) highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict;

(b) Where a highway includes two (2) roadways thirty (30) feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two (2) roadways thirty (30) feet or more apart, then every crossing of two (2) roadways of such highway shall be regarded as a separate intersection;

(c) The junction of an alley with a street or highway does not constitute an intersection.

(xvi) “Laned roadway” means a roadway which is divided into two (2) or more clearly marked lanes for vehicular traffic;

(xvii) “Local authorities” means every county, municipal and other local board or body having authority to enact laws relating to traffic under the constitution and laws of this state;

(xviii) “Metal tire” means every tire the surface of which in contact with the highway is wholly or partly of metal or other hard nonresilient material;

(xix) “Moped” means a motor-driven cycle both with foot pedals to permit muscular propulsion by human power and with a motor which produces no more than two (2) brake horsepower and which is capable of propelling the vehicle at a maximum speed of no more than thirty (30) miles per hour on a level road surface. If an internal combustion engine is used, the displacement shall not exceed more than fifty (50) cubic centimeters and the moped shall have a power drive system that functions directly or automatically without clutching or shifting by the driver after the drive system is engaged;

(xx) “Motorcycle” means any motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three (3) wheels in contact with the ground, excluding off-road recreation vehicles as defined in W.S. 31-1-101(a)(xv)(K), but including a motor vehicle designed as a recreational vehicle primarily for off-road use to be ridden astride and to travel on four (4) wheels;

(xxi) “Motor-driven cycle” means any motorcycle, including motor scooters and motorized bicycles having an engine with less than one hundred fifty (150) cubic centimeters displacement or with five (5) brake horsepower or less but does not include motorized skateboards;

(xxii) “Motor vehicle” means every vehicle which is self-propelled except vehicles moved solely by human power and motorized skateboards as defined by paragraph (a)(lxii) of this section;

(xxiii) “Official traffic-control devices” means all signs, signals, markings and devices not inconsistent with this act placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning or guiding traffic;

(xxiv) “Owner” means a person who holds the legal title of a vehicle or if a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or if a mortgagor of a vehicle is entitled to possession, then the conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this act;

(xxv) “Park” when prohibited, means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading;

(xxvi) “Pedestrian” means any person afoot;

(xxvii) “Pedestrian vehicle” means any self-propelled conveyance designed, manufactured and intended for the exclusive use of persons with a physical disability, but in no case shall the vehicle:

(a) Exceed forty-eight (48) inches in width.

(xxviii) “Physical disability” means any bodily impairment which precludes a person from walking or otherwise moving about easily as a pedestrian;

(xxix) “Pneumatic tire” means every tire in which compressed air is designed to support the load;

(xxx) “Pole trailer” means every vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach, or pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregularly shaped loads as poles, pipes or structural members capable, generally, of sustaining themselves as beams between the supporting connections;

(xxxi) “Police officer” means every officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations;

(xxxii) “Private road or driveway” means every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons;

(xxxiii) “Railroad” means a carrier of persons or property upon cars, other than streetcars, operated upon stationary rails;

(xxxiv) “Railroad sign or signal” means any sign, signal or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train;

(xxxv) “Railroad train” means a steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails, except streetcars;

(xxxvi) “Residence district” means the territory contiguous to and including a highway not comprising a business district when the property on the highway for a distance of three hundred (300) feet or more is in the main improved with residences or residences and buildings in use for business;

(xxxvii) “Right-of-way” means the right of one (1) vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other;

(xxxviii) “Roadway” means that portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the sidewalk, berm or shoulder. In the event a highway includes two (2) or more separate roadways the term “roadway” as used herein shall refer to any such roadway separately but not to all such roadways collectively;

(xxxix) “Safety zone” means 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;

(xl) “School bus” means every motor vehicle that complies with the color and identification requirements set forth in the most recent edition of “Minimum Standards for School Buses” and is used to transport children to or from school, but not including buses operated by common carriers in urban transportation of school children;

(xli) “Semitrailer” means every vehicle with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle;

(xlii) “Sidewalk” means that portion of a street between curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use of pedestrians;

(xliii) “Snowmobile” means any mechanically driven vehicle of a type which utilizes sleet type runners, or skis or any endless belt tread or combination of these, designed primarily for operation over snow;

(xliv) “Solid tire” means every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load;

(xlv) “Stop” when required means complete cessation from movement;

(xlvi) “Stop, stopping or standing” when prohibited means any stopping or standing of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control sign or signal;

(xlvii) “Street or highway” means the entire width between the boundary lines of every way publicly maintained or if not publicly maintained, dedicated to public use when any part thereof is open to the use of the public for purposes of vehicular travel;

(xlviii) “Superintendent” means the director of the department of transportation;

(xlix) “Through highway” means every highway or portion thereof on which vehicular traffic is given preferential right-of-way, and at the entrances to which vehicular traffic from intersecting highways is required by law to yield the right-of-way to vehicles on the through highway in obedience to a stop sign, yield sign or other official traffic control devices, when the signs or devices are erected as provided in this act;

(l) “Traffic” means pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using any highway for purposes of travel;

(li) “Traffic-control signal” means any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed;

(lii) “Trailer” means every vehicle with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight and that of its load rests upon or is carried by another vehicle;

(liii) “Truck” means every motor vehicle designed, used or maintained primarily for the transportation of property;

(liv) "Truck tractor" means every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn;

(lv) "Urban district" means the territory contiguous to and including any public street or highway which is built up with structures devoted to business, industry or dwelling houses situated at intervals of less than one hundred (100) feet for a distance of a quarter of a mile or more;

(lvi) "Vehicle" means every device, in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices used exclusively upon stationary rails or tracks;

(lvii) "This act" means W.S. 31-5-101 through 31-5-1601;

(lviii) "Emergency services" means fire-fighting, first aid, medical services, rescue, transportation and other related activities necessary to ensure the health or safety of a person or property in imminent peril;

(lix) "Golf cart" means a motor vehicle which:

(a) Has not less than three (3) wheels in contact with the ground;

(b) Has an unladen weight of less than one thousand three hundred (1,300) pounds;

(c) Is designed to be or is operated at not more than fifteen (15) miles per hour;

(d) Is designed to carry golf equipment and not more than four (4) persons including the driver; and

(e) Is being used to transport an occupant directly to, or from or on a golf course, or is being used for special events or circumstances authorized by the city, City or county.

(lx) "Motorized skateboard" means a self-propelled device which has a motor or engine, a deck on which a person may ride and at least two (2) wheels in contact with the ground and which is not otherwise defined in this act as a "motor vehicle", "motorcycle", "motor-driven cycle" or "pedestrian vehicle";

(lxi) "Multipurpose vehicle" means as defined in W.S. 31-1-101(a)(xv)(M).

(lxii) "Agricultural operations" means the raising and harvesting of their own crops or livestock in this state by farmers or ranchers, their exchange between farmers or ranchers or the transportation of implements of husbandry to or from farmers or ranchers by persons engaged in the business of selling or repairing such implements;

(lxiii) "Child safety restraint system" means any device which is designed to protect, hold or restrain a child in a privately owned, leased or rented noncommercial passenger vehicle in such a way as to prevent or minimize injury to the child in the event of a motor vehicle accident or sudden stop and which conforms to the standards prescribed by 49 C.F.R. 571.213 or to applicable federal motor vehicle safety standards in effect at the time of manufacture;

(lxiv) "Passenger vehicle" means a motor vehicle designed to carry people and that was equipped with safety belts at the time of manufacture, excluding:

- (a) Emergency and law enforcement vehicles;
 - (b) School buses, including buses registered to a private school or church used to transport children to or from school or church or in connection with school or church activities;
 - (c) Buses, or other vehicles designed and used for public transportation, whether intrastate or interstate, that were not equipped with safety belts at the time of manufacture.
- (lxv) "Safety belt" means a passenger restraint which was installed when the vehicle was manufactured;
- (lxvi) "Motorized foot scooter" means a device with no more than two ten-inch or smaller diameter wheels that has handlebars, is designed to be stood or sat upon by the operator, and is powered by an internal combustion engine or electric motor that is capable of propelling the device with or without human propulsion.
- (lxvii) "Wheeled recreational device" means any wheeled recreational object designed to propel the person using that object with an internal combustion engine or electric motor, whether it be stood or sat upon or ridden in, and that is not required to obtain and display a Wyoming registration as well as all other wheeled recreational devices that are not otherwise regulated by state law. "Wheeled recreational device" does not include motorcycles, motor-driven cycles, or mopeds.
- (lxviii) "Helmet" means a protective covering for the head consisting of a hard outer shell, padding adjacent to and inside the outer shell, and a neck or chinstrap type retention system, with a label required by the Federal Consumer Products Safety Commission as adopted by the Code of Federal Regulations 16 CFR 1203.

Section 4. Section 10.04.20 of the Douglas Municipal Code is hereby created to read as follows:

10.04.020 Section 31-5-103--Applicability of provisions to vehicles being operated upon highways.

- (a) The provisions of this act relating to the operation of vehicles refer exclusively to the operation of vehicles upon highways except:
 - (i) Where a different place is specifically referred to in a given section;
 - (ii) The provisions of DMC 10.24.010 and DMC 10.84.100 apply upon highways and elsewhere throughout the city.

Section 5. Section 10.08.10 of the Douglas Municipal Code is hereby created to read as follows:

10.08.010 Section 31-5-220--Approaching or entering intersection.

- (a) The driver of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection from a different highway.

(b) When two (2) vehicles enter an intersection from different highways at approximately the same time, the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right.

(c) The right-of-way rules declared in paragraphs (a) and (b) are modified at through highways and otherwise as stated in this act.

Section 6. Section 10.08.20 of the Douglas Municipal Code is hereby created to read as follows:

10.08.020 Section 31-5-221--Turning left at intersection.

The driver of a vehicle intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard.

Section 7. Section 10.12.010 of the Douglas Municipal Code is hereby created to read as follows:

10.12.010 Through streets designated--Entrance thereto controlled.

Whenever a through street is designated and described as provided in this title, it shall be the duty of the traffic engineer or other official vested with this responsibility for traffic control to place and maintain a stop sign or yield sign as declared in the State Traffic Control Manual on each and every street intersecting such through street, unless traffic at any intersection is controlled at all times by traffic-control signals; provided, however, that at the intersection of two (2) such through streets or at the intersection of a through street and a heavy traffic street not so designated, stop signs shall be erected at the approaches of either of the streets as determined upon the basis of a traffic investigation.

Section 8. Section 10.12.020 of the Douglas Municipal Code is hereby created to read as follows:

10.12.020 Section 31-5-222--Stop signs and yield signs.

(a) Preferential right-of-way may be indicated by stop signs or yield signs as authorized in DMC 10.64.010.

(b) Except when directed to proceed by a police officer, every driver of a vehicle approaching a stop sign shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering it. After having stopped the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time when the driver is moving across or within the intersection or

junction of roadways. The driver shall yield the right-of-way to pedestrians within an adjacent crosswalk.

(c) The driver of a vehicle approaching a yield sign shall in obedience to the sign slow down to a speed reasonable for the existing conditions and, if required for safety to stop, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering it. After slowing or stopping, the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time the driver is moving across or within the intersection or junction of roadways. The driver shall yield the right-of-way to pedestrians within an adjacent crosswalk. If the driver is involved in a collision with a pedestrian in a crosswalk or a vehicle in the intersection or junction of roadways, after driving past a yield sign without stopping, the collision shall be deemed prima facie evidence of his failure to yield the right-of-way.

Section 9. follows: Section 10.16.010 of the Douglas Municipal Code is hereby created to read as

10.16.010 Section 31-5-510--Obedience to signal indicating approach of train.

(a) Whenever any person driving a vehicle approaches a railroad grade crossing under any of the circumstances stated in this section, the driver of such vehicle shall stop within fifty (50) feet but not less than fifteen (15) feet from the nearest rail of such railroad, and shall not proceed until he can do so safely. The foregoing requirements shall apply when:

- (i) A clearly visible electric or mechanical signal device gives warning of the immediate approach of a railroad train;
- (ii) A crossing gate is lowered or a human flagman gives or continues to give a signal of the approach or passage of a railroad train;
- (iii) A railroad train approaching within approximately one thousand five hundred (1,500) feet of the highway crossing emits a signal audible from such distance and such railroad train, by reason of its speed or nearness to such crossing, is an immediate hazard;
- (iv) An approaching railroad train is plainly visible and is in hazardous proximity to such crossing.

(b) No person shall drive any vehicle through, around, or under any crossing gate or barrier at a railroad crossing while such gate or barrier is closed or is being opened or closed.

Section 10. follows: Section 10.16.020 of the Douglas Municipal Code is hereby created to read as

10.16.020 Section 31-5-511--Stopping requirements for certain vehicles at railroad crossings.

(a) The driver of any motor vehicle carrying passengers for hire, or of any school bus whether empty or carrying school children, or of any vehicle carrying a cargo or part of a cargo required to be placarded under United States department of transportation regulations, before crossing at grade any track or tracks of a railroad, shall:

(i) Actuate the vehicle's four-way hazard flashers prior to stopping at the grade crossing;

(ii) Stop the vehicle within fifty (50) feet but not less than fifteen (15) feet from the nearest rail of the railroad;

(iii) While stopped, listen and look in both directions along the track for any approaching train and for signals indicating the approach of a train and not proceed until he can do so safely;

(iv) Upon proceeding, cross the tracks without manually shifting gears and only in a gear of the vehicle which does not require manually changing gears while traversing the crossing; and

(v) After crossing the tracks, cancel the four-way hazard flashers.

(b) Except for school buses which will stop at all railroad crossings, this section shall not apply at:

(i) Any railroad grade crossing at which traffic is controlled by a police officer or flagman;

(ii) Any railroad grade crossing at which traffic is regulated by a traffic-control signal;

(iii) Any railroad grade crossing protected by crossing gates or an alternately flashing light signal intended to give warning of the approach of a railroad train;

(iv) Any railroad grade crossing at which an official traffic-control device gives notice that the stopping requirement imposed by this section does not apply.

(c) The highway department may adopt such regulations as may be necessary describing additional vehicles which must comply with the stopping requirements of this section.

Section 11. Section 10.16.030 of the Douglas Municipal Code is hereby created to read as follows:

10.16.030 Section 31-5-506--Emerging from alley, building, private road or driveway.

The driver of a vehicle emerging from an alley, building, private road or driveway within a business or residence district shall stop the vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across the alley, building entrance, road or driveway, or if there is no sidewalk area, shall stop at a point nearest the street to be entered where the driver has a view of approaching traffic thereon.

Section 12. Section 10.16.040 of the Douglas Municipal Code is hereby created to read as follows:

10.16.040 Section 31-5-223--Entering or crossing roadway.

The driver of a vehicle about to enter or cross a roadway from any place other than another roadway shall yield the right-of-way to all vehicles approaching on the roadway to be entered or crossed.

Section 13. Section 10.16.050 of the Douglas Municipal Code is hereby created to read as follows:

10.16.050 Section 31-5-507--Meeting or passing stopped school bus; markings and visual signals.

(a) The driver of a vehicle upon meeting or overtaking from either direction any stopped school bus shall stop before reaching the school bus when there is in operation on the school bus the flashing red lights as specified in DMC 10.76.060 and the driver shall not proceed until the school bus resumes motion or the flashing red lights are no longer actuated.

(b) Every school bus shall bear upon the front and rear thereof plainly visible signs containing the words "school bus" in letters not less than eight (8) inches in height, and in addition shall be equipped with red visual signals meeting the requirements of DMC 10.76.060, which shall be actuated by the driver of the school bus whenever the vehicle is stopped and is receiving or discharging school children in designated school bus loading areas. When stopped to receive or discharge school children, the school bus driver shall keep the bus as far to the right of the roadway as reasonable. Except at a crosswalk, no school bus shall receive or discharge school children upon a roadway with four (4) or more lanes if the child would be required to cross a lane. The board of trustees of a school district may waive the requirement in this subsection that school bus drivers actuate visual signals if:

(i) The board finds the safety of children is not jeopardized; and

(ii) The bus is not on a public roadway.

(c) Before a school bus is sold by a school district all legal markings on the bus indicating it was once a school bus shall be concealed with paint unless sold to another school district in Wyoming.

(d) The driver of a vehicle upon a highway with separate roadways need not stop upon meeting or passing a school bus which is on a different roadway or when upon a controlled-access highway and the school bus is stopped in a loading zone which is a part of or adjacent to the highway and where pedestrians are not permitted to cross the roadway.

Section 14. Section 10.16.060 of the Douglas Municipal Code is hereby created to read as follows:

10.16.060 Stop when traffic obstructed.

The driver of any vehicle shall stop clear of a marked crosswalk and shall not enter an intersection unless there is sufficient space on the other side of the intersection to accommodate said vehicle without blocking or obstructing the passage of vehicles and pedestrians, notwithstanding the indication of any traffic-control signal to proceed.

Section 15. Section 10.16.070 of the Douglas Municipal Code is hereby created to read as follows:

10.16.070 Obedience to signals or signs of school crosswalk guards.

It is unlawful to disobey the signal or sign of a person acting as an authorized school crosswalk guard.

Section 16. Section 10.20.010 of the Douglas Municipal Code is hereby created to read as follows:

10.20.010 Section 31-5-301--Speed limits generally.

(a) No person shall drive a vehicle on a street, alley, public or private way or within an easement at a speed greater than is reasonable and prudent under the condition and having regard to the actual and potential hazards then existing.

(b) Except when a special hazard exists that requires lower speed for compliance with subsection A of this section or the posted speed limit is otherwise, the limits specified in this section shall be maximum lawful speeds, and no person shall drive a vehicle on a highway, street, alley, public or private way or easement at a speed in excess of such maximum limits:

(i) Five miles per hour upon an easement owned by the City of Douglas;

(ii) Twenty miles per hour when passing a school building, or the grounds thereof, or a school crossing during the hours of eight a.m. to five p.m., Monday through Friday, during regular school term; provided, that the presence of such school building, grounds thereof or school crossing is indicated plainly by signs or signals conforming to the provisions of this chapter;

(iii) Thirty miles per hour in any urban district or through street except as otherwise posted;

Section 17. Section 10.20.020 of the Douglas Municipal Code is hereby created to read as follows:

10.20.020 Section 31-5-302--Establishment of specific maximum speed zones by superintendent.

Whenever the superintendent determines upon the basis of an engineering and traffic investigation that a maximum speed greater or less than that authorized herein is required for safe and reasonable vehicle operation under the conditions found to exist at any intersection or other place or upon any part of the state highway system, the superintendent may determine and declare a reasonable and safe maximum limit thereat, which shall be effective when appropriate signs giving notice thereof are erected. The maximum speed limit may be declared to be effective at all times or at such times as are indicated upon the signs and differing limits may be established for different times of day, different types of vehicles, varying weather conditions, and other factors bearing on safe speeds, which shall be effective when posted upon appropriate fixed or variable signs. This section does not grant power to the superintendent to declare statewide or countywide maximum speed limits but grants power to declare maximum speed limits for the public safety in localized geographic areas.

Section 18. Section 10.20.030 of the Douglas Municipal Code is hereby created to read as follows:

10.20.030 Increase of state speed laws in certain zones.

It is determined that the prima facie speed permitted by state law upon those streets or portions thereof described in traffic-control schedules is less than is necessary for safe operation of vehicles thereon by reason of the designation and signposting of the streets as through streets, or by reason of widely spaced intersections or the absence of intersections, and it is declared that the prima facie speed limit upon those streets or portions thereof described in said schedules shall be as therein stated but not in excess of fifty-five (55) miles per hour as limited by statute, which speed so declared shall be effective as specified therein when signs are erected giving notice thereof; provided, however, that increased speed limits on streets which are a part of the State Highway System shall be subject to the approval of the State Department of Highways.

Section 19. Section 10.20.040 of the Douglas Municipal Code is hereby created to read as follows:

10.20.040 Section 31-5-304--Minimum speed limits.

- (a) No person shall drive a motor vehicle at such a slow speed as to impede the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law.
- (b) Whenever the superintendent or local authorities within their respective jurisdictions determine on the basis of an engineering and a traffic investigation that slow speeds on any part of a highway consistently impede the normal and reasonable movement of traffic, the superintendent or local authority may

determine and declare a minimum speed limit below which no person shall drive a vehicle except when necessary for safe operation or in compliance with law and that limit is effective when posted upon appropriate fixed or variable signs.

(c) Notwithstanding any minimum speed that may be authorized and posted pursuant to this section, no person shall operate a vehicle in the extreme left-hand lane of a controlled-access highway for a prolonged period in a manner which impedes the flow of other traffic traveling at a lawful rate of speed.

Section 20. Section 10.20.050 of the Douglas Municipal Code is hereby created to read as follows:

10.20.050 Section 24-1-110--Speed or acceleration contest or exhibition on highways.

(a) No person shall engage in any motor vehicle speed or acceleration contest, or exhibition of speed or acceleration on any highway without approval of such use by the governing body in charge of said highway. No person shall aid or abet in any such motor vehicle speed or acceleration contest or exhibition on any highway, without approval of such use by the governing body in charge of said highway.

(b) No person shall for the purpose of facilitating or aiding or as an incident to any motor vehicle speed or acceleration contest upon a highway, in any manner obstruct or place or assist in placing any barricade or obstruction upon any highway without approval of such use by the governing body in charge of said highway.

(c) Any person who violates this section shall upon conviction be fined not less than ten dollars (\$10) nor more than one hundred dollars (\$100), or by imprisonment in the county jail for not more than ten (10) days or both.

Section 20. Section 10.20.060 of the Douglas Municipal Code is hereby created to read as follows:

10.20.060 Regulation of speed by traffic signals.

Traffic signals may be timed, as authorized in Section 10.64.020 and determined by an engineering and traffic investigation, to permit the moving of traffic in an orderly and safe manner at speeds slightly at variance with the prima facie speed limit for the street or area otherwise applicable.

Section 21. Section 10.20.070 of the Douglas Municipal Code is hereby created to read as follows:

10.20.070 Section 31-5-106-- Authorized emergency vehicles.

(a) The driver of an authorized emergency vehicle, when responding to an emergency call or when in pursuit of an actual or suspected violator of the law or when responding to but not upon returning from a fire alarm, may:

(i) Park or stand, irrespective of the provisions of this act;

(ii) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(iii) Exceed the maximum speed limits so long as he does not endanger life or property;

(iv) Disregard regulations governing direction of movement or turning in specified directions.

(b) This section does not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall this section protect the driver from the consequences of his reckless disregard for the safety of others.

Section 22. Section 10.24.070 of the Douglas Municipal Code is hereby created to read as follows:

10.24.010 Section 31-5-229--Reckless driving.

Any person who drives any vehicle in willful or wanton disregard for the safety of persons or property is guilty of reckless driving.

Section 23. Section 10.24.020 of the Douglas Municipal Code is hereby created to read as follows:

10.24.020 Section 31-5-236-- Careless driving.

Any person who drives any vehicle in a manner inconsistent with the exercise of due and diligent care normally exercised by a reasonably prudent person under similar circumstances and where such operation of a motor vehicle creates an unreasonable risk of harm to other persons or property is guilty of careless driving.

Section 24. Section 10.32.010 of the Douglas Municipal Code is hereby created to read as follows:

10.32.010 Section 31-5-216--Starting parked vehicle.

No person shall start a vehicle which is stopped, standing, or parked unless and until such movement can be made with reasonable safety.

Section 25. Section 10.32.020 of the Douglas Municipal Code is hereby created to read as follows:

10.32.020 Section 31-5-217--Turning movements and required signals.

- (a) No person shall turn a vehicle or move right or left upon a roadway unless and until the movement can be made with reasonable safety nor without giving an appropriate signal in the manner provided by this section.
- (b) A signal of intention to turn right or left when required shall be given continuously during not less than the last one hundred (100) feet traveled by the vehicle before turning.
- (c) No person shall stop or suddenly decrease the speed of a vehicle without first giving an appropriate signal required by this act to the driver of any vehicle immediately to the rear when there is opportunity to give the signal.
- (d) The signals required on vehicles by DMC 10.32.040(b) shall not be flashed on one (1) side only on a disabled vehicle, flashed as a courtesy or "do pass" signal to operators of other vehicles approaching from the rear, nor be flashed on one (1) side only of a parked vehicle except as may be necessary for compliance with this section.
- (e) No person shall drive a motor vehicle upon private or public property to gain access to another roadway for the purpose of avoiding a traffic-control device.

Section 26. Section 10.32.030 of the Douglas Municipal Code is hereby created to read as follows:

10.32.030 Section 31-5-214--Required position and method of turning at intersections.

- (a) The driver of a vehicle intending to turn shall do so as follows:
 - (i) Right turns: Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway;
 - (ii) Left turns: The driver of a vehicle intending to turn left shall approach the turn in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of the vehicle. Whenever practicable the left turn shall be made to the left of the center of the intersection and so as to leave the intersection or other location in the extreme left-hand lane lawfully available to traffic moving in the same direction as the vehicle on the roadway being entered;

(iii) Two-way left turn lanes: Where a special lane for making left turns by drivers proceeding in opposite directions has been indicated by official traffic-control devices:

(A) A left turn shall not be made from any other lane;

(B) A vehicle shall not be driven in the lane except when preparing for making a left turn from or onto the roadway or when preparing for a U-turn when otherwise permitted by law.

(b) The highway department and local authorities in their respective jurisdictions may cause official traffic-control devices to be placed and thereby require and direct that a different course from that specified in this section be traveled by turning vehicles and when the devices are so placed no driver shall turn a vehicle other than as directed and required by the devices.

Section 27. Section 10.32.040 of the Douglas Municipal Code is hereby created to read as follows:

10.32.040 Section 31-5-218--Signals by hand and arm or signal lamps.

(a) Any stop or turn signal when required under this act shall be given either by means of the hand and arm or by signal lamps, except as otherwise provided in subsection (b) of this section.

(b) Any motor vehicle in use on a highway shall be equipped with, and required signal shall be given by, signal lamps when the distance from the center of the top of the steering post to the left outside limit of the body, cab or load of the motor vehicle exceeds twenty-four (24) inches, or when the distance from the center of the top of the steering post to the rear limit of the body or load thereof exceeds fourteen (14) feet. The latter measurement shall apply to any single vehicle and to any combination of vehicles.

Section 28. Section 10.32.050 of the Douglas Municipal Code is hereby created to read as follows:

10.32.050 Section 31-5-219--Manner of giving hand and arm signals.

(a) All signals herein required given by hand and arm shall be given from the left side of the vehicle in the following manner and such signals shall indicate as follows:

(i) Left Turn.--Hand and arm extended horizontally;

(ii) Right Turn.--Hand and arm extended upward;

(iii) Stop and Decrease Speed.--Hand and arm extended downward.

Section 29. Section 10.32.060 of the Douglas Municipal Code is hereby created to read as follows:

10.32.060 Section 31-5-215--Limitations on turning around.

(a) The driver of a vehicle shall not turn the vehicle so as to proceed in the opposite direction unless the movement can be made in safety and without interfering with other traffic.

(b) No vehicle shall be turned so as to proceed in the opposite direction upon any curve, or upon the approach to or near the crest of a grade, where the vehicle cannot be seen by the driver of any other vehicle approaching from either direction within five hundred (500) feet.

Section 30. Section 10.32.070 of the Douglas Municipal Code is hereby created to read as follows:

10.32.070 Obedience to turn prohibition signs.

Whenever official signs are erected prohibiting or restricting a right or left turn, a U turn, or all turns, as authorized in Section 10.84.010, no driver shall disobey the directions of any such sign.

Section 31. Section 10.36.010 of the Douglas Municipal Code is hereby created to read as follows:

10.36.010 Section 31-5-201--Driving on right side of roadway; exceptions.

(a) Upon all roadways of sufficient width a vehicle shall be driven upon the right half of the roadway, except as follows:

(i) When overtaking and passing another vehicle proceeding in the same direction under the rules governing the movement;

(ii) When a stationary obstruction exists making it necessary to drive to the left of the center of the highway but any person so doing shall yield the right-of-way to all vehicles traveling in the proper direction upon the unobstructed portion of the highway within such distance as to constitute an immediate hazard;

(iii) Upon a roadway divided into three (3) marked lanes for traffic under the rules applicable thereon; or

(iv) Upon a roadway designated and signposted for one-way traffic.

(b) Upon all roadways except one-way streets any vehicle proceeding at less than the normal speed of traffic at the time and place and under the conditions then existing shall be driven in the right-hand lane then available for traffic, or as close as practicable to the right-hand curb or edge of the roadway, except when overtaking and passing another vehicle proceeding in the same direction or when preparing for a left turn at an intersection or into an alley, private road or driveway.

(c) Upon any roadway having four (4) or more lanes for moving traffic and providing for two-way movement of traffic, no vehicle shall be driven to the left of the center line of the roadway except when authorized by official traffic-control devices designating certain lanes to the left side of the center of the roadway for use by traffic not otherwise permitted to use the lanes, or except as permitted under paragraph (a)(ii) of this section. This subsection does not prohibit the

crossing of the center line in making a left turn into or from an alley, private road or driveway.

Section 32. Section 10.36.020 of the Douglas Municipal Code is hereby created to read as follows:

10.36.020 Section 31-5-202--Passing vehicles proceeding in opposite direction.

Drivers of vehicles proceeding in opposite directions shall pass each other to the right, and upon roadways having width for not more than one (1) line of traffic in each direction each driver shall give to the other at least one-half of the main-traveled portion of the roadway as nearly as possible.

Section 33. Section 10.36.030 of the Douglas Municipal Code is hereby created to read as follows:

10.36.030 Section 31-5-203--Overtaking on the left.

(a) The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions, and special rules hereinafter stated:

(i) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle;

(ii) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

Section 34. Section 10.36.040 of the Douglas Municipal Code is hereby created to read as follows:

10.36.040 Section 31-5-206--Overtaking on the right.

(a) The driver of a vehicle may overtake and pass upon the right of another vehicle only under the following conditions:

(i) When the vehicle overtaken is making or about to make a left turn;

(ii) Upon a roadway with unobstructed pavement of sufficient width for two (2) or more lines of vehicles moving lawfully in the direction being traveled by the overtaking vehicle.

(b) The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting the movement in safety. The movement shall not be made by driving off the roadway.

Section 35. Section 10.36.050 of the Douglas Municipal Code is hereby created to read as follows:

10.36.050 Section 31-5-204--General limitations on overtaking on the left.

No vehicle shall be driven to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless the left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit the overtaking and passing to be completely made without interfering with the operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In every event the overtaking vehicle must return to an authorized lane of travel as soon as practicable and in the event the passing movement involves the use of a lane authorized for vehicles approaching from the opposite direction, before coming within two hundred (200) feet of any approaching vehicle.

Section 36. Section 10.36.060 of the Douglas Municipal Code is hereby created to read as follows:

10.36.060 Section 31-5-205--Additional limitations on driving on the left; exceptions.

- (a) No vehicle shall be driven on the left side of the roadway under the following conditions:
 - (i) When approaching or upon the crest of a grade or a curve in the highway where the driver's view is obstructed within such distance as to create a hazard in the event another vehicle might approach from the opposite direction;
 - (ii) When approaching within one hundred (100) feet of or traversing any intersection or railroad grade crossing unless otherwise indicated by official traffic-control devices;
 - (iii) When the view is obstructed upon approaching within one hundred (100) feet of any bridge, viaduct or tunnel.
- (b) Subsection (a) of this section does not apply:
 - (i) Upon a one-way roadway;
 - (ii) Under the conditions described in DMC 10.36.010(a)(ii);
 - (iii) To the driver of a vehicle turning left into or from an alley, private road or driveway.

Section 37. Section 10.36.070 of the Douglas Municipal Code is hereby created to read as follows:

10.36.070 Section 31-5-210--Following too closely.

(a) The driver of a vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of the vehicles and the traffic upon and the condition of the highway.

(b) The driver of any vehicle when traveling upon a roadway outside of a business or residence district, and which is following another vehicle shall, whenever conditions permit, leave sufficient space so that an overtaking vehicle may enter and occupy the space without danger.

(c) Motor vehicles being driven upon any roadway outside of a business or residence district in a caravan or motorcade whether or not towing other vehicles shall be so operated as to allow sufficient space between each vehicle or combination of vehicles so as to enable any other vehicle to enter and occupy such space without danger. This provision shall not apply to funeral processions.

Section 38. Section 10.40.010 of the Douglas Municipal Code is hereby created to read as follows:

10.40.010 Section 31-5-208--One-way roadways and rotary traffic islands.

(a) The superintendent and local authorities with respect to highways under their respective jurisdictions may designate any highway, roadway, part of a roadway or specific lanes upon which vehicular traffic shall proceed in one (1) direction at all or such times as is indicated by official traffic-control devices.

(b) Upon a roadway so designated for one-way traffic a vehicle shall be driven only in the direction designated at all or such times as indicated by official traffic-control devices.

(c) A vehicle passing around a rotary traffic island shall be driven only to the right of the island.

Section 39. Section 10.40.020 of the Douglas Municipal Code is hereby created to read as follows:

10.40.020 Section 31-5-209--Driving on roadways laned for traffic.

(a) Whenever any roadway has been divided into two (2) or more clearly marked lanes for traffic the following rules in addition to all others consistent herewith shall apply:

(i) A vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from the lane until the driver has first ascertained that the movement can be made with safety;

(ii) Upon a roadway which is divided into three (3) lanes and provides for two-way movement of traffic, a vehicle shall not be driven in the center lane except when overtaking and passing another vehicle traveling in the same direction when the center lane is clear of traffic within a safe distance, or in preparation for making or completing a left turn or where the center lane is at the time allocated exclusively to traffic moving in the

direction the vehicle is proceeding and the allocation is designated by official traffic-control devices;

(iii) Official traffic-control devices may be erected directing specified traffic to use a designated lane or designating those lanes to be used by traffic moving in a particular direction regardless of the center of the roadway and drivers of vehicles shall obey the directions of every such device;

(iv) Official traffic-control devices may be installed prohibiting the changing of lanes on sections of roadways and drivers of vehicles shall obey the directions of every such device.

Section 39. Section 10.44.010 of the Douglas Municipal Code is hereby created to read as follows:

10.44.010 Section 31-5-211--Driving on divided highways.

Whenever any highway has been divided into two (2) or more roadways by leaving an intervening space or by a physical barrier or clearly indicated dividing section so constructed as to impede vehicular traffic, every vehicle shall be driven only upon the right-hand roadway unless directed or permitted to use another roadway by official traffic-control devices or police officers. No vehicle shall be driven over, across or within any dividing space, barrier or section except through an opening in the physical barrier or dividing section or space or at a cross-over or intersection as established, unless specifically permitted by public authority.

Section 40. Section 10.44.020 of the Douglas Municipal Code is hereby created to read as follows:

10.44.020 Section 31-5-212--Driving on controlled-access roadways generally.

No person shall drive a vehicle onto or from any controlled-access roadway except at such entrances and exits as are established by public authority.

Section 41. Section 10.48.010 of the Douglas Municipal Code is hereby created to read as follows:

10.48.010 Section 31-5-512--Parking alongside curbs or on edge of roadways; angle parking; power of highway department to place devices restricting parking.

(a) Except as otherwise provided in this section every vehicle stopped or parked upon a two-way roadway shall be stopped or parked with the right-hand wheels of the vehicle parallel to and within eighteen (18) inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder.

(b) Except as otherwise provided by local ordinance, every vehicle stopped or parked upon a one-way roadway shall be stopped or parked parallel to the curb or edge of the roadway, in the direction of authorized traffic movement, with its right-hand wheels within eighteen (18) inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder, or with its left-hand wheels within eighteen (18) inches of the left-hand curb or as close as practicable to the left edge of the left-hand shoulder.

(c) Local authorities may permit angle parking on any roadway, except that angle parking shall not be permitted on any federal-aid or state highway unless the highway department has determined that the roadway is of sufficient width to permit angle parking without interfering with the free movement of traffic.

(d) The highway department with respect to highways under its jurisdiction may place official traffic-control devices prohibiting, limiting or restricting the stopping, standing or parking of vehicles on any highway where in its opinion stopping, standing or parking, is dangerous to those using the highway or where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic. No person shall stop, stand or park any vehicle in violation of the restrictions indicated by the devices.

Section 42. Section 10.48.020 of the Douglas Municipal Code is hereby created to read as follows:

10.48.020 Obedience to angle-parking signs or markings.

On those streets which have been approved and signed or marked for angle parking no person shall stop, stand or park a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings.

Section 43. Section 10.48.030 of the Douglas Municipal Code is hereby created to read as follows:

10.48.030 Section 31-5-920--Parked vehicles.

(a) Every vehicle shall be equipped with one (1) or more parking lamps which shall comply with the regulations of the superintendent.

(b) Whenever a vehicle is lawfully parked upon a street or highway during the hours between one-half (1/2) hour after sunset and one-half (1/2) hour before sunrise and if there is sufficient light to reveal persons and vehicles within a distance of five hundred (500) feet upon the street or highway, no lights need be displayed upon the parked vehicle.

(c) Whenever a vehicle is parked or stopped upon a roadway or adjacent shoulder, whether attended or unattended, during the hours between one-half (1/2) hour after sunset and one-half (1/2) hour before sunrise and there is not sufficient light to reveal any person or object within a distance of five hundred (500) feet upon the highway, the vehicle so parked or stopped shall display parking lamps complying with the requirements of the superintendent.

(d) Any lighted head lamps upon a parked vehicle shall be depressed or dimmed.

Section 44. Section 10.48.040 of the Douglas Municipal Code is hereby created to read as follows:

10.48.040 Section 31-5-509--Requirements before leaving motor vehicle unattended.

No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key, and effectively setting the brake thereon and, when standing upon any grade, turning the front wheels to the curb or side of the highway.

Section 45. Section 10.48.050 of the Douglas Municipal Code is hereby created to read as follows:

10.48.050 Parking not to obstruct traffic or maintenance.

No person shall park any vehicle upon a street or highway in such a manner or under such conditions as to interfere with the free movement of vehicular traffic or proper street or highway maintenance.

Section 46. Section 10.48.060 of the Douglas Municipal Code is hereby created to read as follows:

10.48.060 Parking in alleys.

No person shall park a vehicle within an alley in such a manner or under such conditions as to leave available less than ten (10) feet of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand or park a vehicle within an alley in such position as to block the driveway entrance to any abutting property.

Section 47. Section 10.48.070 of the Douglas Municipal Code is hereby created to read as follows:

10.48.070 Parking of recreational and utility vehicles and trailers on public streets.

The purpose of this section is to address health, safety, and welfare concerns related to snow removal, street sweeping, traffic movement, ingress and egress from private property on to public right-of-ways, police observation of property, masking the presence of abandoned or inoperable vehicles, property values, and blight.

- A. Not more than one (1) of the units described in section 10.04.635 of this code may be parked within the paved portion of a public street adjacent to a building site.
- B. Units must be legally registered and have the ability to be moved under their own power or the power of a motorized vehicle.
- C. The unit must be parked adjacent to the building site area to which the unit registration displays.
- D. Units shall not be parked in a manner that creates a vehicular or pedestrian traffic hazard.
- E. No units described in this section shall be parked on any arterial street.
- F. None of the units described in this section shall be used for dwelling or residential purposes.
- G. Short term parking, of no more than three (3) consecutive days of any thirty-day period, of items listed in section 10.04.635 of this code, is permitted provided such parking does not constitute a safety hazard, does not create a nuisance, and does not conflict with provisions of this code. Any parking in excess of this time period is prohibited and is considered a nuisance.

Section 48. Section 10.52.010 of the Douglas Municipal Code is hereby created to read as follows:

10.52.010 Section 31-5-504--Specific places where prohibited.

- (a) 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, no person shall:
 - (i) Stop, stand or park a vehicle:
 - (A) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
 - (B) On a sidewalk;
 - (C) Within an intersection;
 - (D) On a crosswalk;
 - (E) Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
 - (F) Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
 - (G) Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
 - (H) On any railroad tracks;
 - (J) On any controlled-access highway;
 - (K) In the area between roadways of a divided highway, including crossovers;

- (M) At any place where official traffic-control devices prohibit stopping.
- (ii) Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers:
 - (A) In front of a public or private driveway;
 - (B) Within fifteen (15) feet of a fire hydrant;
 - (C) Within twenty (20) feet of a crosswalk at an intersection;
 - (D) Within twenty (20) feet upon the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the side of a roadway;
 - (E) Within twenty (20) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five (75) feet of the entrance when properly signposted;
 - (F) At any place where official traffic-control devices prohibit standing.
- (iii) Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers:
 - (A) Within fifty (50) feet of the nearest rail of a railroad crossing;
 - (B) At any place where official traffic-control devices prohibit parking.
- (b) No person shall move a vehicle not lawfully under his control into any prohibited area or away from a curb such a distance as is unlawful.

Section 49. Section 10.52.010 of the Douglas Municipal Code is hereby created to read as follows:

10.52.020 Standing or parking on one-way roadways.

In the event a street or highway includes two (2) or more separate roadways and traffic is restricted to one (1) direction upon any such roadway, no person shall stand or park a vehicle upon the left-hand side of such one-way roadway unless official signs are erected to permit such standing or parking.

Section 50. Section 10.52.030 of the Douglas Municipal Code is hereby created to read as follows:

10.52.030 Parking for certain purposes prohibited.

No person shall park a vehicle or machinery upon a public right-of-way for the principal purpose of:

- A. Displaying such vehicle for sale;
- B. Washing, greasing, painting, or repairing such vehicle except repairs necessitated by an emergency;

- C. Displaying advertising; or
- D. Using or storing machinery, unless said machinery is being actively used in construction occurring at the adjacent building site area, for which a building permit has been issued. This shall not preclude utility or governmental activities.

Section 51. Section 10.52.040 of the Douglas Municipal Code is hereby created to read as follows:

10.52.040 Parking of trucks prohibited on certain streets.

There shall be no parking of trucks of any kind on North Third Street between Walnut Street and Center Street. For purposes of this section, "truck" shall not include vehicles of one (1) ton or under.

Section 52. Section 10.52.050 of the Douglas Municipal Code is hereby created to read as follows:

10.52.050 Section 31-5-505--Roadways outside of business or residence districts.

(a) Outside a business or residence district no person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the roadway when it is practicable to stop, park or so leave the vehicle off the roadway, but in every event an unobstructed width of the highway opposite a standing vehicle shall be left for the free passage of other vehicles and a clear view of the stopped vehicles shall be available for a distance of two hundred (200) feet in each direction upon the highway.

(b) This section and DMC 10.52.010 do not apply to the driver of any vehicle which is disabled in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the vehicle in that position.

Section 53. Section 10.52.060 of the Douglas Municipal Code is hereby created to read as follows:

10.52.060 Section 31-5-508--Removal of illegally stopped vehicles.

(a) Whenever any police officer finds a vehicle in violation of DMC 10.52.050, the officer may move the vehicle, or require the driver or other person in charge of the vehicle to move the vehicle, to a position off the roadway.

(b) Any police officer may remove or cause to be removed to a place of safety any unattended vehicle illegally left standing upon any highway, bridge, causeway, or in any tunnel, in a position or under circumstances which obstruct the normal movement of traffic.

(c) Any police officer may remove or cause to be removed to the nearest garage or other place of safety any vehicle found upon a highway when:

(i) Report has been made that the vehicle has been stolen or taken without the consent of its owner;

(ii) The person in charge of the vehicle is unable to provide for its custody or removal; or

(iii) When the person driving or in control of the vehicle is arrested for an alleged offense for which the officer is required by law to take the person arrested before a proper judge without unnecessary delay.

Section 54. Section 10.52.070 of the Douglas Municipal Code is hereby created to read as follows:

10.52.070 Parking of unlicensed or inoperable vehicles on public streets and alleys.

A. It is unlawful to park within any public street or alley a motor vehicle not currently licensed for operation on public roads and highways; or:

1. Is incapable of movement under its own power;
2. Is incapable of normal or safe operation;
3. Has missing or deflated tires for more than seventy-two (72) hours; or
4. Is totally or partially suspended above the ground by jacks, blocks, or other devices.

B. In the event a vehicle is parked in violation of subsection A of this section, the police department shall notify the owner or person in control of such vehicle that the vehicle must be moved to a location out of the street or alley. If the owner or person in control is not known, cannot be notified, or is unable to or refuses to move the vehicle, notice by the city of intent to remove and impound the vehicle shall be posted on the vehicle a minimum of seventy-two (72) hours before removal. After the seventy-two (72) hour notice period, the city may cause the vehicle to be removed and impounded. Any cost or expense incurred shall be the responsibility of and paid by the owner of or person in control of the vehicle.

Section 56. Section 10.56.010 of the Douglas Municipal Code is hereby created to read as follows:

10.56.010 Authority to establish no-parking and tow-away zones.

In the central business district the chief of police shall have the authority to establish no-parking and tow-away zones from time to time during the week for

the purpose of facilitating street cleaning and other municipal functions. When the no-parking times have been properly posted any police officer shall have the authority to ticket vehicles for illegal parking and to arrange to have offending vehicles towed at the owner's expense. Any vehicle towed under this section shall be taken to a parking area of safety or garage to be designated by the chief of police.

Section 57. Section 10.56.020 of the Douglas Municipal Code is hereby created to read as follows:

10.56.020 Regulations not exclusive.

The provisions of this chapter imposing a time limit on parking shall not relieve any person from the duty to observe other and more restrictive provisions prohibiting or limiting the stopping, standing or parking of vehicles in specified places or in a specified manner.

Section 58. Section 10.56.030 of the Douglas Municipal Code is hereby created to read as follows:

10.56.030 Obedience to stopping, standing or parking regulations.

On any street or at any place within this municipality where official signs are posted giving notice of stopping or standing restrictions or prohibitions as authorized in Section 10.84.010 and described in traffic-control schedules, no person shall stop, stand or park a vehicle in any manner in violation of the provisions contained on such sign or signs except when necessary to avoid conflict with other traffic, or in compliance with the directions of a police officer or official traffic-control device.

Section 59. Section 10.56.040 of the Douglas Municipal Code is hereby created to read as follows:

10.56.040 Obedience to parking regulations.

On any street or at any place within this municipality where official signs are posted giving notice of parking restrictions or prohibitions as authorized and described in traffic-control schedules no person shall park a vehicle in any manner in violation of the provisions contained on such sign or signs except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic-control device, or except for the purpose of loading or unloading passengers when such stopping does not obstruct, impede or endanger any traffic.

Section 60. Section 10.56.050 of the Douglas Municipal Code is hereby created to read as follows:

10.56.050 All-night parking.

No person, except physicians or other persons on emergency calls, shall park a vehicle on any street signed to prohibit all-night parking, for a period of time longer than thirty (30) minutes between the hours of two (2:00) a.m. and five (5:00) a.m. of any day.

Section 61. Section 10.56.060 of the Douglas Municipal Code is hereby created to read as follows:

10.56.060 Emergency stopping or parking only.

When official signs are erected giving notice thereof no person shall stop, stand or park a vehicle on the shoulder of any expressway, freeway, controlled-access highway or any other facility so marked except in case of emergency involving the vehicle or its occupants.

Section 62. Section 10.60.010 of the Douglas Municipal Code is hereby created to read as follows:

10.60.010 Standing in passenger curb loading zone.

No person shall stop, stand or park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers in any place officially marked as a passenger curb loading zone during the hours when the regulations applicable to such curb loading zone are effective and then only for a period not to exceed three (3) minutes.

Section 63. Section 10.60.020 of the Douglas Municipal Code is hereby created to read as follows:

10.60.020 Standing in freight curb loading zone.

(a) No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or picking up and loading of materials in any place officially marked as a freight curb loading zone during hours when the provisions applicable to such zones are in effect.

(b) In no case shall the stop for loading and unloading of materials exceed thirty (30) minutes.

Section 64. Section 10.60.030 of the Douglas Municipal Code is hereby created to read as follows:

10.60.030 Standing or parking in bus or taxicab stands restricted--Bus parking in business district.

(a) No driver shall stand or park any vehicle other than a bus at a bus stop or other than a taxicab at a taxicab stand, when any such stop or stand has been officially designated and marked.

(b) No bus shall be parked upon any street in a business district at any place other than a bus stop, except for temporary stopping while actually engaged in loading or unloading passengers.

Section 65. Section 10.64.010 of the Douglas Municipal Code is hereby created to read as follows:

10.64.010 Section 31-5-503--Erection and maintenance of traffic-control devices to designate through highways.

The superintendent with reference to state highways and local authorities with reference to other highways under their jurisdiction may erect and maintain stop signs, yield signs or other traffic-control devices to designate through highways, or to designate intersections or other roadway junctions at which vehicular traffic on one (1) or more of the roadways should yield or stop and yield before entering the intersection or junction.

Section 66. Section 10.64.020 of the Douglas Municipal Code is hereby created to read as follows:

10.64.020 Section 31-5-401--Duty of local authorities to place and maintain.

Local authorities in their respective jurisdictions shall place and maintain such traffic-control devices upon highways under their jurisdiction as they deem necessary to indicate and to carry out the provisions of this act or local traffic ordinances or to regulate, warn or guide traffic. All traffic-control devices hereafter erected shall conform to the state manual and specifications.

Section 67. Section 10.64.030 of the Douglas Municipal Code is hereby created to read as follows:

10.64.030 Section 31-5-402--Obedience to devices; exceptions.

(a) The driver of any vehicle shall obey the instructions of any official traffic-control device applicable thereto placed or held in accordance with this act unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle in this act.

(b) No provision of this act 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 does not state that signs are required, the section is effective even though no signs are erected or in place.

(c) Whenever official traffic-control devices are placed or held in position approximately conforming to the requirements of this act, the devices are presumed to have been so placed or held by the official act or direction of lawful authority unless the contrary is established by competent evidence.

(d) Any official traffic-control device placed or held pursuant to the provisions of this act and purporting to conform to the lawful requirements pertaining to the devices is presumed to comply with the requirements of this act unless the contrary is established by competent evidence.

Section 68. Section 10.64.040 of the Douglas Municipal Code is hereby created to read as follows:

10.64.040 Interfering with or defacing official traffic-control device.

No person shall, without lawful authority, attempt to or in fact alter, deface, injure, knock down, or remove any official traffic-control device or any railroad sign or signal or any inscription, shield, or insignia thereon, or any other part thereof.

Section 69. Section 10.64.050 of the Douglas Municipal Code is hereby created to read as follows:

10.64.050 Section 31-5-403--Traffic-control signal legend.

(a) Whenever traffic is controlled by traffic-control signals exhibiting different colored lights, or colored lighted arrows, successively one (1) at a time or in combination, only the colors green, red and yellow shall be used, except for special pedestrian signals carrying a symbol or word legend, and the lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

(i) Green indication:

(A) Vehicular traffic facing a circular green signal may proceed straight through or turn right or left unless a sign prohibits either turn. But vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time the signal is exhibited;

(B) Vehicular traffic facing a green arrow signal, shown alone or in combination with another indication, may cautiously enter the intersection only to make the movement indicated by the arrow, or

such other movement as is permitted by other indicators shown at the same time. The vehicular traffic shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection;

(C) Unless otherwise directed by a pedestrian-control signal, as provided by DMC 10.64.090, pedestrians facing any green signal, except when the sole green signal is a turn arrow, may proceed across the roadway within any marked or unmarked crosswalk.

(ii) Steady yellow indication:

(A) Vehicular traffic facing a steady circular yellow or yellow arrow signal is thereby warned that the related green movement is being terminated or that a red indication will be exhibited immediately thereafter;

(B) Pedestrians facing a steady circular yellow or yellow arrow signal, unless otherwise directed by a pedestrian-control signal as provided by DMC 10.64.090, are thereby advised that there is insufficient time to cross the roadway before a red indication is shown and no pedestrian shall then start to cross the roadway.

(iii) Steady red indication:

(A) Vehicular traffic facing a steady circular red signal alone shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until an indication to proceed is shown except as provided in subparagraph (C) of this paragraph;

(B) Vehicular traffic facing a steady red arrow signal shall not enter the intersection to make the movement indicated by the arrow and, unless entering the intersection to make a movement permitted by another signal, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then before entering the intersection and shall remain standing until an indication permitting the movement indicated by the red arrow is shown except as provided by subparagraph (C) of this paragraph;

(C) Except when a sign is in place prohibiting a turn, vehicular traffic facing any steady red signal may cautiously enter the intersection to turn right, or to turn left from a one-way street into a one-way street after stopping as required by subparagraphs (A) and

(B) of this paragraph. The vehicular traffic shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection;

(D) Unless otherwise directed by a pedestrian-control signal as provided by DMC 10.64.090, pedestrians facing a steady circular red or red arrow signal alone shall not enter the roadway.

(b) If an official traffic-control signal is erected and maintained at a place other than an intersection, this section is applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any sign or marking the stop shall be made at the signal.

Section 70. Section 10.64.060 of the Douglas Municipal Code is hereby created to read as follows:

10.64.060 Section 31-5-405--Flashing signals.

(a) Whenever an illuminated flashing red or yellow signal is used with or in a traffic sign or signal it shall require obedience by vehicular traffic as follows:

(i) Flashing Red (Stop Signal).--When a red lens is illuminated with rapid intermittent flashes, drivers of vehicles shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering it, and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign;

(ii) 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.

(b) This section shall not apply at railroad grade crossings. Conduct of drivers of vehicles approaching railroad grade crossings shall be governed by the rules as set forth in DMC 10.16.020.

Section 71. Section 10.64.070 of the Douglas Municipal Code is hereby created to read as follows:

10.64.070 Section 31-5-404--Pedestrian-control signals.

(a) Whenever special pedestrian-control signals exhibiting the symbols or words "Walk" or "Don't Walk" are in place the signals shall indicate as follows:

(i) Flashing or steady walk: Any pedestrian facing the signal may proceed across the roadway in the direction of the signal and every driver of a vehicle shall yield the right-of-way to him;

(ii) Flashing or steady don't walk: No pedestrian shall start to cross the roadway in the direction of the signal, but any pedestrian who has partially completed his crossing on the walk signal shall proceed to a sidewalk or safety island while the don't walk signal is showing.

Section 72. Section 10.64.080 of the Douglas Municipal Code is hereby created to read as follows:

10.64.080 When signals are inoperative or malfunctioning.

(a) Whenever a driver approaches an intersection and faces a traffic-control signal which is inoperative or which remains on steady red or steady yellow during several time cycles, the rules controlling entrance to a through street or highway from a stop street or highway, as provided in Section 10.12.020, shall apply until a police officer assumes control of traffic or until normal operation is resumed.

(b) In the event that any traffic-control signals at a place other than an intersection should cease to operate or should malfunction as herein set forth, drivers may proceed through the inoperative or malfunctioning signal only with caution, as if the signal were one of flashing yellow.

(c) Whenever a pedestrian faces a pedestrian-control signal, as provided in Section 10.64.090, which is inoperative or which remains on "Don't Walk" or "Wait" during several time cycles, such pedestrian shall not enter the roadway unless he can do so with safety and without interfering with any vehicular traffic.

Section 73. Section 10.64.090 of the Douglas Municipal Code is hereby created to read as follows:

10.64.090 Traffic lanes.

Where traffic lanes have been marked as authorized in Section 10.84.010 and as declared in the State Traffic Control Manual, it is unlawful for the operator of any vehicle to fail to keep such vehicle within the boundaries of any such lane except when lawfully passing another vehicle or preparatory to making a lawful turning movement.

Section 74. Section 10.64.090 of the Douglas Municipal Code is hereby created to read as follows:

10.64.100 Driving over closed streets.

No vehicle shall be driven over any portion of a street where there is any sign, light or barrier of any kind to indicate that such street or portion thereof is closed to traffic. Any driver violating this rule shall be liable for all damages incurred thereby, in addition to such fine as may be imposed for a violation under this chapter.

Section 75. Section 10.64.110 of the Douglas Municipal Code is hereby created to read as follows:

10.64.110 Section 31-5-406--Display of unauthorized signs, etc.; advertising on traffic signs.

- (a) No person shall place, maintain or display upon or in view of any highway any unauthorized sign, signal, marking or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device or any railroad sign or signal.
- (b) No person shall place or maintain nor shall any public authority permit upon any highway any traffic sign or signal bearing thereon any commercial advertising except for business signs included as a part of official motorist service panels or roadside information panels approved by the highway department.
- (c) This section does not prohibit the erection upon private property adjacent to highway of signs giving useful directional information and of a type that cannot be mistaken for official signs.
- (d) Every such prohibited sign, signal, or marking is hereby declared to be a public nuisance and the authority having jurisdiction over the highway may remove the same or cause it to be removed without notice.

Section 76. Section 10.68.010 of the Douglas Municipal Code is hereby created to read as follows:

10.68.010 Section 31-5-601--Obedience to traffic-control devices; general privileges and restrictions.

- (a) A pedestrian shall obey the instructions of any official traffic-control device specifically applicable to him unless otherwise directed by a police officer.
- (b) Pedestrians are subject to traffic-control signals at intersections as provided by DMC 10.64.090.
- (c) At all other places pedestrians shall be accorded the privileges and are subject to the restrictions stated in this act.

Section 77. Section 10.68.020 of the Douglas Municipal Code is hereby created to read as follows:

10.68.020 Section 31-5-602--Right-of-way in crosswalks.

- (a) When traffic-control signals are not in place or not in operation, the driver of a vehicle shall yield the right-of-way by slowing down or stopping if need be to yield, to any pedestrian within or entering a crosswalk at either edge of the roadway.
- (b) When traffic-control signals are not in place or not in operation at a school crosswalk, the driver of a vehicle shall yield the right-of-way to any pedestrian

within or entering a school crosswalk at either edge of the roadway by slowing down or stopping.

(c) No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close as to constitute an immediate hazard.

(d) Subsection (a) of this section does not apply under the conditions stated in DMC 10.68.050(b).

(e) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass the stopped vehicle.

Section 78. Section 10.68.030 of the Douglas Municipal Code is hereby created to read as follows:

10.68.030 Section 31-5-609--Right-of-way on sidewalks.

The driver of a vehicle crossing a sidewalk shall yield the right-of-way to any pedestrian and all other traffic on the sidewalk.

Section 79. Section 10.68.040 of the Douglas Municipal Code is hereby created to read as follows:

10.68.040 Crossing at right angles.

No pedestrian shall cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb except in a crosswalk or except where angle crossing is authorized as provided in Section 10.68.050.

Section 80. Section 10.68.050 of the Douglas Municipal Code is hereby created to read as follows:

10.68.050 Section 31-5-604--To use right half of crosswalks.

Pedestrians shall move, whenever practicable, upon the right half of crosswalks.

Section 81. Section 10.68.060 of the Douglas Municipal Code is hereby created to read as follows:

10.68.060 Section 31-5-603--Crossing at other than crosswalks.

(a) Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway.

(b) Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right-of-way to all vehicles upon the roadway.

(c) Between adjacent intersections at which traffic-control signals are in operation pedestrians shall not cross at any place except in a marked crosswalk.

(d) No pedestrian shall cross a roadway intersection diagonally unless authorized by official traffic-control devices. When authorized to cross diagonally, pedestrians shall cross only in accordance with the official traffic-control devices pertaining to the crossing movements.

Section 82. Section 10.68.070 of the Douglas Municipal Code is hereby created to read as follows:

10.68.070 Section 31-5-613--Passing through railroad crossing gate or barrier.

No pedestrian shall pass through, around, over or under any crossing gate or barrier at a railroad grade crossing or bridge while the gate or barrier is closed or is being opened or closed.

Section 83. Section 10.68.080 of the Douglas Municipal Code is hereby created to read as follows:

10.68.080 Section 31-5-605--Walking along roadways or highways.

(a) Where a sidewalk is provided and its use is practicable it is unlawful for any pedestrian to walk along and upon an adjacent roadway.

(b) Where sidewalks are not provided any pedestrian walking along and upon a highway shall, when practicable, walk only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction as far as practicable from the edge of the roadway.

(c) Except as otherwise provided in this act, any pedestrian upon a roadway shall yield the right-of-way to all vehicles upon the roadway.

Section 84. Section 10.68.090 of the Douglas Municipal Code is hereby created to read as follows:

10.68.090 Section 31-5-606--Soliciting on streets and highways.

(a) No person shall be on a highway for the purpose of soliciting a ride, employment, business or contributions from the occupant of any vehicle. This subsection does not apply to persons attempting to obtain assistance for disabled vehicles.

(b) No person shall stand on or in proximity to a street or highway for the purpose of soliciting the watching or guarding of any vehicle while parked or about to be parked on a street or highway.

Section 85. Section 10.68.100 of the Douglas Municipal Code is hereby created to read as follows:

10.68.100 Section 31-5-612--Pedestrians under influence of alcohol or controlled substances.

A pedestrian who is under the influence of alcohol or any controlled substance to a degree which renders himself a hazard shall not walk or be upon a highway.

Section 86. Section 10.68.110 of the Douglas Municipal Code is hereby created to read as follows:

10.68.110 Section 31-5-120--Driving upon sidewalk.

No person shall drive any vehicle except motorized wheelchairs other than by human power upon a sidewalk or sidewalk area except upon a permanent or duly authorized temporary driveway.

Section 87. Section 10.68.120 of the Douglas Municipal Code is hereby created to read as follows:

10.68.120 Driving on play streets.

Whenever authorized signs are erected indicating any street or part thereof as a play street, no person shall drive a vehicle upon any such street or portion thereof, except drivers of vehicles having business or whose residences are within such closed area, and then such driver shall exercise the greatest care in driving upon any such street or portion thereof.

Section 88. Section 10.68.130 of the Douglas Municipal Code is hereby created to read as follows:

10.68.130 Section 31-5-607--Exercise of due care by drivers.

Notwithstanding other provisions of this act or the provisions of any local ordinance, every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian or any person propelling a human powered vehicle and shall give an audible signal when necessary and shall exercise proper precaution upon observing any child or any obviously confused, incapacitated or intoxicated person.

Section 89. Section 10.68.140 of the Douglas Municipal Code is hereby created to read as follows:

10.68.140 Driving across private property to avoid traffic-control device.

It is unlawful for any person to drive from a public street or public way of this City over, across, or through any private property or driveway, to avoid traffic-control signals, stop signs or other traffic-control devices, or as a route or short-cut from one (1) public street or public way to another.

Section 90. Section 10.72.010 of the Douglas Municipal Code is hereby created to read as follows:

10.72.010 Section 31-5-706--Lamps and other equipment.

(a) Every bicycle when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred (500) feet to the front and with a red reflector on the rear of a type approved by the highway department which shall be visible from six hundred (600) feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred (500) feet to the rear may be used in addition to the red reflector.

(b) A bicycle shall not be equipped with nor shall any person use upon a bicycle any siren or whistle.

(c) Every bicycle shall be equipped with a brake which will enable the operator to stop the bicycle within twenty-five (25) feet from a speed of ten (10) miles per hour on dry, level, clean pavement.

Section 91. Section 10.72.020 of the Douglas Municipal Code is hereby created to read as follows:

10.72.020 Pedestrians to have right-of-way while on sidewalks.

In the event that any bicycle, while operated in the City utilizes any of the sidewalks of the City, the pedestrians using the sidewalks are deemed to have the right-of-way.

Section 92. Section 10.72.030 of the Douglas Municipal Code is hereby created to read as follows:

10.72.030 Safety of pedestrians.

Any bicycle operator using a bicycle in the City limits must operate his bicycle in such a prudent way that such operation will not endanger the safety of the people of the City.

Section 93. Section 10.72.040 of the Douglas Municipal Code is hereby created to read as follows:

10.72.040 Section 31-5-702--General rights and duties of riders.

Every person propelling a vehicle by human power or riding a bicycle has all of the rights and all of the duties applicable to the driver of any vehicle under this act, except as to special regulations in this act and except as to those provisions which by their nature can have no application.

Section 94. Section 10.72.050 of the Douglas Municipal Code is hereby created to read as follows:

10.72.050 Section 31-5-703--Number of riders.

No bicycle shall be used to carry more persons at one (1) time than the number for which it is designed or equipped except that an adult rider may carry a child securely attached to his person in a backpack or sling.

Section 95. Section 10.72.060 of the Douglas Municipal Code is hereby created to read as follows:

10.72.060 Section 31-5-704--Riding on roadways and designated paths.

(a) Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable exercising due care when passing a standing vehicle or one proceeding in the same direction.

(b) Persons riding bicycles upon a roadway shall not ride more than two (2) abreast except on paths or parts of roadways set aside for the exclusive use of bicycles. Persons riding two (2) abreast shall not impede the normal and reasonable movement of traffic and, on a laned roadway, shall ride within a single lane.

Section 96. Section 10.72.070 of the Douglas Municipal Code is hereby created to read as follows:

10.72.070 Section 31-5-705--Carrying articles.

No person operating a bicycle shall carry any package, bundle or article which prevents the use of both hands in the control and operation of the bicycle. A person operating a bicycle shall keep at least one (1) hand upon the handle bars at all times.

Section 97. Section 10.76.010 of the Douglas Municipal Code is hereby created to read as follows:

10.76.010 Section 31-5-901--General requirements; applicability of provisions.

- (a) It is a misdemeanor for any person to drive or move or for the owner to cause or knowingly permit to be driven or moved on any highway any vehicle or combination of vehicles which is in such unsafe condition as to endanger any person, or which does not contain those parts or is not at all times equipped with such lamps and other equipment in proper condition and adjustment as required in this act, or which is equipped in any manner in violation of this act, or for any person to do any act forbidden or fail to perform any act required under this act.
- (b) Nothing contained in this act shall prohibit equipment required by the United States Department of Transportation nor the use of additional parts and accessories on any vehicle not inconsistent with the provisions of this act.
- (c) The provisions of DMC 10.76.010 and regulations of the superintendent with respect to equipment required on vehicles shall not apply to vehicles moved solely by human power, motorcycles, motor-driven cycles, mopeds, implements of husbandry, highway construction machinery or farm tractors except as specifically made applicable.
- (d) A federal motor vehicle safety standard which conflicts with a provision of this act shall supersede that provision as to any vehicle in compliance with the federal standard. The highway department shall report any conflict to the legislature and the superintendent may adopt a regulation to replace the superseded provision.

Section 98. Section 10.76.020 of the Douglas Municipal Code is hereby created to read as follows:

10.76.020 Section 31-5-970--Required safe mechanical condition.

No person shall drive or move on the highway any vehicle, including vehicles referenced in DMC 10.76.010(c), unless the equipment upon the vehicle is in good working order and adjustment as required in this act and unless the vehicle is in such safe mechanical condition as not to endanger the driver or other occupant or any person upon the highway.

(a) Section 31-5-912--Head lamps.

- (i) A motor vehicle shall be equipped with at least two (2) head lamps with at least one (1) on each side of the front of the motor vehicle, which head lamps comply with the regulations of the superintendent.
- (ii) A motorcycle, motor-driven cycle or moped shall be equipped with at least one (1) head lamp which shall comply with the regulations of the superintendent.

(b) Section 31-5-913--Tail lamps.

- (i) A motor vehicle, trailer, semitrailer, pole trailer or any other vehicle which is being drawn at the end of a combination of vehicles, shall be equipped with at least two (2) tail lamps mounted on the rear, which shall comply with the regulations of the superintendent. The

superintendent may by regulation allow one (1) tail lamp on any vehicle equipped with only one (1) when it was made. A motorcycle, motor-driven cycle or moped shall be equipped with at least one (1) tail lamp which shall comply with the regulations of the superintendent.

(ii) Either a tail lamp or a separate lamp shall be so constructed and placed as to illuminate with a white light the rear registration plate of all vehicles listed in subsection (a) of this section. The lamp shall comply with the regulations of the superintendent.

(c) **Section 31-5-914--Rear reflectors.**

Every motor vehicle, trailer, semitrailer, pole trailer or other vehicle which is being drawn at the end of a combination of vehicles shall carry on the rear, either as a part of the tail lamps or separately, two (2) or more red reflectors complying with the regulations of the superintendent. Motorcycles, motor-driven cycles or mopeds shall carry on the rear at least one (1) red reflector complying with the regulations of the superintendent.

(d) **Section 31-5-915--Stop lamps; electric turn signal lamps.**

(i) Every motor vehicle, trailer, semitrailer, pole trailer or other vehicle which is being drawn at the end of a combination of vehicles shall be equipped with two (2) or more stop lamps complying with the regulations of the superintendent. Every motorcycle, motor-driven cycle or moped shall be equipped with at least one (1) stop lamp complying with the regulations of the superintendent. The superintendent may by regulation allow one (1) stop lamp on any vehicle equipped with only one (1) when it was made.

(ii) Every motor vehicle, trailer, semitrailer, pole trailer or other vehicle which is being drawn at the end of a combination of vehicles shall be equipped with electrical flashing turn signals complying with the regulations of the superintendent except that passenger cars and trucks less than eighty (80) inches in width, manufactured or assembled prior to January 1, 1953, need not be equipped with electric turn signal lamps.

(e) **Section 31-5-916--Additional lamps and reflectors.**

The superintendent by regulation may require trucks, buses, motor homes, motor vehicles with truck-campers, trailers, semitrailers and pole trailers to have additional lamps and reflectors.

(f) **Section 31-5-917--Color of lighting devices.**

All lighting devices and reflectors mounted on the rear of any vehicle shall display or reflect a red color, except the stop light or other signal device, which may be red or yellow, and except that the light illuminating the license plate shall be white and the light emitted by a backup lamp shall be white.

(g) **Section 31-5-923--Vehicular traffic hazard lamps.**

(i) Any vehicle including those referred to in DMC 10.76.010(c) may be equipped with lamps for the purpose of warning the operators of other vehicles of the presence of a vehicular traffic hazard requiring the exercise of unusual care in approaching, overtaking or passing.

(ii) After January 1, 1986, every bus, truck, truck tractor, trailer, semitrailer or pole trailer eighty (80) inches or more in over-all width or thirty (30) feet or more in over-all length shall be equipped with lamps complying with the regulations of the superintendent.

(iii) Lamps allowed by this section shall comply with the regulations of the superintendent.

(h) Section 31-5-924--Multiple-beam lamps.

(i) Whenever a motor vehicle including those referred to in DMC 10.76.010(c) if equipped with multiple-beam lamps is being operated on a highway during the times specified in DMC 10.76.030, the driver shall use a distribution of light, or composite beam, directed high enough and of sufficient intensity to reveal persons and vehicles at a safe distance in advance of the vehicle, subject to the following requirements and limitations:

(A) Whenever a driver of a vehicle approaches an oncoming vehicle, the driver shall, before coming within five hundred (500) feet of the oncoming vehicle use a distribution of light, or composite beam, so aimed that the glaring rays are not projected into the eyes of the oncoming driver. The lowermost distribution of light or composite beam, shall be aimed to avoid glare at all times, regardless of road contour and loading;

(B) Whenever the driver of a vehicle approaches another vehicle within three hundred (300) feet from the rear, the driver shall use a distribution of light other than the uppermost distribution of light.

(i) Section 31-5-925--Single-beam lamps.

Head lamps which provide only a single distribution of light shall be permitted on all farm tractors regardless of date of manufacture, and on other motor vehicles manufactured and sold prior to July 1, 1956, if the head lamps comply with the regulations of the superintendent.

(j) Section 31-5-927--Number of driving lamps.

Whenever a motor vehicle including those referred to in DMC 10.76.010(c) equipped with head lamps as required in this act is also equipped with any other driving lamps on the front thereof, not more than a total of four (4) of the lamps on the front of a vehicle shall be lighted at any one (1) time when upon a highway. Driving lamps do not include turn or hazard warning signal lamps.

(k) Section 31-5-931--Backup and side marker lamps.

(i) Any motor vehicle may be equipped with not more than two (2) backup lamps either separately or in combination with other lamps, but any such backup lamp shall not be lighted when the motor vehicle is in forward motion.

(ii) Any vehicle may be equipped with one (1) or more side marker lamps and any side marker lamp may be flashed in conjunction with turn or vehicular hazard warning signals.

(iii) Lamps allowed by this section shall comply with the regulations of the superintendent.

(l) Section 31-5-951--Brakes on motor-driven cycles.

(i) The superintendent may require an inspection of the braking system on any motor-driven cycle and disapprove any brake which in his opinion is not so designed or constructed as to insure reasonable and reliable performance in actual use.

(ii) The department may refuse to register or may suspend or revoke the registration of any motor-driven cycle when it is notified by the superintendent that the brake thereon does not comply with the provisions of this section.

(iii) No person shall operate on any highway any motor-driven cycle if the superintendent has disapproved the brake equipment upon that motor-driven cycle or type of motor-driven cycle.

(m) Section 31-5-952--Horns and warning devices.

(i) Every motor vehicle when operated upon a highway shall be equipped with a horn in good working order and capable of emitting sound audible under normal conditions from a distance of not less than two hundred (200) feet, but no horn or other warning device shall emit an unreasonably loud or harsh sound or a whistle. The driver of a motor vehicle shall when reasonably necessary to insure safe operation give audible warning with his horn but shall not otherwise use the horn when upon a highway.

(ii) No vehicle shall be equipped with nor shall any person use upon a vehicle any siren, whistle or bell, except as otherwise permitted in this section.

(iii) Any vehicle may be equipped with a theft alarm signal device which is so arranged that it cannot be used by the driver as an ordinary warning signal. The theft alarm signal device may use a whistle, bell, horn or other audible signal but shall not use a siren.

(iv) Every authorized emergency vehicle, except wreckers, shall be equipped with a siren, whistle or bell, capable of emitting sound audible under normal conditions from a distance of not less than five hundred (500) feet and of a type approved by the superintendent, but the siren shall not be used except when the vehicle is operated in response to an emergency call or in the immediate pursuit of an actual or suspected violator of the law, in which case the driver of the vehicle shall sound the

siren when reasonably necessary to warn pedestrians and other drivers of the approach thereof.

(v) This section applies to motorcycles, motor-driven cycles, multipurpose vehicles and mopeds.

(n) Section 31-5-953--Mufflers.

(i) Every vehicle shall be equipped, maintained and operated so as to prevent excessive or unusual noise. Every motor vehicle shall at all times be equipped with a muffler or other effective noise suppressing system in good working order and in constant operation. No person shall use a muffler cut-out, bypass or similar device.

(ii) The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke.

(iii) This section applies to motorcycles, motor-driven cycles and mopeds.

(o) Section 31-5-954. Mirrors.

(i) On or before January 1, 1986, every motor vehicle including motorcycles, motor-driven cycles and mopeds shall be equipped with a mirror mounted on the left side of the vehicle and so located as to reflect to the driver a view of the highway to the rear of the vehicle.

(ii) Every motor vehicle except a motorcycle, motor-driven cycle or moped, shall be equipped with an additional mirror mounted either inside the vehicle approximately in the center or outside the vehicle on the right side and so located as to reflect to the driver a view of the highway to the rear of the vehicle.

Section 99. Section 10.76.030 of the Douglas Municipal Code is hereby created to read as follows:

10.76.030 Section 31-5-910--Lighted lamps and illuminating devices.

Every vehicle including those listed in DMC 10.76.010(c), except as otherwise provided in this act, upon a highway within this state at any time from one-half (1/2) hour after sunset to one-half (1/2) hour before sunrise and at any other time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of one thousand (1,000) feet ahead shall display lighted head and other lamps and illuminating devices as respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles. Stop lights, turn signals and other signaling devices shall be lighted as prescribed for those devices.

Section 100. Section 10.76.040 of the Douglas Municipal Code is hereby created to read as follows:

10.76.040 31-5-955. Windshields and wipers.

- (a) No person shall drive any motor vehicle with any sign, poster or other material or substance upon or crack within the front windshield, side or rear windows of the vehicle which materially obstructs, obscures or impairs the driver's clear view of the highway or any intersecting highway.
- (b) The windshield on every motor vehicle shall be equipped with a device for cleaning rain, snow or other moisture from the windshield, which device shall be so constructed as to be controlled or operated by the driver of the vehicle.
- (c) Every motor vehicle shall be equipped with a windshield and a windshield wiper which shall be maintained in good working order.

Section 101. Section 10.76.050 of the Douglas Municipal Code is hereby created to read as follows:

10.76.050 Unauthorized insignia.

No owner shall display upon any part of his vehicle any official designation, sign, or insignia of any public or quasi-public corporation, municipal, state, or national department or government subdivision without authority of such agency.

Section 102. Section 10.76.060 of the Douglas Municipal Code is hereby created to read as follows:

10.76.060 Section 31-5-929--School buses.

- (a) Every school bus shall, in addition to any other equipment and distinctive markings required by this act, be equipped with signal lamps mounted as high and as widely spaced laterally as practicable, which shall display to the front two (2) alternately flashing red lights located at the same level and to the rear two (2) alternately flashing red lights located at the same level, and these lights shall be visible at five hundred (500) feet in normal sunlight.
- (b) Any school bus shall, in addition to the lights required by subsection (a) of this section, be equipped with yellow signal lamps mounted near each of the four (4) red lamps and at the same level but closer to the vertical centerline of the bus, which shall display two (2) alternately flashing yellow lights to the front and two (2) alternately flashing yellow lights to the rear, and these lights shall be visible at five hundred (500) feet in normal sunlight. These lights shall be displayed by the school bus at least one hundred (100) feet, but not more than five hundred (500) feet, before every stop at which the alternately flashing red lights required by subsection (a) of this section will be actuated.
- (c) The superintendent is authorized to adopt standards and specifications applicable to lighting equipment on and special warning devices to be carried by school buses consistent with this act, but supplemental thereto. The standards and

specifications shall correlate with and, so far as possible, conform to the specifications then current as approved by the Society of Automotive Engineers.

Section 103. Section 10.76.070 of the Douglas Municipal Code is hereby created to read as follows:

10.76.070 Section 31-5-922--Spot lamps.

Any motor vehicle may be equipped with not to exceed two (2) spot lamps and every lighted spot lamp shall be so aimed and used upon approaching another vehicle that no part of the high-intensity portion of the beam will strike the windshield, or any windows, mirror, or occupant of another vehicle in use.

Section 104. Section 10.76.080 of the Douglas Municipal Code is hereby created to read as follows

10.76.080 Section 31-5-928--General lighting restrictions; authorized emergency vehicles.

(a) During the times specified in DMC 10.76.030, any lighted lamp or illuminating device upon a motor vehicle other than head lamps, spot lamps, auxiliary lamps, flashing turn signals, vehicle hazard warning lamps and school bus warning lamps, which projects a beam of light of an intensity greater than three hundred (300) candlepower shall be so directed that no part of the high intensity portion of the beam will strike the level of the roadway on which the vehicle stands at a distance of more than seventy-five (75) feet from the vehicle.

(b) Except as required in DMC 10.76.060 and this section, no person shall drive or move any vehicle or equipment upon any highway with any lamp or device thereon capable of displaying a red light or blue light visible from directly in front of the center thereof.

(c) Flashing lights are prohibited except as authorized by DMC 10.76.020, DMC 10.76.060, and this section.

(d) Every authorized emergency vehicle, except police vehicles and as otherwise specified in this subsection, shall, in addition to any other equipment required by law, be equipped with at least one (1) red lamp visible from five hundred (500) feet in front of the vehicle. Except as otherwise provided in this subsection, every authorized emergency vehicle, may be equipped with one (1) or more blue, white or amber lights. Privately-owned vehicles used by members of a fire department or emergency service organization in performing or traveling to perform assigned duties in those organizations shall display at least one (1) flashing white, red or amber light, but no blue lights, visible from five hundred (500) feet in front of the vehicle.

(e) A police vehicle primarily engaged in traffic law enforcement shall be marked so as to be readily identifiable.

(f) The following vehicles are authorized to display flashing white and amber lights in addition to those otherwise authorized by law:

- (i) Vehicles of civil emergency preparedness agencies;

- (ii) Vehicles of municipalities and public service corporations;
 - (iii) Wreckers;
 - (iv) Funeral cars.
- (g) In addition to these lights otherwise authorized by law, a wrecker is authorized to display flashing red and blue lights at the scene of any emergency.

Section 105. Section 10.76.090 of the Douglas Municipal Code is hereby created to read as follows:

10.76.090 Unreasonable sound amplification from vehicles.

- A. A person commits the offense of causing unreasonable sound amplification from a vehicle if the person operates, or permits the operation of, any sound amplification system which is plainly audible outside of a vehicle from fifty (50) or more feet when the vehicle is on a public right-of-way or on premises open to the public, unless that system is being operated to request assistance or warn of a hazardous situation.
- B. Subsection A of this section does not apply to:
1. Emergency vehicles as defined in Wyoming State Statutes;
Sound systems of vehicles used for approved advertising events, parades, political or other special events authorized by the city administrator and/or chief of police of the city;
 3. Audio alarm systems installed in vehicles; or
 4. Federal Communications Commission licensed two-way radio communications systems.
- C. As used in subsection A of this section, "plainly audible" means any sound for which the information content of that sound is unambiguously communicated to the listener including, but not limited to, understandable spoken speech, comprehension of whether a voice is raised or normal, or comprehensible musical rhythms or vocal sounds.

Section 106. Section 10.76.100 of the Douglas Municipal Code is hereby created to read as follows:

10.76.100 Use of compression brakes prohibited.

No person shall operate or use any vehicle engine compression brake within the corporate limits of the city.

Section 107. Section 10.80.010 of the Douglas Municipal Code is hereby created to read as follows:

10.80.010 Section 31-5-116--Obstruction to driver's view or driving mechanism.

(a) No person shall drive a vehicle when it is loaded, or when there are in the front seat enough people, exceeding three (3), to obstruct the view of the driver to the front or sides of the vehicle or to interfere with the driver's control over the driving mechanism of the vehicle.

(b) No passenger in a vehicle shall ride in such position as to interfere with the driver's view ahead or to the sides, or to interfere with his control over the driving mechanism of the vehicle.

Section 108. Section 10.80.020 of the Douglas Municipal Code is hereby created to read as follows:

10.80.020 Unlawful riders.

(a) No person shall ride on any vehicle upon any portion thereof not designed or intended for the use of passengers. No person shall ride on the running board, hood, spare tire, tire rack, doors or elsewhere on the outside of any motor vehicle. This provision shall not apply to an employee engaged in the necessary discharge of a duty, or to any person riding within truck bodies in space intended for merchandise.

(b) A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one (1) person, in which event a passenger may ride upon the permanent and regular seat if designated for two (2) persons, or upon another seat firmly attached to the rear or side of the operator.

Section 109. Section 10.80.030 of the Douglas Municipal Code is hereby created to read as follows:

10.80.030 Boarding or alighting from vehicles.

No person shall board or alight from any vehicle while such vehicle is in motion.

Section 110. Section 10.80.040 of the Douglas Municipal Code is hereby created to read as follows:

10.80.040 Section 31-5-119--Clinging to vehicles.

(a) No person riding upon any bicycle, coaster, roller skates, sled or toy vehicle shall attach it or himself to any vehicle upon a roadway.

(b) This section does not prohibit attaching a bicycle trailer or bicycle semitrailer to a bicycle if the trailer or semitrailer was designed for the attachment.

(c) No person operating a vehicle shall permit a passenger to ride on the fender or running board of the vehicle nor shall any passenger ride on the fender or running board of a vehicle. This subsection does not apply to a commercial vehicle or a vehicle operated by or for a political subdivision of this state designed to permit a passenger to ride on a fender or running board, such as a fire department or trash collection truck.

Section 111. Section 10.80.050 of the Douglas Municipal Code is hereby created to read as follows:

10.80.050 Section 31-5-122--Riding in house trailers.

No person shall occupy a house trailer while it is being towed upon a public highway.

Section 112. Section 10.80.060 of the Douglas Municipal Code is hereby created to read as follows:

10.80.060 Section 31-5-121--Opening and closing vehicle doors.

No person shall open any door on a motor vehicle unless and until it is reasonably safe to do so and can be done without interfering with the movement of other traffic, nor shall any person leave a door open on a side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.

Section 113. Section 10.80.070 of the Douglas Municipal Code is hereby created to read as follows:

10.80.070 Section 31-5-226--Limitations on backing.

(a) The driver of a vehicle shall not back the vehicle unless the movement can be made with safety and without interfering with other traffic.

(b) The driver of a vehicle shall not back the vehicle upon any shoulder or roadway of any controlled-access highway.

Section 114. Section 10.80.080 of the Douglas Municipal Code is hereby created to read as follows:

10.80.080 Section 31-5-230--Coasting prohibited.

(a) The driver of any motor vehicle when traveling upon a down grade shall not coast with the gears of such vehicle in neutral.

(b) The driver of a commercial motor vehicle when traveling upon a down grade shall not coast with the clutch disengaged.

Section 115. Section 10.80.090 of the Douglas Municipal Code is hereby created to read as follows:

10.80.090 Section 31-5-231--Following fire apparatus prohibited.

The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than five hundred (500) feet or drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm.

Section 116. Section 10.80.100 of the Douglas Municipal Code is hereby created to read as follows:

10.80.100 Section 31-5-232--Driving over fire hose.

No vehicle shall be driven over any unprotected hose of a fire department when laid down on any street or private driveway to be used at any fire or alarm of fire, without the consent of the fire department official in command.

Section 117. Section 10.80.110 of the Douglas Municipal Code is hereby created to read as follows:

10.80.110 Section 31-5-117--Dropping or throwing material on highway; removal of injurious material.

(a) Except in the process of highway construction or repair, any person who drops, or permits to be dropped or thrown, upon a highway any material shall immediately remove the material or cause it to be removed.

(b) Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other substance dropped upon the highway from the vehicle.

Section 118. Section 10.80.120 of the Douglas Municipal Code is hereby created to read as follows:


10.80.120 Operation of snowmobiles in city limits.

It is unlawful to operate a snowmobile on any street, alley, sidewalk or other municipal property within the municipal limits of the City except in the following situations:

- (a) When loading or unloading a snowmobile onto or from a trailer or other conveyance;
- (b) During an emergency situation to be determined by the mayor or his duly authorized representative.

Section 119. Section 10.80.130 of the Douglas Municipal Code is hereby created to read as follows:

10.80.130 Section 31-7-106--License required; limited to one license.

- (a) No person, unless exempt under this act shall drive, steer or exercise any degree of physical control of any motor vehicle or a vehicle being towed by a motor vehicle upon a highway in this state unless the person has been issued a driver's license for the class and type and applicable endorsements valid for the motor vehicle being driven.
- (b) Repealed by Laws 1989, ch 176,  3.
- (c) No person shall have more than one (1) valid driver's license at any time. A person shall surrender to the division all valid driver's licenses in his possession or any person who has been previously licensed in this or any other state who does not have in their possession the license previously issued in this or any other state shall complete an affidavit of "No License in Possession", before receiving a driver's license under this act.
- (d) The division shall:
 - (i) Notify the issuing jurisdiction that the licensee is now licensed in Wyoming and, if requested by the issuing jurisdiction, return any surrendered license to the issuing jurisdiction together with information if the licensee is now licensed in Wyoming; or
 - (ii) Send a copy of the affidavit of "No License in Possession" to the issuing jurisdiction together with information the licensee is now licensed in Wyoming.
- (e) The division shall issue a driver's license to each qualified applicant not later than sixty (60) days from the date of the completed application.
- (f) Any person licensed as a driver under this act may exercise the privilege upon all streets and highways in this state and shall not be required to obtain any other license from any county, municipal or local board, or any other body having authority to adopt local regulations.

Section 120. Section 10.80.140 of the Douglas Municipal Code is hereby created to read as follows:

10.80.140 Section 31-7-116--Carrying and displaying.

Every licensee shall have his driver's license in his immediate possession at all times when driving a motor vehicle and shall display the license upon demand of any judicial officer, municipal court judge, any officer or agent of the division or any police officer as defined in DMC 10.04.010(a)(xxxi). However, no person charged with violating this section shall be convicted if he produces in court a driver's license previously issued to him and valid at the time of his arrest. For the purposes of this section "display" means the surrender of his license to the demanding officer. After examination the officer shall immediately return the license to the licensee except as provided in W.S. 31-5-1205(k).

Section 121. Section 10.80.150 of the Douglas Municipal Code is hereby created to read as follows:

10.80.150 Operation of vehicle by person under fifteen years of age.

(a) It is unlawful for any person under fifteen (15) years of age to operate any motor vehicle upon any street, alley, public right-of-way, or public place unless that person has a valid and effective permit to do so.

(b) It is unlawful for any owner, dealer, manufacturer, or bailee to permit a person under fifteen (15) years of age to operate any motor vehicle upon any street, alley, public right-of-way, or public place unless that person has a valid and effective permit to do so.

Section 122. Section 10.80.160 of the Douglas Municipal Code is hereby created to read as follows:

10.80.160 Using vehicle for advertising purposes.

No person shall operate or work any vehicle for the primary purpose of advertising upon any street, either with or without a loudspeaker or other sound equipment.

Section 123. Section 10.80.170 of the Douglas Municipal Code is hereby created to read as follows:

10.80.170 Designation of crosswalks, safety zones and traffic lanes.

The chief of police is authorized:

(a) To designate and maintain by appropriate devices, marks and lines upon the surface of the roadway, crosswalks at intersections, where in his opinion, there is particular danger to pedestrians crossing the roadway, and at such other places as he may deem necessary;

- (b) To establish safety zones of such kind and character and at such places as he may deem necessary for the protection of pedestrians;
- (c) To mark lanes for traffic on street pavements at such places as he may deem advisable and consistent with this chapter or the traffic ordinances of this City.

Section 124. Section 10.80.180 of the Douglas Municipal Code is hereby created to read as follows:

10.80.180 Quiet zones.

The chief of police is authorized to designate both temporary and permanent "Quiet Zones." Every person in charge of a vehicle or motor car shall exercise special care to approach and proceed through "Quiet Zones" as noiselessly as possible.

Section 125. Section 10.80.190 of the Douglas Municipal Code is hereby created to read as follows:

10.80.190 Obstructing streets--Overloaded vehicles.

No vehicle shall be driven or parked so as to obstruct any street, sidewalk, alley or intersection; and no vehicle shall be so loaded that its motor or moving power shall be unable to move it readily.

Section 126. Section 10.80.200 of the Douglas Municipal Code is hereby created to read as follows:

10.80.200 Section 31-5-508--Removal of illegally stopped vehicles.

- (a) Whenever any police officer finds a vehicle in violation of DMC 10.52.050 the officer may move the vehicle, or require the driver or other person in charge of the vehicle to move the vehicle, to a position off the roadway.
- (b) Any police officer may remove or cause to be removed to a place of safety any unattended vehicle illegally left standing upon any highway, bridge, causeway, or in any tunnel, in a position or under circumstances which obstruct the normal movement of traffic.
- (c) Any police officer may remove or cause to be removed to the nearest garage or other place of safety any vehicle found upon a highway when:
 - (i) Report has been made that the vehicle has been stolen or taken without the consent of its owner;
 - (ii) The person in charge of the vehicle is unable to provide for its custody or removal; or
 - (iii) When the person driving or in control of the vehicle is arrested for an alleged offense for which the officer is required by law to take the

person arrested before a proper judge without unnecessary delay.

Section 127. Section 10.80.210 of the Douglas Municipal Code is hereby created to read as follows:

10.80.210 Loading and passenger zones.

The chief of police is authorized to designate and mark with official signs, spaces on either side of the street where no vehicle shall stand for a longer period than is necessary for the discharge or receipt of passengers or merchandise, and for a period of not longer than fifteen (15) minutes while so engaged.

Section 128. Section 10.80.220 of the Douglas Municipal Code is hereby created to read as follows:

10.80.220 Owner of garage or salesroom storing vehicle on street.

No owner, manager, or employee of any garage, salesroom, shop or other place of business shall permit any vehicle, whether the same is stock in trade or left for safekeeping, repair or storage, to be or remain in or upon any alley.

Section 129. Section 10.80.230 of the Douglas Municipal Code is hereby created to read as follows:

10.80.230 Merchant's loading zones.

In cases of necessity, the chief of police may designate loading zones for the convenience of merchants who have no rear door through which they can load or unload merchandise. No loading zone shall be allowed any merchant having living quarters in the rear of his place of business, which place of business can be made accessible for loading and unloading from an alley by the elimination or remodeling of any part of such living quarters.

Section 130. Section 10.80.240 of the Douglas Municipal Code is hereby created to read as follows:

10.80.240 White canes--Authorized to be used on public thoroughfares.

To safeguard against traffic accidents, pedestrians who are wholly or partially blind are authorized and it is desired that they shall carry and use at all times when upon any public thoroughfares of the City walking sticks or canes which are white in color or white with red at the base. Such canes shall be the accepted means of identifying pedestrians who are wholly or partially blind upon any thoroughfare of the City.

Section 131. Section 10.80.250 of the Douglas Municipal Code is hereby created to read as follows:

10.80.250 White canes--Restrictions on use.

It is unlawful for any person, other than one wholly or partially blind, to carry or use on any thoroughfare of the City any cane which is white in color or white with a red base.

Section 132. Section 10.80.260 of the Douglas Municipal Code is hereby created to read as follows:

10.80.260 Section 31-5-611--Blind pedestrian right-of-way.

The driver of a vehicle shall yield the right-of-way to any blind pedestrian carrying a clearly visible white cane or accompanied by a guide dog.

Section 133. Section 10.80.270 of the Douglas Municipal Code is hereby created to read as follows:

10.80.270 Permits for parades or assemblages.

No streets of the City shall be used by any person or organization for any parade or street assemblage without having first obtained written permission therefor from the City administrator and the chief of police, or their designees. Such permission may be denied for reasons of public safety or scheduling conflicts.

Section 134. Section 10.80.280 of the Douglas Municipal Code is hereby created to read as follows:

10.80.280 Section 31-4-103 Failure to maintain liability coverage.

(a) No owner of a motor vehicle required to be registered shall operate or permit the operation of his motor vehicle within the city limits without having in full force and effect a motor vehicle liability policy in amounts provided by W.S. 31-9-405(b) or a bond in amounts provided by W.S. 31-9-1029(a)(xi). Violation of this subsection is punishable by imprisonment for not more than six months, a fine of not less than two hundred fifty dollars nor more than seven hundred fifty dollars or both. On a second or subsequent violation of this subsection or upon conviction under this subsection after a conviction under W.S. 31-4-103, the person may be fined not less than five hundred dollars nor more than seven hundred fifty dollars, imprisoned for not more than six months, or both.

(b) In addition to the fine or imprisonment imposed for a second or subsequent violation of this subsection or upon conviction under subsection A after conviction under W.S. 31-4-103, the judge shall require the defendant to

deliver the registration and license plates of the vehicle involved to the county treasurer, to be held by the county treasurer until the judge determines that the defendant has met all obligations imposed by law.

(c) Excusable neglect or mistake by another is a defense for any violation of this subsection. If evidence of excusable neglect or mistake by another is presented and the defendant is convicted, the court may consider this evidence in imposing a penalty under this section. The judge may suspend part or all of the sentence and place the defendant on probation subject to conditions imposed by the judge which shall include a condition that the defendant shall deliver the registration and license plate of the vehicle involved to the county treasurer.

(d) This section does not apply to a vehicle owned by a nonresident and registered in a state requiring insurance if a vehicle insurance policy meeting requirements of the laws and regulations of that state is in effect or unless it otherwise complies with the laws of that state concerning compulsory financial responsibility. The court shall report any violation of this ordinance to the Wyoming Department of Transportation. A vehicle owned by a nonresident and registered in a state not requiring insurance is exempt from this section.

(e) Any police officer as defined by DMC 10.04.010(a)(xxxi), issuing a citation for any moving violation under DMC Title 10 shall require the operator of any motor vehicle required to be registered to produce evidence of whether the operator or owner of the motor vehicle has in full force and effect a motor vehicle liability policy in amounts provided by W.S. 31-9-405(b) or a bond in amounts provided by W.S. 31-9-102(a)(xi). If the operator cannot show written proof of financial responsibility, the driver shall have seven (7) days to produce such proof. Any operator or owner of a motor vehicle required to be registered who is not able to demonstrate evidence of compliance with subsection (a) of this section may be charged with violating that subsection. Additionally, the judge may order any driver failing to produce written proof of financial responsibility to pay restitution in accordance with W.S. 7-9-101 through 7-9-115.

(f) The displaying or exhibiting of a validly issued insurance identification card as provided by W.S. 31-8-201 by an operator or owner of the motor vehicle constitutes compliance with this section. No operator or owner of a motor vehicle charged with violating this section shall be convicted if he produces in court one (1) of the following which was valid at the time of arrest or at the time the citation was issued:

(i) A liability insurance policy previously issued to him;

(ii) Evidence of a bond on file with the department in amounts provided by W.S. 31-9-102(a)(xi).

(iii) If proof of subsection (i) or subsection (ii) of this section is provided to the court, the judge may dismiss the citation without any hearing and without a motion for dismissal from the City Attorney.

(g) This section does not apply to:

(i) Self-insurers pursuant to W.S. 31-9-414;

(ii) A vehicle owned by the United States government, any state, or political subdivision thereof which is self-insured;

- (iii) A vehicle meeting the requirements of W.S. 31-9-408 and 31-9-409;
- (iv) A commercial vehicle registered or proportionally registered in this and any other jurisdiction provided the vehicle is covered by a vehicle insurance policy complying with the laws of any other jurisdiction in which it is registered.

Section 135. Section 10.80.290 of the Douglas Municipal Code is hereby created to read as follows:

10.80.290 Section 31-5-1402--Safety belts required to be used; exceptions; reduction in fine.

- (a) Each driver and passenger of a motor vehicle operated in this state shall wear, and each driver of a motor vehicle shall require that a passenger under twelve (12) years of age shall wear, a properly adjusted and fastened safety belt when the motor vehicle is in motion on public streets and highways.
- (b) Subsection (a) of this section does not apply to:
 - (i) Any person who has a written statement from a physician that it is not advisable for the person to wear a safety belt for physical or medical reasons;
 - (ii) Any passenger vehicle which is not required to be equipped with safety belts under federal law;
 - (iii) A carrier of the United States postal service performing duties as a postal carrier;
 - (iv) Any person properly secured in a child safety restraint system in accordance with DMC 10.04.010 (ixiii); or
 - (v) Any person occupying a seat in a vehicle in which all operable safety restraints are being used by the driver or passengers and any person occupying a seat in a vehicle originally manufactured without a safety belt.
- (c) No motor vehicle shall be halted solely for a violation of this section.
- (d) All citations for violations of the motor vehicle laws of this state and for violations of traffic ordinances or traffic regulations of a local authority shall contain a notation by the issuing officer indicating whether the driver and passengers complied with this section. Compliance with this section shall entitle a licensee to a ten dollar (\$10.00) reduction in the fine otherwise imposed by any court having jurisdiction over the alleged offense. The driver who violates this section may be issued a citation and may be subject to a fine of not more than twenty-five dollars (\$25.00). Any passenger who violates this section may be issued a citation and may be subject to a fine of not more than ten dollars (\$10.00).

Section 136. Section 10.80.300 of the Douglas Municipal Code is hereby created to read as follows:

10.80.300 Section 31-5-1303--Child safety restraint system; required use; exception.

(a) Except as otherwise provided in subsection (b) of this section, no person shall operate a passenger vehicle in this state unless each child who is a passenger in that vehicle and who has not reached his ninth birthday is properly secured in a child safety restraint system in a seat of the vehicle other than the front seat, except if the vehicle is only equipped with one (1) row of seats, or if all safety belts in the rows of seats behind the front seat are in use by other child passengers in the vehicle, the child may be properly secured in a child safety restraint system in the front passenger seat of the vehicle, except that a rear-facing infant seat shall not be placed in front of an active airbag.

(b) Any child who is within the age requirements specified in subsection (a) of this section need not be properly secured in a child safety restraint system if:

(i) A licensed physician has determined that the weight or physical or medical condition of the child requires that the child not be secured in such a system. The person operating a passenger vehicle transporting such a child shall carry in the vehicle the physician's signed statement certifying that the child should not be secured in a child restraint system;

(ii) The driver of the vehicle is rendering aid or assistance to the child or his parent or guardian;

(iii) The lap and shoulder belts of the vehicle will fit properly across the collarbone, chest and hips of the child and the belts do not pose a danger to the neck, face or abdominal area of the child in the event of a crash or sudden stop.

(c) Any person who uses a child safety restraint system in a manner other than in accordance with the manufacturer's instructions is guilty of a violation of this article and shall be fined as provided in subsection (d) of this section.

(d) Any person who violates this section shall be issued a citation and fined not more than fifty dollars (\$50.00) for the first offense, provided that the fine shall be waived by the court upon receipt of proof by the court that the offender, after the offense occurred, has purchased, leased or otherwise acquired a child safety restraint system which meets the requirements of this article. For a second or subsequent violation of this article, the offender shall be fined not more than one hundred dollars (\$100.00).

Section 137. Section 10.84.010 of the Douglas Municipal Code is hereby created to read as follows:

10.84.010 Authority to police and fire department officials.

(a) It shall be the duty of the officers of the police department or such officers as are assigned by the chief of police to enforce this chapter and all street traffic laws of this City and all of the state motor vehicle laws applicable to traffic in this City.

(b) Officers of the police department or such officers as are assigned by the chief of police are authorized to direct all traffic by voice, hand or signal in conformance with traffic laws; provided, that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require, notwithstanding the provisions of this chapter or the traffic laws.

(c) Officers of the police department or such officers as are assigned by the chief of police are authorized to:

- (i) Regulate the standing or parking of vehicles;
- (ii) Regulate traffic by means of police officers or traffic-control signals;
- (iii) Regulate or prohibit processions or assemblages on the highways;
- (iv) Designate particular highways as one-way highways and require that all vehicles thereon be moved in one (1) specific direction;
- (v) Regulate the speed of vehicles in public parks;
- (vi) Designate any highway as a through highway and require that all vehicles stop before entering or crossing the same or designate any intersection as a stop intersection and require all vehicles to stop at one (1) or more entrances to such intersection;
- (vii) Regulate the operation of bicycles and require the registration and licensing of same, including the requirement of a registration fee;
- (viii) Regulate or prohibit the turning of vehicles or specified types of vehicles at intersections;
- (ix) Alter the prima facie speed limits as authorized in this title;
- (x) Adopt such other traffic regulations as are specifically authorized by this act.

(d) Officers of the fire department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

Section 138. Section 10.84.020 of the Douglas Municipal Code is hereby created to read as follows:

10.84.020 Required obedience to traffic ordinance.

It is a violation of this title for any person to do any act forbidden or fail to perform any act required in this title.

Section 139. Section 10.84.030 of the Douglas Municipal Code is hereby created to read as follows:

10.84.030 Section 31-5-104--Obedience to authorized persons directing traffic.

No person shall willfully fail or refuse to comply with any lawful order or direction of any police officer, authorized flagman, or fireman with authority to direct, control or regulate traffic.

Section 140. Section 10.84.040 of the Douglas Municipal Code is hereby created to read as follows:

10.84.040 Coasters, roller skates and toy vehicles.

No person upon roller skates, or riding in or by means of any coaster, toy vehicle or similar device, shall go upon any roadway, except while crossing a street on a crosswalk, and when so crossing, such person shall be granted all of the rights and shall be subject to all the duties applicable to pedestrians. This section shall not apply upon any street while set aside as a play street as authorized by this title or other ordinance of this City.

Section 141. Section 10.84.050 of the Douglas Municipal Code is hereby created to read as follows:

10.84.050 Section 31-5-105--Applicability of provisions to drivers of public vehicles.

(a) The provisions of this act applicable to the drivers of vehicles upon the highways shall apply to the drivers of all vehicles owned and operated by the United States, this state, or any county, city, City, special district or any other political subdivision of the state, except as provided in this section and subject to such specific exceptions as are set forth in this act with reference to authorized emergency vehicles.

(b) Unless specifically made applicable, the provisions of this act except those contained in DMC 10.84.090 and DMC 10.24.010, do not apply to persons, motor vehicles and equipment while actually engaged in work upon a highway but shall apply to the persons and vehicles when traveling to or from work.

Section 142. Section 10.84.060 of the Douglas Municipal Code is hereby created to read as follows:

10.84.060 Section 31-5-106--Authorized emergency vehicles.

(a) The driver of an authorized emergency vehicle, when responding to an emergency call or when in pursuit of an actual or suspected violator of the law or when responding to but not upon returning from a fire alarm, may:

- (i) Park or stand, irrespective of the provisions of this act;
- (ii) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

- (iii) Exceed the maximum speed limits so long as he does not endanger life or property;
 - (iv) Disregard regulations governing direction of movement or turning in specified directions.
- (b) This section does not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall this section protect the driver from the consequences of his reckless disregard for the safety of others.

Section 143. Section 10.84.070 of the Douglas Municipal Code is hereby created to read as follows:

10.84.070 Section 31-5-224--Operation of vehicles upon approach of authorized emergency vehicles.

- (a) Upon the immediate approach of an authorized emergency vehicle making use of audible or visual signals meeting the requirements of DMC 10.76.070, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway clear of any intersection and shall stop and remain in that position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer. When an authorized emergency vehicle making use of any visual signals provided for in DMC 10.76.070(d) is parked, the driver of every other vehicle, as soon as it is safe:
- (i) When driving on an interstate highway or other highway with two (2) or more lanes traveling in the direction of the emergency vehicle, shall merge into the lane farthest from the emergency vehicle, except when otherwise directed by a police officer;
 - (ii) When driving on a two (2) lane road, shall slow to a speed that is twenty (20) miles per hour less than the posted speed limit, except when otherwise directed by a police officer.
- (b) This section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway.

Section 144. Section 10.84.080 of the Douglas Municipal Code is hereby created to read as follows:

10.84.080 Section 31-5-225--Fleeing or attempting to elude police officers; penalty.

Any driver of a motor vehicle who willfully fails or refuses to bring his vehicle to a stop, or who otherwise flees or attempts to elude a pursuing police vehicle, when given visual or audible signal to bring the vehicle to a stop, is guilty of a misdemeanor. The signal given by the police officer may be by hand, voice,

emergency light or siren. The officer giving the signal shall be in uniform, prominently displaying his badge of office, and his vehicle shall be appropriately marked showing it to be an official police vehicle.

Section 145. Section 10.84.090 of the Douglas Municipal Code is hereby created to read as follows:

10.84.090 Section 31-5-1102--Duty to stop vehicle where accident involves damage to attended vehicle or property; penalty.

The driver of a vehicle involved in an accident resulting only in damage to a vehicle or other property which is driven or attended by any person shall immediately stop the vehicle at the scene of the accident or as close thereto as possible, but shall forthwith return to and remain at the scene of the accident until he has fulfilled the requirements of DMC 10.84.100. Every stop shall be made without obstructing traffic more than is necessary. Any person failing to stop or comply with this section is guilty of a misdemeanor.

Section 146. Section 10.84.100 of the Douglas Municipal Code is hereby created to read as follows:

10.84.100 Section 31-5-1103--Duty to give information and render aid.

The driver of any vehicle involved in an accident resulting in injury to or death of any person or damage to any vehicle or other property which is driven or attended by any person shall give his name, address and the registration number of the vehicle he is driving and shall upon request and if available exhibit his driver's license to the person injured in the accident or to the driver or occupant of or person attending any vehicle or other property damaged in the accident and to any police officer at the scene of or who is investigating the accident. The driver shall also render to any person injured in the accident reasonable assistance, including the carrying, or the making of arrangements for the carrying, of the person to a physician, surgeon or hospital for medical or surgical treatment if it is apparent that the treatment is necessary or if the carrying is requested by the injured person.

Section 147. Section 10.84.110 of the Douglas Municipal Code is hereby created to read as follows:

10.84.110 Section 31-5-1104--Duty upon colliding with unattended vehicle or property.

The driver of any vehicle which collides with or is involved in an accident with any vehicle or other property which is unattended resulting in any damage to the other vehicle or other property shall immediately stop and shall immediately

either locate and notify the operator or owner of the vehicle or other property of his name, address and the registration number of the vehicle he is driving or shall attach securely in a conspicuous place in or on the vehicle or other property a written notice giving his name, address and the registration number of the vehicle he is driving. Every stop shall be made without obstructing traffic more than is necessary.

Section 148. Section 10.84.120 of the Douglas Municipal Code is hereby created to read as follows:

10.84.120 Section 31-5-610--Yielding of right-of-way to authorized emergency vehicles.

(a) Upon the immediate approach of an authorized emergency vehicle making use of an audible signal meeting the requirements of DMC 10.04.505 and visual signals meeting the requirements of DMC 10.04.480, or of a police vehicle properly and lawfully making use of an audible signal only, every pedestrian shall yield the right-of-way to the authorized emergency vehicle.

(b) This section shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway nor from the duty to exercise due care to avoid colliding with any pedestrian.

Section 149. Section 10.88.010 of the Douglas Municipal Code is hereby created to read as follows:

10.88.010 Minimum age of operator.

It is unlawful for any person under fifteen (15) years of age to operate a motor vehicle, and any owner, dealer or manufacturer who permits a person under fifteen (15) years of age to operate a motor vehicle shall be deemed guilty of a misdemeanor and shall be punished as provided in this title for violations of this title.

Section 150. Section 10.88.020 of the Douglas Municipal Code is hereby created to read as follows:

10.88.020 Section 31-5-115--Operation of motorcycles and pedestrian vehicles.

(a) A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto and shall not carry any other person nor shall any other person ride on a motorcycle unless the motorcycle is designed to carry more than one (1) person, in which event a passenger may ride upon the permanent and

regular seat if designed for two (2) persons, or upon another seat firmly attached to the motorcycle at the rear or side of the operator.

(b) A person shall ride upon a motorcycle only while sitting astride the seat, facing forward, with one (1) leg on each side of the motorcycle.

(c) No person shall operate a motorcycle while carrying any package, bundle or other article which prevents him from keeping both hands on the handlebars, or obstructs his vision, or interferes with the operation of the motorcycle.

(d) No operator shall carry any person, nor shall any person ride in a position that will interfere with the operation or control of the motorcycle or the view of the operator.

(e) All motorcycles are entitled to full use of a lane and no motor vehicle shall be driven in such a manner as to deprive any motorcycle of the full use of a lane. Two (2) motorcycles may be driven abreast in the same lane by consent of both motorcycle drivers.

(f) The operator of a motorcycle shall not overtake and pass any vehicle in the same lane occupied by the vehicle being overtaken, except another motorcycle. The operator of a motorcycle overtaking another motorcycle in the same lane shall first match the speed of the motorcycle being overtaken.

(g) No person shall operate a motorcycle between lanes of traffic or between adjacent lines or rows of vehicles.

(h) Subsections (f) and (g) of this section do not apply to police officers in the performance of their official duties.

(j) Motorcycles shall not be operated three (3) or more abreast in a single lane.

(k) No person riding upon a motorcycle shall attach himself or the motorcycle to any other moving vehicle on a roadway. This does not prohibit attaching a motorcycle trailer or motorcycle semitrailer to a motorcycle if the trailer or semitrailer was designed for the attachment.

(m) Any motorcycle carrying a passenger, other than in a sidecar or enclosed cab, shall be equipped with footrests for the passenger.

(n) No person shall operate any motorcycle with handlebars so positioned that the hands of the operator, when upon the grips, are above shoulder height when the operator is sitting astride the vehicle seat with the vehicle in an upright position.

(o) No minor shall operate or ride nor shall the operator permit a minor to ride upon a motorcycle unless he is wearing protective headgear securely fastened on his head, and of a type which complies with standards established by the superintendent. This subsection does not apply to persons riding within an enclosed cab nor to persons operating or riding a moped. This subsection only applies to motorcycles used on public highways, streets and thoroughfares.

(p) Any person operating a motorcycle or pedestrian vehicle shall have the headlamps of the motorcycle or pedestrian vehicle activated at all times, including daylight hours.

(q) Operators of motorcycles operating in an officially authorized parade are exempt from subsections (e) through (o) of this section.

(r) The superintendent is authorized to approve or disapprove protective headgear required herein, and to issue and enforce regulations establishing standards and specifications for the approval thereof and to the sale and use of the equipment as provided for other vehicle safety equipment. The standard for protective headgear shall meet or exceed the Z90.1-1971 standard of the American National Standards Institute. However, all existing equipment meeting the Z90.1-1966 standard of the American National Standards Institute shall be accepted.

(s) This section applies to motor-driven cycles unless otherwise provided.

Section 151. Section 10.88.030 of the Douglas Municipal Code is hereby created to read as follows:

10.88.030 Motor-driven cycles.

No person shall operate or allow to be operated upon any public street, alley or highway within the corporate limits of the city any of the following vehicles powered by an electric or gas motor/engine, to wit: (1) any motorized bicycle without pedals, (2) pocket motorcycle, (3) mini-bike, (4) go-cart, (5) scooter, (6) skateboard, (7) all-terrain vehicle, (8) any off-road vehicle which cannot be registered for operation on any public street or highway.

This section excludes mopeds (motorized bicycles with pedals for nonmotorized operation) and person(s) operating an electric or gas powered vehicle due to permanent or temporary disabilities in compliance with W.S. Statute.

Section 152. Section 10.90.010 of the Douglas Municipal Code is hereby created to read as follows:

10.90.010 Multipurpose vehicles.

Multipurpose vehicle means a motor vehicle that is:

- (a) Designed to travel on at least four (4) wheels in contact with the ground.
- (b) Has an unladen weight of at least three hundred (300) pounds but less than three thousand (3,000) pounds.
- (c) Has an upright seat or saddle for the driver which is mounted at least twenty-four (24) inches from the ground, and
- (d) Has an identifying number as defined by W.S. 31-1-101(a)(ix).

Examples include:

- (i) Off-Road Recreational Vehicles.
- (ii) Electric Powered Vehicles.
- (iii) Golf Carts. Golf carts are not an MPV when they are being used on a golf course, or when they are being used for special events.

Any properly licensed and insured multipurpose vehicle may be operated on public streets with a properly licensed driver. The vehicle and driver will operate under the same traffic regulations as a motor vehicle.

Section 153. Section 10.90.020 of the Douglas Municipal Code is hereby created to read as follows:

10.90.020 Section 31-5-926--Alternate lighting for slow-moving vehicles.

Any motor vehicle may be operated under the conditions specified in DMC 10.76.030 when equipped with two (2) lighted lamps upon the front thereof capable of revealing persons and objects one hundred (100) feet ahead in lieu of head lamps otherwise required under this act if the vehicle is not operated at a speed in excess of twenty (20) miles per hour.

Section 154. Section 10.90.030 of the Douglas Municipal Code is hereby created to read as follows:

10.90.030 Section 31-5-960--Pedestrian vehicles.

(a) Every pedestrian vehicle operated upon a highway shall be equipped with the following equipment:

- (i) A horn meeting the requirements of DMC 10.76.020(m);
- (ii) At least one (1) headlamp of either a single-beam or multiple-beam type which shall be of sufficient intensity to reveal a person or a vehicle at a distance of not less than one hundred (100) feet when operated at any speed less than twenty-five (25) miles per hour;
- (iii) Two (2) tail lamps which shall be so wired as to be lighted whenever the headlamp is lighted and which, when lighted, shall emit a red light plainly visible from a distance of at least one hundred (100) feet to the rear;
- (iv) Rear stop lamps and turn signals conforming to the requirements of the superintendent;
- (v) A brake which conforms to the performance requirements of DMC 10.76.020(l); and
- (vi) A reflectorized flag mounted in a bracket permanently affixed to the vehicle. The flag, when mounted, shall be visible from all directions at a height of not less than forty-eight (48) inches nor more than seventy-two (72) inches measured from the level ground upon which the vehicle stands and shall conform to the following requirements:
 - (A) Be constructed of durable, all-weather type material;
 - (B) Be orange in color;
 - (C) Be triangular in shape with a minimum base length of eight and one-half (8 1/2) inches and a minimum side length of eleven and one-half (11 1/2) inches.

Section 143. Section 10.92.010 of the Douglas Municipal Code is hereby created to read as follows:

10.92.010 Applicability of title.

Generally all commercial trucks over ten thousand (10,000) pounds gross vehicle weight within the City shall be operated only over and along the truck routes established in this title.

Section 144. Section 10.92.020 of the Douglas Municipal Code is hereby created to read as follows:

10.92.020 Exceptions.

This chapter shall not prohibit:

- (a) Operations on Street of Destination. The operation of commercial trucks over ten thousand (10,000) pounds gross vehicle weight upon entering the 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.
- (b) Emergency Vehicles. The operation of emergency vehicles upon any street in the City.
- (c) Detoured Vehicles. The operation of such 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.

Section 145. Section 10.92.030 of the Douglas Municipal Code is hereby created to read as follows:

10.92.030 Weight limits prescribed--Pneumatic tires required.

No vehicle which exceeds the weight limitations imposed by Wyoming Statutes 1984, Section 31-5-1002 (a)(v), as amended, or any City ordinance, shall be operated on the streets of the City; provided, that in cases of individual movements, where vehicles are hauling single items which cannot be readily dismantled or divided and the weight of the vehicle and load exceeds the weight limitations, special permits may be obtained from the chief of police or his/her designee. If a special permit is obtained from the State Highway Department and the route does not depart from the state highway system, the City shall accept the state permit in lieu of a City permit.

Section 146. Section 10.92.040 of the Douglas Municipal Code is hereby created to read as follows:

10.92.040 Authority to weigh vehicles.

The chief of police shall have the authority to require any person driving or in control of any commercial vehicle operating on the streets of the City and which he/she has reason to believe is overloaded as provided for in Section 10.92.030 to proceed to any public or private scale available for the purpose of weighing and determining whether this chapter has been complied with.

Section 147. Section 10.92.050 of the Douglas Municipal Code is hereby created to read as follows:

10.92.050 Truck routes established.

The following truck routes are established within the City:

(a) Outside Origin--Outside Destination. All trucks over ten thousand (10,000) pounds gross vehicle weight having origination and destination points outside the city shall not enter upon any city street or roadway except for the purpose of obtaining support services including but not limited to food, gas and repairs; provided, that such trucks shall use only approved truck routes within the city limits as defined in subsection B of this section.

(b) Truck Traffic Within the City Limits.

(i) Outside Origin.

(A) The following truck routes are established within the city for use by trucks having their destination within the city limits or originating within the city limits, or which qualify under subsection A of this section:

TABLE INSET:

i.	Richards Street;
ii.	South Riverbend Drive;
iii.	Fourth Street;
iv.	Center Street from Fourth Street to Yellowstone Highway;
v.	Yellowstone Highway;
vi.	Brownfield Road;
vii.	Cedar Street from Fourth Street to County Road No. 52;
viii.	LaBonte Road from Richards Street to County Road No. 1.

(B) Once Inside the Destination Point. All such commercial 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 within the street, upon which such traffic permitted, nearest to the destination point, a deviating truck shall return to the truck route by the shortest possible route.

(C) Multiple Inside Destination Points. All such trucks entering the city for multiple destination points shall proceed only 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 such traffic is permitted. Upon leaving the last destination point, a deviating

truck shall return to the truck route by the shortest permissible route.

- (ii) Inside Origin--Outside Destination Point. All such 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 herein established.

Section 148. Section 10.92.060 of the Douglas Municipal Code is hereby created to read as follows:

10.92.060 Chief of police to maintain map.

The chief of police shall keep and maintain accurate maps setting out truck routes and streets upon which traffic is permitted; the maps shall be kept on file in the office of the chief of police and shall be available to the public.

Section 149. Section 10.92.070 of the Douglas Municipal Code is hereby created to read as follows:

10.92.070 Truck parking.

- (a) No person shall park any commercial truck over ten thousand (10,000) pounds gross vehicle weight upon any street or alley in the City except in those areas designated as either business or industrial.
- (b) No person shall park any commercial truck of any type loaded with L.P. gas, explosives, livestock, petroleum products, or radioactive material, on any street or alley in the City, except when in the process of loading or unloading.
- (c) The chief of police may cause any truck, as described in subsection B of this section, to be towed to such a place as is determined safe as if such truck is left unattended or parked in violation of subsection B. Any and all fees for such towing shall be the responsibility of the driver and/or owner of the truck.

Section 150. Section 10.96.010 of the Douglas Municipal Code is hereby created to read as follows:

10.96.010 Construction and maintenance of street crossings, ditches and tracks.

Any railroad company operating within the City shall do the following:

- (a) Construct, keep clean and maintain suitable approaches at each street crossing so that any tracks may be readily crossed by persons and vehicles at each street crossing;
- (b) Construct, keep open and keep in repair all necessary ditches, side drains, sewers and culverts so that filthy or stagnant water cannot stand on the premises or right-of-way of such railroad company;

- (c) Construct and maintain its tracks in such manner that the natural drainage of the adjacent property shall not be impaired.

Section 151. Section 10.96.020 of the Douglas Municipal Code is hereby created to read as follows:

10.96.020 Obstruction of streets and crossings by locomotive engine or cars.

No railroad, nor railroad company, railroad engineer, conductor or other person shall cause or allow any locomotive engine, car or train of cars to stop in or remain upon any street or railroad crossing within the City for a longer period than ten (10) minutes at any one time; provided, that in case of a collision or other unavoidable accident on any or either of such crossings a reasonable time shall be allowed to remove any obstruction that may be caused thereby. Should any street of the City be and remain obstructed, wholly or in part, by any railroad train or railway cars, locomotive engines or other railroad equipment for and during the period of ten (10) minutes, it shall be the duty of each railroad or railway company upon whose lines or road such obstruction may occur, their agents and employees and persons in charge of such train, locomotive engine or equipment, on or before the expiration of such ten (10) minutes, when from any cause the entire train cannot be propelled or moved off of any street obstructed as stated to cause such cars, as are or may be on or near such crossings, to be uncoupled and moved from off the street or crossing in such manner as to leave such crossing entirely free and unobstructed, and such train, when again coupled, shall be moved forthwith off the crossing.

Section 152. Section 10.96.030 of the Douglas Municipal Code is hereby created to read as follows:

10.96.030 Whistle to be blown when locomotive engine in motion.

The whistle of each locomotive engine shall be blown continuously while such locomotive engine is in motion and moving upon any railroad or railroad track inside the City limits.

Section 153. Section 10.96.040 of the Douglas Municipal Code is hereby created to read as follows:

10.96.040 Loitering by persons under fifteen years of age near railroad depots, tracks or platforms.

It is unlawful for any child under the age of fifteen (15) years to loiter about the railroad depots within the limits of this City, or to go upon the platform or railroad tracks in the vicinity of such depot, unless in company with his parent, guardian

or person having such child in charge or authorized to do so by such parent or guardian in charge of such child.

Section 154. Section 10.100.10 of the Douglas Municipal Code is hereby created to read as follows:

10.100.010 Designated.

Any person convicted under this title shall be fined any sum not to exceed seven hundred fifty dollars (\$750.00).16.050

Section 155. This ordinance shall become effective upon publication.

Section 156. Repealer. All ordinances or part of ordinances in conflict herewith are hereby repealed.

Section 157. Douglas Municipal Code Sections 1.04.050, 1.04.060 and 2.08.060, by reference, are incorporated herein and made a part hereof.

/s/ Bruce A. Jones, Mayor

Attest:

/s/ Karen Rimmer, City Clerk

Passed and Approved on First Reading This 9th day of July, 2012.

Passed and Approved on Second Reading This 23rd day of July, 2012.

Passed, Approved, and Adopted on Third and Final Reading This 13th Day of August, 2012.

Published: August 22, 2012

ATTESTATION

I, Karen Rimmer, the Clerk of the City of Douglas, Wyoming, do hereby attest and state that the above ordinance was published/posted in the manner required by law and that all procedures required by Wyoming State law were complied with.

/s/ Karen Rimmer