

Chapter 1

DEFINITIONS, GENERAL PROVISIONS AND PENALTIES

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Sec. 1-1. Definitions

The City hereby adopts definitions contained in Idaho Code Title 49 for the purposes of enforcement of Title 11 of this Code unless otherwise specifically defined.

Sec. 1-2. Adoption by Reference.

Pursuant to Idaho Code Section 49-208(4), the Idaho Rules of the Road are hereby adopted as and for the Traffic Ordinance of the City with like effect as if recited at length.

Sec. 1-3. Speed Limit.

The speed limit in all areas of the City shall be twenty-five (25) miles per hour unless the area is otherwise posted. It shall be unlawful to exceed the posted speed limits within the City.

Ref. Idaho Code § 49-208(2)(a)

Sec. 1-4. Authority of Police and Fire Department Officials.

- A. It shall be the duty of the Police Department and such officers and employees as are assigned by the Chief of Police to enforce all street traffic laws of this City and all the State vehicle laws applicable to traffic in this City.
- B. The Police Department and/or such officers and employees as are assigned by the Chief of Police are hereby 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 the traffic laws.
- C. Officers, volunteers, and employees of the Fire Department, when at the scene of a fire, may direct or assist the police in directing traffic through or in the immediate vicinity.

Ref. Idaho Code § 49-205(3)

Sec. 1-5. Police Department to Investigate Accidents.

It shall be the duty of the Police Department to investigate traffic accidents, to arrest and to assist in the prosecution of those persons charged with violations of law causing or contributing to such accidents.

Sec. 1-6. Emergency and Experimental Regulations.

- A. The Chief of Police by and with the approval of the City Engineer is hereby empowered to make

regulations necessary to make effective the provisions of the traffic ordinances of this City and to make and enforce temporary or experimental regulations to cover emergencies or special conditions. No such temporary or experimental regulation shall remain in effect for more than ninety (90) days.

- B. The City Engineer may test traffic control devices under actual conditions of traffic.

Ref. Idaho Code § 49-208(1)(t)

Sec. 1-7. Authority to Restrict Direction of Movement on Streets During Certain Periods.

- A. The City Engineer is hereby authorized to determine and designate streets, parts of streets or specific lanes, thereon upon which vehicular traffic shall proceed in one direction during one period and the opposite direction during another period of the day and shall place and maintain appropriate markings, signs, barriers or other devices to give notice thereof.
- B. The City Engineer may erect signs temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the center line of the roadway.

Sec. 1-8. Authority to Designate Crosswalks and Establish Safety Zones.

- A. The City Engineer is hereby authorized to designate and maintain, by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections where in the City Engineer's 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 the City Engineer may deem necessary for the protection of pedestrians.

Ref. Idaho Code § 49-208(1)(o)(n)

Sec. 1-9. Authority to Mark Traffic Lanes.

The City Engineer is hereby authorized to mark traffic lanes upon the roadway of any street or highway where a regular alignment of traffic is necessary.

Ref. Idaho Code § 49-208(1)(b)

Sec. 1-10. Authority to Restrict Use of Streets by Certain Vehicles.

The City Engineer is hereby authorized to determine and designate those heavily traveled streets upon which shall be prohibited the use of the roadway by motor driven cycles, bicycles, horse drawn vehicles or other non-motorized traffic and shall erect appropriate signs giving notice thereof.

Ref. Idaho Code § 49-208(1)(k)

Sec. 1-11. Driving on Divided Streets or Highways.

Whenever any street or 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 and no vehicle shall be driven over, across or within any such dividing space, barrier or section, except through an opening in such physical barrier or dividing section or space or at a cross over or intersection established by the City.

Sec. 1-12. Restricted Turning Movements.

It shall be unlawful for any driver of any vehicle to turn such vehicle so as to proceed in the opposite direction except when such movement can be made with safety and without interfering with other traffic.

Sec. 1-13. Barriers, Barricades or Warning Signals.

No person shall ride or drive any motor vehicle or any bicycle or any other vehicle over, across or upon any pavement, curbing or sidewalk which has been newly laid or across which barriers, barricades or

warning signals have been placed, or on or over any street or sidewalk which has been closed to traffic, or across or near which barriers or signs have been erected showing said street or sidewalk to be closed.

Sec. 1-14. Heavy Loads, Machinery, Lugs and Flanges.

- A. No person shall drive or operate any vehicle of such weight or size or in such condition, or so constructed or loaded, as to cause delay in traffic, or cause accident, or cause injury to any person's property or to the street.
- B. No machine or machinery of any kind having lugs or flanges upon its wheels upon which its weight is borne or any cutting machine or machinery with disks touching the surface of the street, shall be moved or propelled over or upon any paved street in the City, except that planks of not less than two (2) inches in thickness be first laid upon the pavement, and such machine or machinery be entirely resting, moved or propelled upon such planks.

Sec. 1-15. When Permits Required for Parades and Processions.

It shall be unlawful for any parade or the like containing persons or vehicles to occupy, march or proceed along any street except in accordance with a permit issued by the Chief of Police and such other regulations as are set forth.

Sec. 1-16. Penalties.

- A. Any person violating the provisions of this Chapter shall be guilty of an infraction and, upon conviction thereof, shall be punished pursuant to this Code and the Idaho Code.
(Ord. 2000-20, 09/18/2000)