

## **TITLE VII: TRAFFIC CODE**

Chapter

- 70. GENERAL PROVISIONS**
- 71. TRAFFIC CONTROL; GENERALLY**
- 72. PARKING REGULATIONS**
- 73. TRAFFIC SCHEDULES**

**Millersburg - Traffic Code**

## CHAPTER 70: GENERAL PROVISIONS

### Section

70.01 Use of dynamic braking devices (Jake brakes)

#### ' 70.01 USE OF DYNAMIC BRAKING DEVICES (JAKE BRAKES).

(A) No person shall use, within the city limits, any dynamic braking device on any motor vehicle, except to avoid imminent danger to persons or property.

(B) A dynamic braking device, commonly referred to as a AJake or Jacob Brake@, is one used primarily on trucks and buses to convert a motor from an internal combustion engine to an air compressor for the purpose of vehicle braking without the use of wheel brakes.

(Ord. 97, passed 7-8-2003) Penalty, see ' 10.99

**Millersburg - Traffic Code**

## **CHAPTER 71: TRAFFIC CONTROL; GENERALLY**

### Section

- 71.01 Adoption of motor vehicle laws of the state
- 71.02 Amendments
- 71.03 Statute duplication, enforcement and extension
- 71.04 Prosecution in district court
- 71.05 Traffic control designation
- 71.06 Enforcement of chapter
- 71.07 Duty to obey traffic signs and signals

### **' 71.01 ADOPTION OF MOTOR VEHICLE LAWS OF THE STATE.**

(A) (1) Except as provided herein, O.R.S. Chapter 153 and the State Vehicle Code, O.R.S. Chapters 801 to 826, are adopted by reference.

(2) Violation of an adopted provision of those chapters is an offense against this city.

(B) Violation of this provision as adopted herein is an offense against this city.

Penalty, see ' 10.99

### **' 71.02 AMENDMENTS.**

All amendments to the statutes referred to in ' 71.01 are hereby adopted and made part of this chapter as they occur.

(Ord. 13, passed 12-9-1975)

### **' 71.03 STATUTE DUPLICATION, ENFORCEMENT AND EXTENSION.**

The city may enact ordinances which are the same as the state statutes, may enact ordinances which put the state statutes into effect on streets and roads within the city, and may add by ordinance rules and regulations which are not inconsistent with the statutes of the state.

(Ord. 13, passed 12-9-1975)

**Millersburg - Traffic Code****' 71.04 PROSECUTION IN DISTRICT COURT.**

All offenses for violations of city traffic control and related ordinances shall be prosecuted in the district court of the state for the county.

(Ord. 13, passed 12-9-1975)

**' 71.05 TRAFFIC CONTROL DESIGNATION.**

The city may by ordinance, whether consistent with state statutes, or after approval by State Highway Commission where inconsistent with state statutes, designate the following traffic controls, which shall become effective upon installation of appropriate traffic signs, signals markings or other devices:

(A) The parking and standing of vehicles by:

(1) Classifying portions of streets and alleys upon which either parking or standing, or both, shall be prohibited, or prohibited during certain hours;

(2) Establishing the time limit for legal parking in limited parking areas;

(3) Establishing bus stops, bus stands, taxicab stands and stands for other passenger commoncarrier vehicles;

(4) Designating the location of passenger loading zones for public buildings;

(5) Designating the angle of parking if other than parallel to the curb; and

(6) Designating cityowned or leased lots or property on which public parking will be permitted.

(B) The operation of vehicles on through streets and oneway streets by:

(1) Designating speeds on city streets;

(2) Designating where traffic control signals shall be placed and the time of operation of such signals;

(3) Designating and marking of intersections where drivers of vehicles shall not make right, left or Uturns and the times when such prohibitions shall apply;

(4) Designating and marking of crosswalks at intersections where deemed necessary for pedestrian safety; and

## **Traffic Control; Generally**

(5) Designating and marking safety zones of such kind and character and at such places as deemed necessary for pedestrian safety.

(C) Truck routes; and

(D) Streets where trucks, machinery or any other large or heavy vehicles exceeding specified weights shall be prohibited. Such vehicles may, however, be operated on such streets for the purpose of delivering or picking up materials or merchandise, but then only by entering such streets at the intersection nearest the destination of the vehicle and proceeding no farther than the nearest intersection. (Ord. 13, passed 12-9-1975)

### **' 71.06 ENFORCEMENT OF CHAPTER.**

All the provisions of this chapter may be enforced by any law enforcement officer. In addition, in the event of a fire or other emergency, members of a Fire Department may direct traffic. (Ord. 13, passed 12-9-1975)

### **' 71.07 DUTY TO OBEY TRAFFIC SIGNS AND SIGNALS.**

(A) No driver of a vehicle or a pedestrian shall disobey the instructions of law enforcement officer or firefighter performing his or her duty or a sign, signal, marker, barrier, placed in accordance with the motor vehicle laws of the state of this chapter, including those erected by an authorized public utility, department of the city, or other authorized person, unless it is necessary to avoid conflict with other traffic, or when otherwise directed by a police officer.

(B) No unauthorized person shall move, remove, deface, tamper with or alter the position of a traffic sign, signal, marker or barrier. (Ord. 13, passed 12-9-1975) Penalty, see ' 10.99

**Millersburg - Traffic Code**



## CHAPTER 72: PARKING REGULATIONS

### Section

- 72.01 Motor vehicle or recreational vehicle use for sleeping or housekeeping purposes and related parking restrictions
- 72.02 Discharge of wastewater prohibited
- 72.03 Prohibition of utility connections across public right-of-way
- 72.04 Obstructing streets
- 72.05 Enforcement

### ***Cross-reference:***

*General traffic control, see Chapter 71*

*General traffic provisions, see Chapter 70*

### **' 72.01 MOTOR VEHICLE OR RECREATIONAL VEHICLE USE FOR SLEEPING OR HOUSEKEEPING PURPOSES AND RELATED PARKING RESTRICTIONS.**

It is unlawful, within the city limits, for any person to use a motor vehicle or recreational vehicle for sleeping or housekeeping purposes except as follows:

(A) Within an approved recreational vehicle park;

(B) On the premises of a private residence and with the consent of the occupant of the residence, provided that such use by any number of vehicles is limited to not more than 30 consecutive days or a total of 60 days in a calendar year within the city limits. The city may grant one 30day extension upon receiving a written request; and

(C) Within a public rightofway, parking of selfcontained recreational vehicles is limited to 72 hours.

(Ord. 104, passed 8-9-2011) Penalty, see ' 10.99

### **' 72.02 DISCHARGE OF WASTEWATER PROHIBITED.**

It is unlawful for any person to discharge wastewater from a recreational vehicle to a storm sewer, sanitary sewer, street or upon private property, except at an approved holding facility or dump station.

(Ord. 104, passed 8-9-2011) Penalty, see ' 10.99

**Millersburg - Traffic Code****' 72.03 PROHIBITION OF UTILITY CONNECTIONS ACROSS PUBLIC RIGHTOFWAY.**

No utility connections shall be made across a public rightofway to a vehicle for more than 72 hours, except by temporary permit issued by the City Administrator. Any utility connection must comply with all ADA regulations (e.g., exterior covering or protection of the connection).  
(Ord. 104, passed 8-9-2011) Penalty, see ' 10.99

**' 72.04 OBSTRUCTING STREETS.**

No person shall park or leave any vehicle or any part thereof, or any trailer, box, ware, basketball hoop or merchandise of any description, or any physical object that in any way impedes traffic, or obstructs the view, upon any street, street right-of-way, including an alley, parking strip, sidewalk or curb, except by such lawful use and parking of vehicles upon streets and alleys as is allowed by this title or other ordinances of this city.  
(Ord. 104, passed 8-9-2011) Penalty, see ' 10.99

**' 72.05 ENFORCEMENT.**

(A) When the City Administrator has determined the existence of a violation of this chapter, the City Administrator shall cause a letter to be mailed to the real property owner where the offending vehicle or physical object is located, and also, if known, to the owner of the offending vehicle or physical object. Said letter shall give written notice that if the offending vehicle or physical object is not removed within ten days of the date of said written notice, the offending vehicle shall be considered abandoned and towed under O.R.S. 819.100 to 819.215, or if a physical object, the physical object shall be removed by city staff.

(B) The owner of the vehicle or physical object shall be liable for the cost of towing, removal and disposition of the abandoned vehicle or physical object. Once said written notice is mailed from the city, the City Administrator shall immediately contact the County Sheriff Deputy assigned to patrol the city. The County Sheriff=s Department shall be responsible for custody and towing of said abandoned vehicle. The city staff is responsible for custody and removal of physical objects other than vehicles.

(C) The city hereby adopts and incorporates all provisions of O.R.S. 819.100 to 819.215.  
(Ord. 104, passed 8-9-2011)

## **CHAPTER 73: TRAFFIC SCHEDULES**

### Schedule

#### I. Speed limits

#### **SCHEDULE I. SPEED LIMITS.**

In conformance with O.R.S. 810.180 and 811.105, the speed on Knox Butte Avenue is hereby designated as 25 mph, and signs are hereby ordered to be erected designating the speed on each end of said Avenue.

(Ord. 14, passed 12-9-1975) Penalty, see ' 10.99

**Millersburg - Traffic Code**