

CHAPTER XIV TRAFFIC

- Article 1. Standard Traffic Ordinance
- Article 2. Local Traffic Regulations
- Article 3. Emergency Snow Route

ARTICLE 1 STANDARD TRAFFIC ORDINANCE

14-101. 14-101. STANDARD TRAFFIC ORDINANCE INCORPORATED. There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Clay Center, Kansas, that certain traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," 36th Edition, 2008, prepared and published, in book form. by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereinafter omitted, deleted, modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than three (3) copies of said Standard Traffic Ordinance shall be marked or stamped "OFFICIAL COPY AS INCORPORATED BY THE CODE OF THE CITY OF CLAY CENTER, KANSAS", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this section, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours. (Ord. 2218; Aug. 2008)

14-102 AMENDMENTS TO STANDARD TRAFFIC ORDINANCE. Section 33(a) of the Standard Traffic Ordinance is amended to read as follows:

Maximum Speed Limits:

(a) Except when a special hazard exists that requires lower speed for compliance with Section 32, the limit specified in this section or established as hereinafter authorized shall be maximum lawful speeds, and no person shall drive a vehicle at a speed in excess of such maximum limits:

- (1) 20 miles per hour in any business district, unless otherwise posted;
- (2) 30 miles per hour in any residential district, unless otherwise posted;
- (3) 20 miles per hour in any park, unless otherwise posted.
- (4) 20 miles per hour in the following areas designated as school zones pursuant to K.S.A. 8-1560, during the times posted or when yellow lights are flashing:
 - (A) Lincoln School: 400 through 600 Blocks of 12TH Street, 1200 Block of Grant Street, 900 through 1100 Blocks of Grant Street, 900 Block of Clay Street, 500 and 600 Blocks of 10TH Street.
 - (B) CCCMS and CCCHS. 1400 through 1700 Blocks of 8th Street, 700 and 800 Blocks of Washington Street, 700 and 800 Blocks of Webster Street, 700 and 800 Blocks of Frederick Street, 1300 through 1900 Blocks of 9th Street, 900 through 1000 Blocks of Prospect Street.
 - (C) Garfield School: 300 and 400 Blocks of Crawford Street, 800 through 1000 Blocks of 4th Street, 300 Block of Court Street, 800 block of 3rd Street, 300 Block of Dexter Street. (Ord. 2060, Sec. 1)

14-103 STANDARD TRAFFIC ORDINANCE APPLICABLE TO HIGH SCHOOL PROPERTY. The provisions of the currently adopted edition of the Standard Traffic Ordinance, and all other ordinances of the city relating to traffic regulation, shall be enforced and shall apply to the operation of motor vehicles upon the streets, drives and parking area of the Clay Center Community High School in the city. (Code 1993, 21-103)

14-104 SAME; TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.

(a) An ordinance traffic infraction is a violation of any section of this article that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. Supp. 8-2118.

(b) All traffic violations which are included within this article, and which are not ordinance traffic infractions as defined in subsection (a) of this section, shall be considered traffic offenses. (Code 1993, 21-104; Code 1999)

14-105 PENALTY FOR SCHEDULED FINES. The fine for violation of an ordinance traffic infraction for which the municipal judge establishes a fine in a fine schedule shall not be more than \$60.00, except for speeding. (Code 1993, 21-105; Ord. 2051, Sec. 2; Code 1999)

ARTICLE 2 LOCAL TRAFFIC REGULATIONS

14-201 TRAFFIC CONTROL DEVICES AND MARKINGS. The Standard Traffic Ordinance as adopted is hereby modified by adding thereto the following: The governing body may, by resolution, establish and fix the location of such traffic control devices as may be deemed necessary to guide and warn traffic under the provisions of this chapter, other traffic ordinances and the state laws. The city shall place and maintain such traffic control signs, signals and devices when and as may be required by the authority of the governing body to make effective the provisions of this chapter and other ordinances for the regulation of traffic. Any official traffic control device placed pursuant to this section shall be marked and labeled on a map of the City of Clay Center for the purpose of displaying all such traffic control devices and shall be filed with the city clerk to be open to inspection and available to the public at all reasonable hours of business. (Code 1999)

14-202 CARELESS DRIVING. No person shall operate or halt any motor vehicle upon the highways, streets or alleys of the city in such a manner as to indicate a careless or heedless disregard for the rights or safety of others, or in such a manner as to endanger or be likely to endanger, any person or property. (Code 1993, 21-201)

14-203 EXCESSIVE OR UNNECESSARY ACCELERATION OF MOTOR VEHICLES. It shall be unlawful for any person to drive or operate a motor vehicle in a street, highway, alley, right-of-way or area of public access in the city in a manner exhibiting excessive or unnecessary acceleration. For the purposes of this section excessive or unnecessary acceleration is defined as, but not limited to, those acts which cause or create unnecessary rapid acceleration, unnecessary tire squeal, skid, smoke or slide upon acceleration or stopping, including the casting

of tread, gravel, dirt or other road surface materials from the tires, acts that simulate a temporary race, acts that cause the vehicle to unnecessarily turn abrupt, sway or lose traction with the road surface. (Code 1993, 21-202)

14-204 SPEED LIMIT UPON HIGH SCHOOL PROPERTY. The speed limit for motor vehicles upon the streets, drives and parking area of the Clay Center Community High School shall be 15 miles per hour, and the operators of such vehicles shall obey the traffic control signals and devices erected on the school grounds. (Code 1993, 21-203)

14-205 OPERATE MOTOR VEHICLES ON PARK ROADWAYS. It shall be unlawful for any person in this city to ride, drive or operate a motor vehicle, including motorcycles and motor bikes, within the public parks of this city, except upon the established roadways within the parks. (Code 1993, 21-204)

14-206 BICYCLE AND MOTORCYCLE RIDING. No bicyclist or motorcyclist shall curve to and fro on his or her vehicle or ride without his or her hands on the handlebars. (Code 1993, 21-05)

14-207 MOTORCYCLES; EYE-PROTECTIVE DEVICES AND TURN SIGNALS REQUIRED. No person shall operate a motorcycle unless he or she is wearing an eye-protecting device of a type authorized and approved by the State Department of Transportation; and provided further, that all motorcycles, or motor-driven cycles shall be equipped with electric turn signal lamps. (Code 1993, 21-206; Code 1999)

14-208 ONE-WAY TRAFFIC. The following alleys shall be designated a one-way alley only for vehicular traffic, as follows:

The alley located in Block 31 of the Original Townsite of the city, the alley situated between Dexter and Court Streets and also between Sixth and Seventh Streets is designated a one-way alley with the traffic to move from east to west or from Seventh Street to Sixth Street.

The alley located in Block 38 of the Original Townsite of the City, the alley situated between Court and Lincoln Streets and also between Fourth and Fifth Streets, is designated a one-way alley with the traffic to move from south to north or from Lincoln to Court Street.

The alley located in Block 44 of the Original Townsite of the city, the alley situated between Lincoln Street and Grant Streets and also between Sixth and Seventh Streets is hereby designated a one-way alley with the traffic to move from east to west or from Seventh Street to Sixth Street. (Ord. 2161; April 2004)

14-209 PASSING THROUGH PROCESSION. No vehicle or pedestrian shall pass through a procession, except with the permission of a police officer. (K.S.A. 8-508; Code 1993, 21-208)

14-210 INDICATING TO TRAFFIC OFFICER. Whenever there is a traffic officer the driver

of a vehicle shall indicate the direction in which he or she wishes to travel and shall not proceed until ordered by the traffic officer. (Code 1993, 21-209)

14-211 **DOUBLE PARKING.** No vehicle shall be double parked upon any street in the city at any time, and no vehicle unless in an emergency, or to allow another vehicle or pedestrian to cross its path (or where required by the terms of this article) shall stop in the street, except near the right-hand curb thereof, and then so as not to obstruct any crossing. (Code 1993, 21-210)

14-212 **PARKING TRUCKS OVER 18 FEET LONG; PROHIBITED.** No motor vehicle exceeding 18 feet in length shall be allowed to park on Lincoln Avenue between Third Street and Sixth Street; or on Court Street between Third Street and Sixth Street; or on Fourth Street between Grant Avenue and Dexter Street; or on Fifth Street between Grant Avenue and Dexter Street; or on Sixth Street between Grant Avenue and Dexter Street; or on Dexter Street between Fifth Street and Sixth Street. (Code 1993, 21-211)

14-213 **TRUCKS OVER 50,000 GVWR; PROHIBITED.** No motor vehicle exceeding 50,000 pounds gross vehicle weight rating (gvwr) shall be allowed on Fourth Street north of Highway 24 to the intersection of Fourth Street and Highway 15. (Ord. 2064, Sec. 1)

14-214 **PARKING TRUCKS OVER SIX HOURS; OTHER MOTOR VEHICLES AND TRAILERS OVER 48 HOURS PROHIBITED.** It shall be unlawful for the owner, operator, driver or any person in charge of any truck trailer or semi-trailer over 18 feet in length to park the same, or cause the same to be parked continuously, for more than six hours, or to park any other motor vehicle, travel trailer, flat bed, or other trailer or cause the same to be parked continuously for more than 48 hours upon any street, alley, avenue, municipally owned parking lot, or other public place within the city, at any time unless he or she has first obtained a written permit from the police department of the city to so park the vehicle for more than such period of time; and should any vehicle be parked for a period exceeding that limited by this section, the police department shall cause the vehicle to be removed and placed in storage, and the owner of the vehicle shall be held responsible for the expense occasioned thereby in addition to the penalty provided by section 14-105. (Ord. 2081, Sec. 1)

14-215 **LIMITED TIME PARKING SIGNS.** For the purpose of providing more adequate parking facilities on the streets of the city it shall be the duty of the street commissioner, under the orders and directions of the governing body of the city, to place limited time parking signs upon such portions of such streets and thoroughfares within the city and at such locations as shall in the judgment of the governing body be proper and necessary. (Code 1993, 21-213)

14-216 **LIMITED TIME PARKING.** It shall be unlawful for the owner, operator, driver or other person in charge of any automobile, truck, motorcycle or other motor vehicle to park the same, or cause the same to be parked, continuously in the same parking space for more than the length of time designated upon the limited parking signs as provided for by section 14-215. (Code 1993, 21-214)

14-217 NO PARKING It shall be unlawful for any person to park any vehicle at any time on the following portions of the city connecting links on the state highway system in the city:

- (a) On either side of Crawford Street for 200 feet west and 200 feet east of the center line of Sixth Street;
- (b) On either side of Crawford Street from Ninth Street to Twelfth Street;
- (c) On either side of Sixth Street from the south city limits to the alley between Grant Avenue and Lincoln Avenue;
- (d) On either side of Sixth Street from Dexter Street north to the north city limits;
- (e) On the west side of Sixth Street from the alley between Grant Avenue and Lincoln Avenue to Lincoln Avenue;
- (f) On either side of Sixth Street from Court Street to Crawford Street, except that vehicles may be parked parallel on Sunday on the west side and east side of Sixth Street from the alley south of Crawford Street to Dexter Street.
- (h) No parking shall be allowed along the south side of Huntress Street from Sixth Street to Seventh Street.

Other Streets in the City

- (a) It shall be unlawful for any person to park any vehicle at any time on the West side of Sixth Street between Liberty Street to Lafayette Streets.
- (b) It shall be unlawful for any person to park any vehicle at any time on the West side of Fifth Street from Sherman Street north a distance of 218 feet between the hours of 8:00 a.m. to 5:00 p.m. or along the south side of Dexter Street between "B" and "C" Streets. (Ord. 2144; May 2003)

14-218 NO PARKING ON THE WEST SIDE OF FOURTH STREET. It shall be unlawful for any person to park any vehicle at any time on the west side of Fourth Street north of Highway 24 to the intersection of Fourth Street and Highway 15, except that parking is allowed on the west side of Fourth Street between Franklin Street and Kennedy Drive.

14-219 PARALLEL PARKING. Only parallel parking of vehicles shall be permitted on the following streets:

- (a) On Crawford Street between Fifth Street and Seventh Street;
- (b) Where parking lanes are provided on the west side of Sixth Street from Lincoln Avenue to Court Street;
- (c) On the east side of Sixth Street from the alley between Grant Avenue and Lincoln Avenue to Dexter Street;
- (d) On the east side of Fourth Street between Court Street and Dexter Street.

(Code 1993, 21-216)

14-220 ADDITIONAL PARALLEL PARKING; SUNDAY ONLY. Parallel parking of vehicles shall be permitted on Sunday only on the following streets:

- (a) On the east side of Sixth Street where no parking lanes are provided from Dexter Street to the alley between Clark Street and Crawford Street;
- (b) On the west side of Sixth Street from the alley south of Crawford Street to Dexter

Street.
(Code 1993, 21-217)

14-221 DRIVING IN VIOLATION OF LICENSE RESTRICTIONS. It shall be unlawful for any person to operate any motor vehicle within the city contrary to or in violation of any restrictions imposed upon his or her license to operate the vehicle by the Division of Vehicles of the State Department of Revenue. (Code 1993, 21-218)

14-222 MAIN TRAFFIC WAYS. The following streets and avenues are hereby designated and established as main trafficways within the city, the primary function of which is the movement of through traffic within the city:

- (a) U.S. Highway 24;
- (b) Kansas Highway 15;
- (c) Grant Avenue;
- (d) Lincoln Avenue;
- (e) Court Street
- (f) Dexter Street;
- (g) Fifth Street;
- (h) Fourth Street.
(Ord. 2085, Sec. 1)
- (i) Sherman Street
- (j) Sky Vue Drive
- (k) Ninth Street
- (l) Twelfth Street
- (m) C Street
(Ord. 2201 7-07)

14-223 JAY PARKING. It shall be unlawful for any person to drive or operate a motor vehicle, as defined by the Standard Traffic Ordinance for Kansas Cities, incorporated by reference, across the center line of any street and into an opposing lane of traffic for the purpose of parking in, or while backing from, on-street parking areas. (Code 1993, 21-219a)

14-224 COMPRESSION OR JAKE BRAKES WITHIN THE CITY LIMITS

- (a) It shall be unlawful for the driver of any motor vehicle to use or cause to be used or operated any compression release engine braking system (jake brake) within the City Limits of the City of Clay Center, Kansas.
- (b) As used in this section, compression release engine braking system means a hydraulically operated device that converts a power producing diesel engine into a power absorbing retarding mechanism. (Ord. 2216; Aug. 2008)

ARTICLE 3 EMERGENCY SNOW ROUTES

14-301 DEFINITIONS. The snow removal area and/or emergency snow route in the City shall consist of the following portions of the following named streets:

Fourth Street from Grant Avenue to Crawford Street;
Fifth Street from Grant Avenue to Crawford Street;
Sixth Street between Lafayette Street and Liberty Street;
Seventh Street between Lafayette Street and Liberty Street;
Seventh Street from Lincoln Street to Crawford Street;
Eighth Street from Dexter Street to Crawford Street;
Ninth Street from Sherman Street to Grant Street;
Ninth Street from Crawford to Liberty;
Tenth Street from Sherman Street to Lincoln Street;
Sherman Street from 9th Street to 10th Street;
Grant Avenue from Third Street to Tenth Street;
Lincoln Avenue from Third Street to Tenth Street;
Court Street from Third Street to Seventh Street;
Dexter Street from Fourth Street to Sixth Street;
Liberty Street from Sixth Street to Ninth Street;
Lafayette Street from Sixth Street to Seventh Street; (Code 2007)

The term notification as hereinafter used in this article shall mean that after a snow fall of sufficient portions to require the removal of same from the snow removal area there shall be published in the official city newspaper a notice that all vehicles should be removed from the snow removal area on the date and time as appears in the notice; and, further, personnel of the city street department, and if available, personnel from the police department, shall take all reasonable means to notify personally the owner or operator of the vehicle found in the snow removal area after removal operations have commenced and notice given to the owner or operator that such vehicle is to be moved and remain out of the snow removal area during the removal operations. (Ord. #2123; Feb. 2002)

14-302 REMOVAL OF VEHICLE FROM SNOW REMOVAL AREA. When in the opinion of the street superintendent of the city there has been a snow fall of sufficient portions to require removal of the snow from the snow removal area, the superintendent shall invoke the notification procedures as provided in section 14501 of this article and proceed with the removal. If any person shall fail to remove his or her vehicle from the snow removal area, after notification, he or she shall be guilty of a misdemeanor and upon conviction thereof, shall be fined in an amount not to exceed \$100.00.
(Code 1993, 21-402)

14-303 TOWING OF VEHICLES. If the owner or operator shall refuse to immediately remove the vehicle from the snow removal area after notification, the vehicle shall be towed from the area. That the police department shall have the responsibility for such towing and the payment of the towing shall be paid for by the owner or operator responsible therefor. If personal notification is not possible, the police department shall have the vehicle removed from the snow removal area and continue in their efforts to notify the owner or operator of the location of the vehicle. All expenses incurred in the towing of such vehicles shall be paid by the owner or operator responsible therefor.
(Code 1993, 21-403)