

ORDINANCE NUMBER 128

AN ORDINANCE CONTROLLING THE OPERATION OF MOTOR VEHICLES IN THE TOWN OF BUFFALO, IOWA, PROVIDING REGULATIONS AND PRESCRIBING PENALTIES FOR VIOLATIONS, AND DEFINING ALL DISTRICTS OF SAID TOWN.

Be it ordained by the Council of the Town of Buffalo, Iowa;

Section 1. Every person operating any motor vehicle on the streets and alleys of the Town shall drive the same in a careful and prudent manner and at a rate of speed that will not endanger the property of another or the life or limb of any person, and shall in no way drive the same at a greater rate of speed than follows:

- 1. In the business district or school district, Twenty (20) miles per hour.
- 2. In a residential district, Twenty-five (25) miles per hour.
- 3. In a suburban district, Forty-five (45) miles per hour, or
- 4. Thirty-five (35) miles per hour as posted.

Section 2. For the purpose of defining the meaning of the several districts, they shall be as follows:

- 1. "Business District"--The territory contiguous to a highway or thoroughfare when fifty (50) per cent or more of the frontage thereon for a distance of three hundred (300) feet or more is occupied by buildings in use for business.
- 2. "School District"--The territory contiguous to a highway or thoroughfare for a distance of two hundred (200) feet in either direction from a school house, and along any highway or thoroughfare used by school children in compliance with their curriculum.
- 3. "Residential District"-- The territory contiguous to a highway or thoroughfare not comprising a business district or a

ORDINANCE NUMBER 128 (Continued)

school district where forty (40) per cent of the frontage of such highway or thoroughfare for a distance of three hundred (300) feet or more is occupied by dwellings or by buildings being used for dwellings.

4. "Suburban District"--All other parts of the municipality not included in Business, School or Residential districts.

Section 3. The Mayor shall have placed conspicuously wherever required suitable signs showing the points at which the rate of speed changes.

Section 4. All motor vehicles in use on the streets or alleys and highways, excepting motorcycles, motor bicycles, and such motor vehicles as are properly equipped with one light in the forward center of such motor vehicle, shall during the period from sunset to sunrise, and when visibility is reduced to five hundred (500) feet or less by fog, rain, snow, smoke, or dust, display two (2) or more white or tinted lights other than red, on the forward part of said vehicle, so placed as to be seen from the front, and sufficient illuminating power to be visible at a distance of five hundred (500) feet in the direction at which displayed and to reveal any person, vehicle, or substantial object seventy-five (75) feet ahead of such lamps. Such motor vehicle when in use shall also display on the rear a lamp so constructed and placed as to show a red light from the rear and throw a white light directed upon the rear registration marker, and render the numbers thereon visible for at least fifty (50) feet in the direction from which the vehicle is proceeding.

ORDINANCE NUMBER 128 (Continued)

Motorcycles, motor bicycles, and motor vehicles equipped with one light as provided herein shall display on the forward part of said vehicle, one (1) white light or tinted light other than red, and a red light to the rear, so constructed and placed as to throw a white light on the rear registration marker. Forward lights on the aforementioned vehicles must meet the same requirement as for vehicles requiring two lights. Providing that one or more of the lights on a vehicle aforementioned fails to operate, the operator may proceed in a careful and prudent manner toward his destination but must afford himself of the first opportunity to put his lights in order, otherwise be deemed guilty of violation of this provision. The requirements as to the rear lights shall also apply to vehicles which are trailed or towed by motor vehicles.

Section 5. It shall be unlawful to use on a vehicle of any kind, including motorcycles, any lighting device other than that approved by the Safety Commissioner of the State of Iowa, equipped with a reflector unless the same shall be so designed and arranged that the directly reflected and undiffused beam of such light when measured seventy-five (75) feet or more ahead of the light shall not rise above forty-two (42) inches from the level surface on which the vehicle stands under all conditions of load. Any motor vehicle equipped with a lighting device of a candle power not exceeding thirty-two (32) candle power and equipped with lenses on the approved list of the State Motor Vehicle Department on file in the office of the County Treasurer shall be conclusively

ORDINANCE NUMBER 128 (Continued)

presumed to be lawful. If, in addition to headlights, any vehicle is equipped with any auxiliary light or lights, projecting lights, or device other than the rear lamp, such auxiliary light or lights shall be subject to all the restrictions of this section regarding the direction of the beam. If a spotlight is used on a motor vehicle, it shall be unlawful for any person to direct its rays toward the driver, or occupants of any approaching vehicle, or to the left of the center of the traveled portion of the road when meeting another vehicle. No person shall operate a motor vehicle equipped with an electric bulb or other lighting device of a greater capacity than that approved by the Safety Commissioner of the State of Iowa, no matter how the same shall be shaded, covered or obscured.

Section 6. It shall be unlawful for the operator of any motor vehicle, car, taxicab, automobile, motor truck or motorcycle while on any highway or thoroughfare, to use any cut-out fitting or other apparatus or device which will allow the exhaust fumes or gases from the engine of the motor vehicle to escape into the atmosphere without first passing through a silencer, expansion chamber, or other contrivance suitable and sufficient for reducing as far as reasonable the said gases, or for any person to drive or permit to be driven on the highway, any motor vehicles at any time with the muffler cut out or not in operation.

Section 7. It shall be unlawful to stop a motor vehicle on the street unless the right side thereof is next to and parallel with the side of the sidewalk nearest the street, and as near thereto

ORDINANCE NUMBER 128 (Continued)

as the conditions of the street permit; however, parking of any vehicle shall not be permitted in restricted areas, and where suitable signs are erected noting such restriction and notifying persons thereof. Parking of any vehicle shall not be permitted on either side of U.S. Highway No. 22 from Station 188-77.5 (197.5 feet west of the West side of Dodge Street) to Station 273-375-ECL (East corporate limits of the Town of Buffalo). Between Station 188-77.5 and 273-375 ECL parking shall be prohibited on the minor street approaches for a distance of 35 feet in advance of the Stop Sign. Between Stations 188-77.5 and 273-375 ECL parking shall be prohibited on the exit sides of minor streets for a distance of 35 feet back on the right-of-way line. Provided however this rule shall not apply in cases of emergency when a stop is made to avoid an accident or to allow pedestrians or vehicles to cross in front of such motor vehicles or when in obedience to the signal of a police officer.

Section 8. The Mayor shall cause to be placed in the streets covered by Section 2 of this ordinance, suitable signs bearing the words "Stop School Zone" of a suitable size to be easily readable at a distance of One Hundred (100) feet by a person using such streets, said signs of moveable construction shall be placed in the streets within the school zone one-half hour before school opens in the morning and remain so placed until one-half hour after school is dismissed in the afternoon. All operators of motor vehicles when approaching said zones when moveable stop signs have been placed shall bring such vehicle to a full stop

ORDINANCE NUMBER 128 (Continued)

before proceeding at a cautious and proper speed. However, the driver of any authorized emergency vehicle when responding to an emergency call, shall, upon approaching such stop sign, slow down as much as necessary for safety, and may proceed past such sign without coming to a complete stop.

Section 9. The operator of a motor vehicle, in turning to the right from one street or highway into another, shall turn the corner as near to the right side as possible, and in turning to the left from one street or highway into another, shall pass to the right of and beyond the center of the intersection before turning.

Section 10. Every motor vehicle used upon the streets and alleys of the municipality shall be equipped with a suitable horn, bell or other signaling device producing an abrupt sound sufficiently loud to serve as a warning of danger. No person operating any motor vehicle shall make or cause to be made any unnecessary noise with such horn, bell or other signaling device or use the same except as a warning device. No motor vehicle except those used by police or fire departments shall be allowed to use a siren horn as a signaling device.

Section 11. The following acts are hereby declared to be unlawful:

- A. For any person, team, bicycle or motor vehicle meeting another on any street or sidewalk to refuse or neglect to pass or turn to the right and yield half of the street or sidewalk so as to allow an uninterrupted passage of such person or vehicle.

ORDINANCE NUMBER 128 (Continued)

- B. For any vehicle or bicycle not to keep on the right hand half of the street in accordance with the direction in which they are traveling.
- C. Refuse, neglect or fail to obey signal of any traffic officer or any flagman at any railroad crossing.
- D. Any person who drives a vehicle in such manner as to indicate willful or wanton disregard for the safety of persons or property is guilty of reckless driving.

Section 12. U.S. Highway No. 22, known as Front Street and now paved from the East to the West Corporate Limits is hereby designated as an Arterial Highway.

Section 13. At all intersecting streets of the Arterial Highway there shall be displayed signs or markers on which shall be printed the words "Arterial Highway Stop" in regulation letters.

Section 14. The following intersections are hereby designated as Stop Streets. The traffic will hereby stop as listed below and the Mayor shall have regulation stop signs placed at the proper place at the intersections:

North and South Traffic will stop at the following Intersections:

- Franklin Street at Third Street
- Hacker Street at Third Street
- Main Street at Third Street
- Clark Street at Third Street
- Dodge Street at Fourth Street

Southbound Traffic will stop at the following Intersections:

- Franklin Street at Fifth Street
- Hacker Street at Fifth Street

ORDINANCE NUMBER 128 (Continued)

East and West Traffic will stop at the following Intersections:

- Fourth Street at Macker Street
- Fourth Street at Clark Street
- Fourth Street at Washington Street
- Fourth Street at Jefferson Street
- Third Street at Jefferson Street
- Third Street at Washington Street
- Second Street at Macker Street
- Second Street at Washington Street
- Second Street at Clark Street

Section 15. A violation of any provision of this ordinance shall result in a fine of not more than One Hundred (\$100.00) Dollars, nor more than Thirty (30) days in jail.

Section 16. A violation of Section 11, Part D, shall be punished by a fine of not less than Twenty-five (\$25.00) Dollars nor more than Thirty (30) days in jail.

Section 17. No person shall drive a motor vehicle upon a public highway unless such person shall have a valid license as a chauffeur or operator issued by the Department of Public Safety.

Section 18. Any person willfully violating a promise to appear in court is guilty of a misdemeanor, punishable by a fine of not more than One Hundred (\$100.00) Dollars or Thirty (30) days in jail.

Section 19. That all ordinances or parts of ordinances that conflict with this ordinance are hereby repealed.

ORDINANCE NUMBER 128 (Continued)

Section 20. This ordinance shall be in force and effect from and after passage and publication as provided by law.

Passed by the Council of the Town of Buffalo, Iowa, this 4th day of April, 1966.

Approved by the Mayor of the Town of Buffalo, Iowa, this 4th day of April, 1966.

Jack Stalder
Mayor

Attest: Lewis Adams
Clerk

Town of Buffalo, Iowa