

TITLE III COMMUNITY PROTECTION

CHAPTER 3 TRAFFIC CODE

- 3-3-1 Short Title
- 3-3-2 Definitions
- 3-3-3 Traffic Accident Reports
- 3-3-4 Police Department to Submit Annual Reports

ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS

- 3-3-5 Authority of Police and Fire Department Officials
- 3-3-6 Required Obedience to Provisions of this Chapter and State Law

TRAFFIC CONTROL DEVICES

- 3-3-7 Authority to Install Traffic-Control Devices
- 3-3-8 Chief of Police to Designate Crosswalks, Establish, and Mark Traffic Lanes
- 3-3-9 Play Streets

SPEED REGULATIONS

- 3-3-10 Changing State Speed Limits in Certain Zones

TURNING MOVEMENTS

- 3-3-11 Turning Markers, Buttons and Signs
- 3-3-12 Authority to Place Restricted Turn Signs
- 3-3-13 Obedience to No-Turn Signs
- 3-3-14 "U" Turns

ONE-WAY STREETS AND ALLEYS

- 3-3-15 Authority to Designate One-Way Streets and Alleys
- 3-3-16 Authority to Restrict Direction of Movement on Streets During Certain Periods

SPECIAL STOPS REQUIRED

- 3-3-17 Through Highways
- 3-3-18 Authority to Erect Stop Signs
- 3-3-19 Designated Stops at Intersecting Through Highways and Other Intersections
- 3-3-20 Stop When Traffic is Obstructed
- 3-3-21 School Stops
- 3-3-22 Four-Way Stop Intersections
- 3-3-23 Special Yield Required

PEDESTRIANS' RIGHTS AND DUTIES

- 3-3-24 Prohibited Crossing
- 3-3-25 Pedestrians on Left

METHOD OF PARKING

- 3-3-26 Standing or Parking Close to Curb
- 3-3-27 Signs or Markings Indicating Angle Parking
- 3-3-28 Obedience to Angle Parking Signs or Markings

STOPPING, STANDING, OR PARKING PROHIBITED IN SPECIFIED PLACES

- 3-3-29 Stopping, Standing, or Parking Prohibited in Specified Places
- 3-3-30 Authority to Paint Curbs And Erect Signs Prohibiting Standing or Parking
- 3-3-31 Authority to Impound Vehicles

STOPPING, STANDING OR PARKING

- 3-3-32 Parking Signs Required
- 3-3-33 Parking During Snow Emergency
- 3-3-34 Handicapped Parking
- 3-3-35 All-Night Parking Prohibited
- 3-3-36 Truck Parking Limited

MISCELLANEOUS DRIVING RULES

- 3-3-37 Vehicles Not to Be Driven on Sidewalks
- 3-3-38 Clinging to Vehicles
- 3-3-39 Parking For Certain Purposes Prohibited.
- 3-3-40 Driving Through Funeral or Other Procession
- 3-3-41 Drivers in a Procession
- 3-3-42 Funeral Processions to Be Identified
- 3-3-43 Load Restrictions Upon Vehicles Using Certain Streets
- 3-3-44 Truck Route
- 3-3-45 Temporary Embargo
- 3-3-46 Permits For Excess Size and Weight
- 3-3-47 Engine and Compression Brakes

BICYCLE REGULATIONS

- 3-3-48 Traffic Code Applies to Persons Riding Bicycles
- 3-3-49 Riding on Bicycles
- 3-3-50 Riding on Roadways and Bicycle Paths
- 3-3-51 Speed
- 3-3-52 Emerging From Alley or Driveway
- 3-3-53 Carrying Articles
- 3-3-54 Parking
- 3-3-55 Riding on Sidewalks
- 3-3-56 Lamps and Other Equipment on Bicycles

SNOWMOBILES AND ALL-TERRAIN VEHICLES

- 3-3-57 Snowmobile and All-Terrain Vehicle Definitions.
- 3-3-58 Permitted Areas of Operation
- 3-3-59 Regulations
- 3-3-60 Equipment Required
- 3-3-61 Unattended Vehicles
- 3-3-62 Restriction of Operation
- 3-3-63 Traffic Regulation

GOLF CARTS AND OTHER MOTORIZED TOYS OR EQUIPMENT

- 3-3-64 Purpose
- 3-3-65 Definitions
- 3-3-66 Use of Certain Streets Within the City by Traffic in Motorized Carts
- 3-3-67 Use of Certain Streets Within the City by Traffic in Motorized Scooters and Electric Scooters
- 3-3-68 Rules Applicable to the Operation of Motorized Carts
- 3-3-69 Registration Fees
- 3-3-70 Exemptions
- 3-3-71 Violations
- 3-3-72 Motorized Skateboards
- 3-3-73 Motorized Wheel Chairs
- 3-3-74 Electric Personal Assistive Mobility Devices

SKATEBOARDS, ROLLER SKATES AND INLINE SKATES

- 3-3-75 Purpose
- 3-3-76 Definitions
- 3-3-77 Operation Prohibited on Certain Streets and Sidewalks
- 3-3-78 Use on Sidewalks
- 3-3-79 Use on Streets
- 3-3-80 Scheduled Fine

PENALTIES AND PROCEDURE

- 3-3-81 Notice of Fine Placed on Illegally Parked Vehicle
- 3-3-82 Presumption in Reference to Illegal Parking
- 3-3-83 Local Parking Fines
- 3-3-84 Failure to Pay Parking Citations

3-3-1 SHORT TITLE. This chapter may be known and cited as the "Traffic Code".

3-3-2 DEFINITIONS. Where words and phrases used in this chapter are defined in Chapter 321 of the Code of Iowa, such definitions shall apply to this Ordinance.

1. "Park and parking" means the stopping or standing of a vehicle, except for the purpose of, and while actually engaged in, loading or unloading merchandise or passengers.

2. "Stand or standing" means the halting of a vehicle, whether occupied or not, except for the purpose of and while actually engaged in receiving or discharging passengers.

3. "Stop", when required means complete cessation of movement.

4. "Stop or stopping", when prohibited, means any halting of a vehicle, even momentarily, 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.

5. "Business districts" means: the territory contiguous to and including a highway when fifty percent or more of the frontage thereon for a distance of three hundred feet or more is occupied by buildings in use for business.

6. "Residential districts" means all areas of the City not included in business districts.
(Code of Iowa, Sec. 321.1)

3-3-3 TRAFFIC ACCIDENT REPORTS. The driver of a vehicle involved in an accident within the limits of this City shall file a report as and when required by the Iowa Department of Transportation. A copy of this report shall be filed with the Chief of Police. All such reports shall be for the confidential use of the police department and shall be subject to the provisions of Section 321.271 of the Code of Iowa.

The City shall maintain a suitable system of filing traffic accident reports.
(Code of Iowa, Sec. 321.266)

3-3-4 POLICE DEPARTMENT TO SUBMIT ANNUAL REPORTS. The Police Chief shall prepare annually a traffic report which shall be filed with the Mayor. Such report shall contain information on traffic matters in this City concerning the number of traffic accidents, the number of persons killed or injured, the number and nature of violations, and other pertinent traffic data including the plans and recommendations for future traffic safety activities.

ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS

3-3-5 AUTHORITY OF POLICE AND FIRE DEPARTMENT OFFICIALS. Provisions of this chapter and the Iowa law relating to motor vehicles and law of the road shall be enforced by the officers of the police department. The officers of the police department are hereby authorized to direct all traffic by voice, hand or signal in conformance with traffic laws. In the event of a fire or other emergency, officers of the police department may direct traffic as conditions require notwithstanding the provisions of the traffic laws. Officers of the fire department may direct or assist the police in directing traffic threat or in the immediate vicinity.

3-3-6 REQUIRED OBEDIENCE TO PROVISIONS OF THIS CHAPTER AND STATE LAW. Any person who willfully fails or refuses to comply with any lawful order of a peace officer or direction of a fire department officer during a fire, or who fails to abide by the applicable provisions of the following Iowa statutory laws relating to motor vehicles and the statutory law of the road is in

violation of this section. These sections of the Code of Iowa are adopted by reference and are as follows:

1. Section 321.20B Failure to prove security against liability
2. Section 321.32 Fail to carry registration card.
3. Section 321.37 Fail to display registration plate.
4. Section 321.38 Fail to maintain registration plate.
5. Section 321.41 Fail to give notice of address/name change.
6. Section 321.45 Failure to transfer title.
7. Section 321.98 Operation without registration.
8. Section 321.99 Fraudulent/improper use of registration.
9. Section 321.174 Fail to have valid license while operating vehicle.
10. Section 321.174A Operation of motor vehicles with expired license.
11. Section 321.180 Violation of instruction permit.
12. Section 321.180B Violation of graduated driver's license conditions.
13. Section 321.193 Violations of conditions of a restricted license.
14. Section 321.194 Violation of conditions of a minor's school license.
15. Section 321.216 Unlawful use of license and non-operator's identification card.
16. Section 321.216B Use of driver's license or non-operator's identification card by underage person to obtain alcohol.
17. Section 321.219 Permitting unauthorized minor to drive.
18. Section 321.220 Permitting unauthorized person to drive.
19. Section 321.229 Failure to comply with lawful order of peace officer.
20. Section 321.288 Failure to maintain control.
21. Section 321.234A All-terrain vehicles.
22. Section 321.235A Electric personal assistive mobility devices.
23. Section 321.236 Parking (Violation of a local ordinance)
24. Section 321.247 Unlawful golf cart operation
25. Section 321.275(1-7) Motorcycle and motorized bicycle violation.
26. Section 321.275(8) Failure to display safety flag.
27. Section 321.277 Reckless driving
28. Section 321.277A Careless Driving.
29. Section 321.278 Drag racing prohibited
30. Section 321.284 Open Container drivers 21 YOA and older.
31. Section 321.284A Open Containers passengers 21 YOA and older.
32. Section 321.288 Fail to maintain control.
33. Section 321.297 Driving on wrong side of two-way roadway.
34. Section 321.299 Passing on wrong side.
35. Section 321.302 Overtaking on the right.
36. Section 321.303 Unsafe passing.
37. Section 321.304 Prohibited passing.
38. Section 321.307 Following too closely.
39. Section 321.311 Turning from improper lane
40. Section 321.312 Turning on curve or crest of grade.
41. Section 321.313 Starting parked vehicle.
42. Section 321.314 Unsafe turn or failure to give signal.
43. Section 321.315 Signal continuous.
44. Section 321.316 Failure to signal stop or rapid deceleration.

45. Section 321.317 Signals by hand and arm or signal device.
46. Section 321.319 Fail to yield to vehicle on right.
47. Section 321.320 Fail to yield upon left turn.
48. Section 321.321 Entering through highways.
49. Section 321.322 Vehicles entering stop or yield intersection.
50. Section 321.323 Unsafe backing on highway.
51. Section 321.323A Approaching certain stationary vehicles.
52. Section 321.324 Fail to yield to emergency vehicle.
53. Section 321.329 Vehicle failing to yield to pedestrian.
54. Section 321.332 White canes restricted to blind persons.
55. Section 321.333 Failure to yield to blind person.
56. Section 321.340 Driving in or a through safety zone.
57. Section 321.341 Failure to properly stop at RR crossing.
58. Section 321.342 Failure to obey stop sign at RR crossing.
59. Section 321.343 Certain vehicles must stop.
60. Section 321.344 Heavy equipment at crossing.
61. Section 321.354 Stopping on traveled way.
62. Section 321.362 Parking without stopping engine or setting parking brake.
63. Section 321.363 Driving with obstructed view or control.
64. Section 321.364 Preventing contamination of food by hazardous material.
65. Section 321.365 Coasting upon downgrade prohibited.
66. Section 321.367 Fail to maintain distance from fire vehicles.
67. Section 321.368 Crossing unprotected fire hose.
68. Section 321.369 Depositing or throwing litter.
69. Section 321.370 Removing injurious material.
70. Section 321.372 Unlawful passing of a School bus.
71. Section 321.381 Driving or towing unsafe vehicle.
72. Section 321.382 Upgrade pulls; minimum speed.
73. Section 321.383 Failure to display reflective device on slow moving vehicle.
74. Section 321.384 Failure to use headlamps when required.
75. Section 321.385 Insufficient number of headlamps.
76. Section 321.386 Insufficient number of headlamps (motorized bicycles).
77. Section 321.387 Improper rear lamps.
78. Section 321.388 Improper registration place lamp.
79. Section 321.389 Improper rear reflector.
80. Section 321.390 Reflector requirements.
81. Section 321.392 Clearance and identification lights.
82. Section 321.393 Lighting devices color and mounting.
83. Section 321.394 No lamp or flag on rear-projecting load.
84. Section 321.395 Parking on certain roadway w/o parking lights.
85. Section 321.398 Improper light on other vehicles and equipment.
86. Section 321.402 Improper use of spot lamps.
87. Section 321.403 Improper use of auxiliary driving lights.
88. Section 321.404 Improper brake light.
89. Section 321.404A Use of light-restricting devices.
90. Section 321.409 Improperly adjusted headlamp
91. Section 321.415 Fail to Dim.
92. Section 321.422 Lights of improper color –front or rear

- 93. Section 321.436 Defective or unauthorized muffler system.
- 94. Section 321.438(1) Windshield/window obstructed vision
- 95. Section 321.438(2) Dark Windows /Windshields
- 96. Section 321.439 Defective Windshield wipers.
- 97. Section 321.440 Restrictions as to tire equipment.
- 98. Section 321.441 Metal tires prohibited.
- 99. Section 321.442 Metal Projections on wheels.
- 100. Section 321.444 Safety glass.
- 101. Section 321.445 Failure to wear or maintain safety belts.
- 102. Section 321.446 Failure to secure child <18 YOA.
- 103. Section 321.449 Operations by unqualified driver.
- 104. Section 321.450 Hazardous materials transportation.
- 105. Section 321.454 Width of vehicles.
- 106. Section 321.455 Projecting loads on passenger vehicles.
- 107. Section 321.456 Excessive height.
- 108. Section 321.457 Excessive length.
- 109. Section 321.458 Excessive projection from front of vehicle.
- 110. Section 321.460 Spilling on highways.
- 111. Section 321.461 Trailers and towed vehicles.
- 112. Section 321.462 Failure to use required towing equipment

TRAFFIC CONTROL DEVICES

3-3-7 AUTHORITY TO INSTALL TRAFFIC-CONTROL DEVICES. The Chief of Police shall cause to be placed and maintained traffic-control devices when and as required under this chapter or other Ordinances of this City to make effective their provisions, and may so cause to be placed and maintained such additional, emergency, or temporary traffic-control devices for the duration of an emergency or temporary condition as traffic conditions may require, to regulate traffic under the traffic Ordinances of this City or under State law or to guide or warn traffic.

The Chief of Police shall keep a record of all traffic-control devices maintained by the department.

All traffic-control devices shall comply with current standards established by the Manual of Uniform Traffic Control Devices for Streets and Highways at the time the control device is placed or erected.

(Code of Iowa, Sec. 321.255 and 321.256)

3-3-8 CHIEF OF POLICE TO DESIGNATE CROSSWALKS, ESTABLISH, AND MARK TRAFFIC LANES. The Chief of Police is hereby authorized:

1. To designate and maintain by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections where, due to traffic conditions, there is particular danger to pedestrians crossing the street or roadway, and at such other places as traffic conditions require.

2. To mark lanes for traffic on street pavements at such places as traffic conditions require, consistent with the traffic Code of this City. Where traffic lanes have been marked, it shall be unlawful for the operator of any vehicle to fail or refuse to keep such vehicle within the boundaries of

a lane except when lawfully passing another vehicle or preparatory to making a lawful turning movement.

3-3-9 PLAY STREETS. The Chief of Police, at the direction and approval of the City Council, has the authority to declare any street or part thereof a play street and to place appropriate signs or devices in the roadway indicating and helping to protect the same.

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

SPEED REGULATIONS

3-3-10 CHANGING STATE SPEED LIMITS IN CERTAIN ZONES. It is hereby determined upon the basis of an engineering and traffic investigation that the speed permitted by State law upon the following streets or portions thereof is greater or less than is necessary for the safe operation of vehicles thereon, and it is declared that the maximum speed limit upon these streets or portions thereof described shall be as follows:

1. Lower speed limit: A speed of forty-five (45) miles per hour shall be unlawful on any of the following designated streets or parts of streets thereof:

- a. U.S. Highway 18, eastbound, from Station 549+00 to Station 530+00;
- b. U.S. Highway 18, westbound, from Station 530+00 to Station 549+00.

2. Lower speed limit: A speed in excess of fifteen (15) miles per hour shall be unlawful on Ninth Avenue Southwest between Second Street S.W. and Seventh Street S.W. between the hours of 7:00 a.m. and 5:00 p.m. on days when public school is in session.

3. Lower speed limit: A speed in excess of twenty-five (25) miles per hour shall be unlawful on Main Street South between Third Street South and the south corporate limits of the City of Britt.

4. Lower speed limit: A speed in excess of twenty (20) miles per hour shall be unlawful on Main Street between Third Street South and U.S. Highway 18.

5. Lower speed limit: A speed in excess of twenty-five (25) miles per hour shall be unlawful on Main Street North between U.S. Highway 18 and the north corporate limits of the City of Britt.

6. Lower speed limit: A speed in excess of thirty-five (35) miles per hour shall be unlawful on Diagonal Street between Station 21+10 and the east corporate limits of the City of Britt.

7. Lower speed limit: A speed in excess of twenty (20) miles per hour shall be unlawful on Second Street Northwest between Main Avenue North and Seventh Avenue Northwest.

8. Lower speed limit: A speed in excess of twenty (20) miles per hour shall be unlawful on First Street Northwest between Third Avenue Northwest and Seventh Avenue Northwest.

TURNING MOVEMENTS

3-3-11 **TURNING MARKERS, BUTTONS AND SIGNS.** The Chief of Police, with Council approval, may cause markers, buttons, or signs to be placed within or adjacent to intersections, and thereby require and direct, as traffic conditions require, that a different course from that specified by the State law be traveled by vehicles turning at intersections, and when markers, buttons, or signs are so placed no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by the markers, buttons, or signs, including right-hand turns at intersections with automatic traffic signals.

3-3-12 **AUTHORITY TO PLACE RESTRICTED TURN SIGNS.** The City Council is authorized to determine those intersections, as traffic conditions require, at which the drivers of vehicles shall not make a right or left turn. The making of turns may be prohibited between certain hours of any day, in which event the same shall be plainly indicated on signs.

3-3-13 **OBEDIENCE TO NO-TURN SIGNS.** Whenever authorized signs are erected indicating that no right or left turn is permitted, no driver of a vehicle shall disobey the directions of any such signs.

3-3-14 **"U" TURNS.** It shall be unlawful for a driver to make a "U" turn except at an intersection. "U" turns shall not be allowed on Main Street.

ONE-WAY STREETS AND ALLEYS

3-3-15 **AUTHORITY TO DESIGNATE ONE-WAY STREETS AND ALLEYS.** Whenever any traffic Code of this City designates any one-way street or alley the Chief of Police, with Council approval, shall cause to be placed and maintained signs giving notice thereof and the regulation shall not be effective unless the signs are in place. Signs indicating the direction of traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited. It shall be unlawful for any person to operate any vehicle in violation of markings, signs, barriers or other devices placed in accordance with this section. The following is designated as a one-way street:

1. Traffic flow on Second Street Northeast between Second Avenue Northeast on the west and the crossover to Diagonal Street on the east shall be east bound only.

3-3-16 **AUTHORITY TO RESTRICT DIRECTION OF MOVEMENT ON STREETS DURING CERTAIN PERIODS.** The Chief of Police is authorized to determine and recommend to the Council certain streets, or specified 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, upon authority given by Ordinance, place and maintain appropriate markings, signs, barriers, or other devices to give notice thereof. The Chief of Police may erect signs temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the center line of the roadway.

It shall be unlawful for any person to operate any vehicle in violation of markings, signs, barriers, or other devices placed in accordance with this section.

SPECIAL STOPS REQUIRED

3-3-17 THROUGH HIGHWAYS. Streets or portions of streets described below are declared to be through highways:

U.S. Highway 18

(Code of Iowa, Sec. 321.345 and 321.350)

3-3-18 AUTHORITY TO ERECT STOP SIGNS. Whenever any Ordinance of this City designates and describes a through highway it shall be the duty of the Chief of Police to cause to be placed and maintained a stop sign on each and every street intersecting through highway except as modified in the case of intersecting through highways. The following locations shall be designated as stops at through highways:

1. Third Street Southeast from Main Avenue South to Seventh Avenue Southeast;
2. Third Street Southwest from Main Avenue South to Ninth Avenue Southwest;
3. Second Street Northwest from Main Avenue North to Ninth Avenue Northwest;
4. Second Street Northeast from Main Avenue North to Diagonal Street Northeast;
5. Second Street Northeast from Diagonal Street Northeast to Sixth Avenue Northeast;
6. Main Avenue from south corporate limits to north corporate limits.

3-3-19 DESIGNATED STOPS AT INTERSECTING THROUGH HIGHWAYS AND OTHER INTERSECTIONS. At the intersections of through highways and at intersections upon streets other than through highways, where, because of heavy cross-traffic or other traffic conditions, particular hazard exists, the Chief of Police is hereby authorized to determine whether vehicles shall stop or yield at one or more entrances to the intersection and shall present recommendations to the Council, and, upon approval of the Council, shall erect an appropriate sign at every place where a stop or yield is required. The following locations shall be designated locations for stops signs. Every driver of a vehicle shall stop in accordance with the following:

(Code of Iowa, Sec. 321.345)

1. First Avenue Northeast. Vehicles traveling on First Avenue Northeast shall stop at First Street Northeast.
2. First Street Northeast. Vehicles traveling west on First Street Northeast shall stop at Seventh Avenue Northeast.
3. Fourth Avenue Northeast. Vehicles traveling on Fourth Avenue Northeast shall stop at Diagonal Street Northeast.
4. Sixth Avenue Northeast. Vehicles traveling north on Sixth Avenue Northeast shall stop at Diagonal Street Northeast.

5. Center Street East. Vehicles traveling east on Center Street East shall stop at Seventh Avenue.
6. First Street Southeast. Vehicles traveling on First Street Southeast shall stop at Seventh Avenue Southeast.
7. Second Street Southeast. Vehicles traveling east on Second Street Southeast shall stop at Seventh Avenue Southeast.
8. Third Street Southeast. Vehicles traveling east on Third Street Southeast shall stop at Seventh Avenue Southeast.
9. Fourth Street Southeast. Vehicles traveling east on Fourth Street Southeast shall stop at Seventh Avenue Southeast.
10. Fifth Street Southeast. Vehicles traveling east on Fifth Street Southeast shall stop at Seventh Avenue Southeast.
11. Sixth Street Southeast. Vehicles traveling east on Sixth Street Southeast shall stop at Seventh Avenue Southeast.
12. Seventh Street Southeast. Vehicles traveling east on Seventh Street Southeast shall stop at Seventh Avenue Southeast.
13. First Avenue West. Vehicles traveling on First Avenue West shall stop at Center Street West.
14. First Avenue Southwest. Vehicles traveling on First Avenue Southwest shall stop at Seventh Street Southwest.
15. Ninth Avenue Northwest. Vehicles traveling north on Ninth Avenue Northwest shall stop at Second Street Northwest.
16. First Avenue Southwest. Vehicles traveling on First Avenue Southwest shall stop at Fifth Street Southwest.
17. First Street Northwest. Vehicles traveling west on First Street Northwest shall stop at Ninth Avenue Northwest.
18. Center Street West. Vehicles traveling west on Center Street West shall stop at Ninth Avenue West.
19. First Street Southwest. Vehicles traveling west on First Street Southwest shall stop at Ninth Avenue Southwest.
20. Second Street Southwest. Vehicles traveling west on Second Street Southwest shall stop at Ninth Avenue Southwest.
21. Third Street Southwest. Vehicles traveling west on Third Street Southwest shall stop at Ninth Avenue Southwest.

22. Fifth Street Southwest. Vehicles traveling west on Fifth Street Southwest shall stop at Ninth Avenue Southwest.

23. Seventh Street Southwest. Vehicles traveling west on Seventh Street Southwest shall stop at Ninth Avenue Southwest.

24. Main Avenue South. Vehicles traveling north on Main Avenue South shall stop at Sixth Street Southeast.

25. First Avenue Southwest. Vehicles traveling north and south on First Avenue Southwest shall stop at fifth Street Southwest.

26. Second Street Southwest. Vehicles traveling east and west on Second Street Southwest shall stop at First Avenue Southwest.

27. Ninth Avenue Southwest. (a) Vehicles traveling south on Ninth Avenue Southwest shall stop at Third Street Southwest, (b) vehicles travelling north on Ninth Avenue Southwest shall stop at Fifth Street Southwest, and (c) vehicles travelling north on Ninth Avenue Southwest shall stop at Third Street Southwest.

28. Ninth Street Northwest. Vehicles travelling East on Ninth Street Northwest shall stop at Second Place Northwest, and vehicles travelling west on Ninth Street Northwest shall stop at Second Place Northwest.

29. Second Place Northwest. Vehicles travelling south on Second Place Northwest shall stop at Ninth Street Northwest.

3-3-20 STOP WHEN TRAFFIC IS OBSTRUCTED. Notwithstanding any traffic-control signal indication to proceed, no driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle.

3-3-21 SCHOOL STOPS. When a vehicle approaches an authorized school stop, the driver shall bring the vehicle to a full stop at a point ten feet from the approach side of the crosswalk marked by an authorized school stop sign, and thereafter proceed in a careful and prudent manner until the driver shall have passed such school site. The following are designated as school stops:

1. Main Avenue at Second Street Northwest/Northeast.
2. Main Avenue South at Center Street.
3. Main Avenue South at First Street South.
4. Ninth Avenue Southwest between Fourth Street Southwest and Fifth Street Southwest.
5. Center Street East at Second Avenue.
6. Center Street East at Third Avenue.

7. First Street at Second Avenue Southeast.

8. First Street at Third Avenue Southeast.

3-3-22 FOUR-WAY STOP INTERSECTIONS. Every driver of a vehicle shall stop before entering the following designated four-way stop intersections:

(Code of Iowa, Sec.321.345)

1. The intersection of Seventh Street Southwest with Fifth Avenue Southwest.

2. The intersection of Main Avenue with Center Street.

3. The intersection of Center Street East with Second Avenue East.

4. The intersection of Center Street East with Third Avenue East.

5. The intersection of First Street Southeast with Second Avenue Southeast.

6. The intersection of First Street Southeast with Third Avenue Southeast.

3-3-23 SPECIAL YIELD REQUIRED. Every driver of a vehicle shall yield in accordance with the following:

(Code of Iowa, Sec. 321.345)

1. Third Avenue Southwest. Vehicles traveling on Third Avenue Southwest shall yield at Fourth Street Southwest.

2. Third Avenue Southwest. Vehicles traveling on Third Avenue Southwest shall yield at Fifth Street Southwest.

3. First Avenue Northwest. Vehicles traveling south on First Avenue Northwest shall yield at First Street Northwest.

4. Second Avenue Southeast. Vehicles traveling on Second Avenue Southeast shall yield at Fourth Street Southeast.

5. Eighth Avenue Southwest. Vehicles traveling south on Eighth Avenue Southwest shall yield at Fifth Street Southwest.

6. Third Avenue Southeast. Vehicles traveling north on Third Avenue Southeast shall yield at Sixth Street Southeast.

7. Second Avenue Southwest. Vehicles traveling north on Second Avenue Southwest shall yield at Seventh Street Southwest.

PEDESTRIANS' RIGHTS AND DUTIES

3-3-24 PROHIBITED CROSSING. Pedestrians crossing a street in the business district shall cross in the crosswalks only.

(Code of Iowa, Sec. 321.327)

3-3-25 PEDESTRIANS ON LEFT. Where sidewalks are provided it shall be unlawful for any pedestrian to walk along and upon an adjacent roadway. Where sidewalks are not provided pedestrians at all times when walking on or along a roadway, shall walk on the left side of the roadway.

(Code of Iowa, Sec. 321.326)

METHOD OF PARKING

3-3-26 STANDING OR PARKING CLOSE TO CURB. No person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the right-hand wheels of the vehicle within eighteen inches of the curb or edge of the roadway except as provided in the case of angle parking and vehicles parked on the left-hand side of one-way streets.

(Code of Iowa, Sec. 321.361)

3-3-27 SIGNS OR MARKINGS INDICATING ANGLE PARKING. The Chief of Police, as traffic conditions require, shall determine upon what streets angle parking shall be permitted and shall mark or sign the streets or portions thereof indicating the method of angle parking. The determination shall be subject to approval by Council resolution. Angle or diagonal parking shall be permitted only in the following locations:

Main Street, on both sides from Second Street north to Second Street South.

(Code of Iowa, Sec. 321.361)

3-3-28 OBEDIENCE TO ANGLE PARKING SIGNS OR MARKINGS. Upon those streets or portions of streets that have been signed or marked for angle parking, no person shall park or stand a vehicle other than at an angle to the curb or edge of the roadway or in the center of the roadway as indicated by the signs and markings.

STOPPING, STANDING, OR PARKING PROHIBITED IN SPECIFIED PLACES

3-3-29 STOPPING, STANDING, OR PARKING PROHIBITED IN SPECIFIED PLACES. No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device, in any of the following places:

(Code of Iowa, Sec. 321.358)

1. On a sidewalk.
2. In front of a public or private driveway.
3. Within an intersection.

4. Within five (5) feet of either side of the point on the curb nearest to a fire hydrant.
5. On a crosswalk.
6. Within ten (10) feet upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of the roadway.
7. Within fifty (50) feet of the nearest rail of a railroad crossing, except when parked parallel with such rail and not exhibiting a red light.
8. 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 said entrance when properly signposted.
9. Alongside or opposite any street excavation or obstruction when such stopping, standing, or parking would obstruct traffic.
10. On the roadway side of any vehicle stopped or parked at the edge or curb of street.
11. Opposite the entrance to a garage or driveway in such a manner or under such conditions as to leave available less than twenty (20) feet of the width of the roadway for the free movement of vehicular traffic.
12. Upon any street or in any alley in any part of the City in such a manner or under such conditions as to leave available less than ten (10) feet of the width of the roadway of such street or alley for the free movement of vehicular traffic, except when necessary in obedience to traffic regulations or traffic signs, or signals of a police officer, or engaged in the actual pick-up or delivery of goods or services.
13. At any place where official signs or curb markings prohibit stopping, standing or parking.
14. Within ten (10) feet of the crosswalk at all intersections within the City.
15. In an alley under any fire escape at any time.
16. Within 20 feet of the driveway entrance to the West Hancock Ambulance Service.

3-3-30 AUTHORITY TO PAINT CURBS AND ERECT SIGNS PROHIBITING STANDING OR PARKING. When, because of restricted visibility or when standing or parked vehicles constitute a hazard to moving traffic, or when other traffic conditions require, the Chief of Police, with Council approval may cause curbs to be painted with a yellow or orange color and erect "no parking" or "standing" signs. It shall be unlawful for the operator of any vehicle to stand or park a vehicle in an area so painted or sign-posted. It shall be unlawful for any person, other than after having first secured the permission of the Chief of Police, and the approval of the City Council, to paint any curbing, sidewalk or street with yellow or orange colored paint or to erect "no parking" signs. The following areas are designated as no parking zones:

1. First Street Northwest on the north side from Fourth Avenue Northwest to Sixth Avenue Northwest.

2. Center Street East on the south side from Second Avenue Southeast to Third Avenue Southeast.
3. Third Avenue Southeast on the west side from Center Street East to First Street Southeast.
4. First Street Southeast on the north side from Second Avenue Southeast east to the alley.
5. Fourth Street Southwest on the north side from Eighth Avenue Southwest east 463.5 feet.
6. Fifth Street Southwest on the north side from Eighth Avenue Southwest east 463.5 feet.
7. Fifth Street Southwest on the north side from Ninth Avenue Southwest east 75 feet.
8. Ninth Avenue Southwest on the east side from Fifth Street Southwest south 75 feet.
(Code of Iowa, Sec. 321.358(10))

3-3-31 **AUTHORITY TO IMPOUND VEHICLES.** Members of the police department are authorized to remove, or cause to be removed, a vehicle from a street, public alley, or highway to the nearest garage or other place of safety, or to a garage designated or maintained by the police department, or otherwise maintained by the City, under the following circumstances:

1. When a vehicle is upon a roadway and is so disabled as to constitute an obstruction to traffic and the person or persons in charge of the vehicle are by reason of physical injury incapacitated to such an extent as to be unable to provide for its custody or removal.
2. When any vehicle is left unattended upon a street and constitutes a definite hazard or obstruction to the normal movement of traffic.
3. When any vehicle is left parked upon a street for a continuous period of forty-eight hours or more. A diligent effort shall first be made to locate the owner. If the owner is found, the owner shall be given the opportunity to remove the vehicle.
4. When any vehicle is left parked in violation of a ban on parking during a snow emergency as proclaimed by the Mayor.

In addition to the penalties hereinafter provided, the owner or driver of any vehicle impounded for violation of any of the provisions of this chapter shall be required to pay the reasonable cost of towing charges and storage.

STOPPING, STANDING OR PARKING

3-3-32 **PARKING SIGNS REQUIRED.** Whenever by this or any other chapter of this City Code any parking time limit is imposed or parking is prohibited on designated streets or portions of streets it shall be the duty of the Police Chief to erect appropriate signs giving notice thereof and the regulations shall not be effective unless signs are erected and in place at the time of any alleged offense. When signs are erected giving notice thereof, no person shall disobey the restrictions stated on such signs.

(Code of Iowa, Sec. 321.236)

3-3-33 **PARKING DURING SNOW EMERGENCY.** No person shall park, abandon, or leave unattended any vehicle on any public street, alley, or City-owned off-street parking area during the time the snow or ice begins to accumulate through the duration of the snow or ice storm unless the snow or ice has been removed or plowed from said street, alley, or parking area and the snow or ice has ceased to fall.

The ban shall be enforced whenever the parking of a vehicle interferes with the removal of snow or ice. If the owner of a vehicle in violation of this ban fails to promptly remove such vehicle, the vehicle will receive a citation and a towing service will be contacted for the purpose of removing said vehicle at the owner's expense.

(Code of Iowa, Sec. 321.236)

3-3-34 **HANDICAPPED PARKING.** Parking for the use of the physically handicapped is provided as follows:

1. **Off-street Spaces: Buildings and Facilities.** All public and private buildings and facilities, temporary and permanent, used by the general public, which are not residences and which provide ten (10) or more parking spaces, shall set aside handicapped parking spaces in accordance with the following:

Total Parking Space in Lot	Required Minimum Number of Handicapped Parking Spaces
10 to 25	1
26 to 50	2
51 to 75	3
76 to 100	4
101 to 150	5
151 to 200	6
201 to 300	7
301 to 400	8
401 to 500	9
501 to 1000	*
1001 and over	**

* Two Percent (2%) of Total

** 20 Spaces plus 1 for Each 100 over 1000

3-3-35 **ALL-NIGHT PARKING PROHIBITED.** No person, except physicians or other persons on emergency calls, shall park a vehicle on both sides Main Avenue from Third Street North to Second Street South, or any street marked to prohibit all night parking and giving notice thereof, for a period of time longer than thirty minutes between the hours of 2 a.m. and 5 a.m. of any day.

3-3-36 **TRUCK PARKING LIMITED.** No person shall park a motor truck, semi-trailer, or other motor vehicle with trailer attached in violation of the following regulations. The provisions of this section shall not apply to pick-up, light delivery or panel delivery trucks.

(Code of Iowa, Sec. 321.236(1))

1. **Business District.** Excepting only when such vehicles are actually engaged in the delivery or

receiving of merchandise or cargo within the prohibited area, no person shall park or leave unattended such vehicle, on any of the following designated streets. When actually receiving or delivering merchandise or cargo such vehicle shall be stopped or parked in a manner which will not interfere with other traffic.

a. Main Avenue on both sides from Seventh Street Southeast/Southwest to Second Street Northeast/Northwest.

b. Second Street Northwest on both sides from Main Avenue to Eighth Avenue.

2. Parking Limited. No such vehicle shall be left unattended or parked upon any street or alley for a period of time longer than 24 hours.

3. Noise. No such vehicle shall be left standing or parked in any residential neighborhood with the engine, auxiliary engine, air compressor, refrigerating equipment or other device in operation giving off audible sounds.

MISCELLANEOUS DRIVING RULES

3-3-37 VEHICLES NOT TO BE DRIVEN ON SIDEWALKS. The driver of a vehicle shall not drive upon or within any sidewalk area, except for the intended purpose of crossing said sidewalk to access a bona fide driveway, garage, designated parking area, or any other area that is so designed and intended for vehicles to operate or be parked.

3-3-38 CLINGING TO VEHICLES. No person shall drive a motor vehicle on the streets of this City unless all passengers of the vehicle are inside the vehicle in the place intended for their accommodation. No person shall ride on the running board of a motor vehicle or in any other place not customarily used for carrying passengers. No person riding upon any bicycle, coaster, roller skates, sled or toy vehicle shall attach the same or himself or herself to any vehicle upon a roadway.

3-3-39 PARKING FOR CERTAIN PURPOSES PROHIBITED. No person shall park a vehicle upon the roadway for the principal purpose of:

1. Displaying such vehicle for sale.

2. Displaying advertising.

3. Selling merchandise from the vehicle except in a duly established market place or when so authorized or licensed under the Ordinances of this City.

4. Storage or as junk or dead storage for more than forty-eight hours.

3-3-40 DRIVING THROUGH FUNERAL OR OTHER PROCESSION. No driver of any vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when the vehicles are conspicuously designated as required in this chapter. This provision shall not apply at intersections where traffic is controlled by traffic-control signals or police officers.

3-3-41 DRIVERS IN A PROCESSION. Each driver in a funeral or other procession shall drive as near to the right-hand edge of the roadway as practical and shall follow the vehicle ahead as closely as is practical and safe.

3-3-42 FUNERAL PROCESSIONS TO BE IDENTIFIED. A funeral procession composed of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant or other identifying insignia or by such other method as may be determined and designated by the police department.

3-3-43 LOAD RESTRICTIONS UPON VEHICLES USING CERTAIN STREETS. When signs are erected giving notice thereof, no person shall operate any vehicle with a gross weight in excess of the amounts specified on the signs at any time.

3-3-44 TRUCK ROUTE. Truck route regulations are established as follows:

1. Truck Route Designated. Every motor vehicle weighing ten (10) tons or more, when loaded or empty, having no fixed terminal within the City or making no scheduled or definite stops within the City for the purpose of loading or unloading shall travel over or upon the following streets within the City and none other:

- a. North and South Main Street.
- b. 2nd Street NW.
- c. 2nd Street NW to Diagonal Street NE.
- d. 5th Street NW.
- e. 5th Street SE.
- f. 7th Ave. SE to 3rd Street SE to Main Ave.
- g. 9th Ave. SW.
- h. 7th Ave. SE to 6th Street SE.
- i. Diagonal Street.

2. Deliveries of Truck Route. Any motor vehicle weighing ten (10) tons or more, when loaded or empty, having a fixed terminal, making a scheduled or definite stop within the City for the purpose of loading or unloading shall proceed over or upon the designated routes set out in this section to the nearest point of its scheduled or definite stop and shall proceed thereto, load or unload and return by the most direct route to its point of departure from said designated route.

3. Employer's responsibility. The owner, or any other person, employing or otherwise directing the driver of any vehicle shall not require or knowingly permit the operation of such vehicle upon a street in any manner contrary to this section.

4. Exemptions. The following vehicles or operations are exempt from the established truck routes:

a. The operation of such vehicle is for a commercial purpose of pickup or delivery of goods or merchandise within the City limits for other than personal use of the operator or passenger in the vehicle.

b. The purpose of vehicle operation is for refueling or obtaining repair service upon the vehicle which is being operated or towed. Making a short stop to secure goods within the city.

c. The operation is for the purpose of parking or placing such vehicles, machinery or equipment upon private property, if such vehicles, machinery or equipment is permitted to be parked or placed upon such private property and the permission of the owner or possessor of such property has been previously secured.

d. The restrictions created in this ordinance shall not apply to emergency vehicles, including but not limited to ambulances or vehicles of the Britt Fire Department, school bus, solid waste collection vehicles, utility vehicles or public works trucks and equipment owned by the City of Britt or Hancock County.

5. Fine. The operator of a motor vehicle weighing ten (10) tons or more, when loaded or empty, that is off the designated truck route shall be fined according to the following schedule:

a. 1st Offense - Warning

b. 2nd Offense - \$100.00

c. 3rd Offense - \$250.00

d. 4th Offense - \$450.00

3-3-45 TEMPORARY EMBARGO. If the Council declares an embargo when it appears by reason of deterioration, rain, snow or other climatic conditions that certain streets will be seriously damaged or destroyed by vehicles weighing in excess of an amount specified by the signs, no such vehicles shall be operated on streets so designated by such signs.

(Code of Iowa, Sec. 321.471 & 472)

3-3-46 PERMITS FOR EXCESS SIZE AND WEIGHT . The Police Chief may, upon application in writing and good cause being shown therefor, issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight or load exceeding the maximum specified by State law or City ordinance over those streets named in the permit which are under the jurisdiction of the City and for which the City is responsible for maintenance.

(Code of Iowa, Sec. 321.473 & 321E.1)

3-3-47 ENGINE AND COMPRESSION BRAKES.

1. It shall be unlawful for the driver of any vehicle to use or operate or cause to be used or operated within the City, any engine brake, compression brake or mechanical exhaust device designed to aid in the braking or deceleration of any vehicle that results in excessive, loud, unusual or explosive

noise from such vehicle.

2. The usage of an engine brake, compression brake or mechanical exhaust device designed to aid in braking or deceleration in such a manner so as to be audible at a distance of three hundred feet (300') from the motor vehicle shall constitute evidence of a prima facie violation of this section.

BICYCLE REGULATIONS

3-3-48 **TRAFFIC CODE APPLIES TO PERSONS RIDING BICYCLES.** Every person riding a bicycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to drivers of vehicles by the laws of this State regarding rules of the road applicable to vehicles or by the traffic Ordinances of this City applicable to drivers of vehicles, except as to those provisions which by their nature can have no application. Whenever a person dismounts from a bicycle such person shall be subject to all regulations applicable to pedestrians.

3-3-49 **RIDING ON BICYCLES.** A person propelling a bicycle shall not ride other than astride a permanent and regular seat, or in any other manner except for which the bicycle was designed.

No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.

3-3-50 **RIDING ON ROADWAYS AND BICYCLE PATHS.** Every person operating a bicycle upon a roadway shall ride as near to the right-hand side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

Persons riding bicycles upon a roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway.

3-3-51 **SPEED.** No person shall operate a bicycle at a speed greater than is reasonable and prudent under existing conditions.

3-3-52 **EMERGING FROM ALLEY OR DRIVEWAY.** The operators of a bicycle emerging from an alley, driveway, or building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right of way to all pedestrians approaching on the sidewalk or sidewalk area, and upon entering the roadway shall yield the right of way to all vehicles approaching on said roadway.

3-3-53 **CARRYING ARTICLES.** No person operating a bicycle shall carry any package, bundle, or article which prevents the rider from keeping at least one hand upon the handle bars.

3-3-54 **PARKING.** Bicycles shall be parked upon the roadway of a street against the curb, or upon the sidewalk in a rack to support bicycles, or against a building, or at the curb, in such a manner as to afford the least obstruction to pedestrian traffic.

3-3-55 RIDING ON SIDEWALKS. No person shall ride a bicycle on a sidewalk within a business district.

When signs are erected on a sidewalk or roadway prohibiting the riding of bicycles on the sidewalk or roadway, no person shall disobey such signs.

Whenever a person is riding a bicycle upon a sidewalk, the person shall yield the right of way to any pedestrian and shall give a timely audible signal before overtaking and passing a pedestrian.

3-3-56 LAMPS AND OTHER EQUIPMENT ON BICYCLES. Every bicycle when in use at nighttime shall be equipped with a lamp on the front that emits a white light visible from a distance of at least 500 feet to the front and with a red reflector on the rear of a type that is visible from all distances from 50 feet to 300 feet to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector.

Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheel skid on dry, level, clean pavement.

SNOWMOBILES AND ALL-TERRAIN VEHICLES

3-3-57 SNOWMOBILE AND ALL-TERRAIN VEHICLE DEFINITIONS.

1. "Snowmobile" means a self-propelled vehicle designed for travel on snow or ice in a natural terrain steered by wheels, skis or runners.

2. "All-terrain vehicle" means a motorized flotation-tire vehicle with not less than three low pressure tires, but not more than six low pressure tires, or a two-wheeled off-road motorcycle, that is limited in engine displacement to less than eight hundred cubic centimeters and in total dry weight to less than seven hundred fifty pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control.

3. "Operate" means to control the operation of a snowmobile or all-terrain vehicle.

4. "Operator" means a person who operates or is in actual control of a snowmobile or all-terrain vehicle.

3-3-58 PERMITTED AREAS OF OPERATION. Snowmobiles and all-terrain vehicles will be allowed to operate in the City as follows:

On public streets, except that snowmobiles and all-terrain vehicles must travel from a beginning point to a terminal point in the City limits, or proceed directly to a destination outside of the City limits, or when returning to the City, proceed directly to the operator's home.

The route established herein shall be the only permitted snowmobile and all-terrain vehicle route and the snowmobiles and all-terrain vehicles shall be operated within the roadways of said public streets and shall also be subject to the following regulations.

3-3-59 REGULATIONS. It shall be unlawful for any person to operate a snowmobile or all-terrain vehicle under the following circumstances:

1. On private property of another without the express permission to do so by the owner or occupant of said property.

2. On public school grounds, park property, playgrounds, recreational areas and golf courses without express permission to do so by the proper public authority.

3. In a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons.

4. In a careless, reckless or negligent manner so as to endanger the safety of any person or property of any other person.

5. Without having such snowmobile or all-terrain vehicle registered as provided for by Iowa Statute except that this provision shall not apply to the operation of a snowmobile on the private property of the owner by the owner or a member of his immediate family.

6. Within the right-of-way of any public street or alley within the City unless the operator shall have a valid driver's license; or an instruction permit and accompanied by a qualified licensed driver as required by the Iowa Code.

7. No person shall operate a snowmobile or all-terrain vehicle in the City from eleven (11:00) p.m. to seven o'clock (7:00) a.m., except for the purpose of loading and unloading a snowmobile or all-terrain vehicle from another vehicle or trailer, or returning from a destination outside the city limits, in which case the operator must proceed directly to a destination and cease motor operation.

3-3-60 EQUIPMENT REQUIRED. All snowmobiles and or all-terrain vehicles operated within the City shall have the following equipment:

1. Mufflers which are properly attached and which reduce the noise of operation of the vehicle to the minimum noise necessary for operating the vehicle and no person shall use a muffler cut-out, bypass or similar device on said vehicle.

2. Adequate brakes in good operating condition and at least one headlight and one taillight in good operating condition.

3. A safety or so-called "dead-man" throttle in operating condition; a safety or "dead-man" throttle is defined as a device which when pressure is removed from the accelerator or throttle causes the motor to be disengaged from the driving track.

3-3-61 UNATTENDED VEHICLES. It is unlawful for the owner or operator to leave or allow a snowmobile or all-terrain vehicle to be or remain unattended on public property while the motor is running or the key left in the ignition.

3-3-62 RESTRICTION OF OPERATION. The City Council may, by resolution, prohibit the operation of snowmobiles and, or, all-terrain vehicles within the right-of-way of the public roads, streets or alley or other City property within the City when the public safety and welfare so requires.

3-3-63 TRAFFIC REGULATION. Each person operating a snowmobile or all-terrain vehicle shall strictly observe all traffic signs, speed regulations, and signals and all other traffic rules and regulations applicable thereto, the same as any other motor vehicle, and shall obey the orders and directions of any police officer of the City authorized to direct or regulate traffic.

GOLF CARTS AND OTHER MOTORIZED TOYS OR EQUIPMENT

3-3-64 PURPOSE. After careful study of the matter, and the receipt of reports from various city departments, City Council has found that there is a need to regulate, within the limits provided by State Law, certain small vehicular traffic within the City and the operation of motorized carts, motorized scooters, electric scooters and low speed vehicles.

3-3-65 DEFINITIONS. When used in this Ordinance, the following terms shall have the following meanings:

1. "Electric Scooter": Means an electrically driven scooter with two (2) or more wheels and designed so that the rider or operator stands, sits, or kneels on the vehicle while the same is in motion, and having a top attainable speed of less than twenty-five (25 mph) miles per hour. Examples of this would be Segway, Razor

2. "Motorized Scooter": Means a motor driven scooter equipped with two (2) or more wheels and designed so that the rider or operator stands, or sits, or kneels on the vehicle while the same is in motion, and having a top attainable speed of less than twenty-five (25 mph) miles per hour. Any Motorized Scooter capable of being licensed in the state of Iowa may operate within that license.

3. "Low Speed Vehicle/Utility Vehicle": Means any four to six wheeled vehicle whose top speed is greater than twenty (20 mph) miles per hour. Examples of this would be a Kubota RTV, JD Gator, Bobcat Toolcat, Kawasaki Mule, Polaris Brutus, EZ Go Terrain/2Five and Suzuki Kei/Carry or other like vehicles from other manufacturers.

4. "Motorized cart": Means every motor vehicle having no less than three wheels and an unladen weight of 1300 pounds or less which cannot operate at more than twenty-five (25 mph) miles per hour. Examples being a cart regularly used on a golf course to transport people and golf clubs like EZ Go, Yamaha, Club Car etc.

5. "Operate": Means to control the operation of the vehicle.

6. "Operator": Means a person who operates or is in actual control of a vehicle.

7. "Street": Means the entire width between boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

3-3-66 USE OF CERTAIN STREETS WITHIN THE CITY BY TRAFFIC IN MOTORIZED CARTS.

1. No motorized cart may be operated:

a. On or within one hundred feet (100') of any portion of U.S Highway 18, except that such motorized cart may be operated within designated and properly marked crossings at a right angle to the highway.

b. Any street where the posted speed limit is greater than thirty-five (35) miles per hour.

c. Any portion of Main Avenue south of Second Street North, except a motorized cart may cross Main Avenue at a right angle on any cross street.

2. Low Speed Vehicles/Utility Vehicles may operate on any street within the city limits of the City of Britt so long as the operator thereof meets the criteria required for an Iowa Driver's License, strictly observes all traffic signs, speed regulations and signals and all other traffic rules and regulations the same as any other motor vehicle and obeys the orders and directions of any police officer of the City authorized to direct or regulate traffic. Low speed vehicles/Utility Vehicles may be operated at all times provided that they have working approved lighting including not less than 2 headlamps, 2 tail lamps with brake lamps, left and right turn signals both front and rear. The lighting must be approved by the police department upon the registration process and the registration form must indicate "approved for night use." Low Speed Vehicle/Utility Vehicles meeting the above mentioned criteria will be allowed to operate at all times of the year and on all streets within Britt, Iowa.

3-3-67 USE OF CERTAIN STREETS WITHIN THE CITY BY TRAFFIC IN MOTORIZED SCOOTERS AND ELECTRIC SCOOTERS. From and after the effective date hereof, Council may from time to time designate certain streets or portions of streets within the City for use by persons operating motorized scooters or electric scooters provided that each of said streets or section of streets, shall meet at least the following minimum criteria:

1. The official speed limit established for said street or portion of streets shall be no more than 35 mph.

2. The street or portion of streets must, in the opinion of Council, have sufficient capacity, lighting and right-of-way to safely accommodate all such traffic, including ordinary motor vehicle traffic as well as pedestrians.

3. May not be operated on Main Avenue except to cross over at any intersection.

3-3-68 RULES APPLICABLE TO THE OPERATION OF MOTORIZED CARTS. From and after the effective date hereof, no person shall operate any motorized cart upon any public street designated for such use unless such person shall fully comply with and operate such vehicle in accordance with the following rules:

1. No person shall drive or otherwise operate any motorized cart unless that person shall have in his or her possession at all times a valid Class C (Operator) or Class D (Chauffer) Iowa driver's license, or equivalent.

2. No person shall drive or otherwise operate any motorized cart, except during daylight hours, or such more restrictive hours as may be prescribed by City Council for each street or portion of streets over which the operation of such vehicles is permitted. No person shall drive or otherwise operate any motorized cart except from the beginning of daylight savings time in the spring through the end of daylight savings time in the fall of each calendar year.

3. No person shall drive or otherwise operate any motorized cart except in complete compliance with the Uniform Rules of the Road and all other applicable traffic laws relating to the operation of motor vehicles and pedestrian traffic.

4. No person shall drive or otherwise operate any motorized cart in any manner except a safe and courteous manner, having due regard for the conditions of the street, weather conditions and the safety of others.

5. Motorized carts without lights shall be equipped with a slow moving vehicle sign and a bicycle safety flag. Motorized carts operated on city streets shall be equipped with adequate brakes and shall meet any other safety requirements imposed by the governing body.

6. No more than three people may ride in the front seat of a motorized cart and no more than three people may ride in the back seat of a motorized cart, if such seat exists. While in operation, every rider must be seated on the seat and no part of the body of any rider will extend beyond the sides of the cart.

7. No person shall drive or otherwise operate any motorized cart unless such person has attained his/her sixteenth birthday.

3-3-69 REGISTRATION FEES. Every owner of a motorized cart or low speed vehicle shall be required, prior to the operation of any such motorized cart or low speed vehicle on any street, to register the same at the Police Department and obtain a registration decal which shall at all times be conspicuously displayed upon such cart or vehicle, and remain thereon until such time as such cart or vehicle shall be sold or destroyed, or such license shall be revoked under the terms of this Ordinance. Each such registration and decal shall last for a period of one (1) year and shall be renewable on an annual basis. Every registration decal or renewal thereof shall expire on December 31st of each ensuing year.

Registration fees and renewal fees shall be \$25.00 for each such vehicle, or such other amount as Council may from time to time in their discretion set.

3-3-70 EXEMPTIONS. The provisions of this Ordinance shall not apply to:

1. Public Safety Officials while in performance of their official duties.
2. The use of such vehicles in a safe and reasonable manner in a parade which has been approved by City Officials.
3. Such vehicles while being operated on private property, except that the provisions of Section 3-3-61 of this ordinance shall apply to the operation of all such vehicles in the City, regardless of location or ownership of property.

3-3-71 VIOLATIONS.

Any person who violates any provision of this ordinance shall be guilty of an ordinance violation of the City of Britt, Iowa, and shall be subject to the jurisdiction of the Iowa District Court as by law provided, except notwithstanding, any other provision contained herein to the contrary, any person violating any provision of the ordinance may, in the discretion of law enforcement and prosecutorial officials, be charged with a State Law violation. Violations of the ordinance may be punished by a fine, as by law provided, and/or revocation of the registration decal authorized by the provisions of this ordinance.

Fines and Penalties:

1. A violation of Section 3-3-67a(1) shall be punished by a fine of \$50.
2. Failure to register a motorized cart or low speed vehicle in accordance with Section 3-3-67d shall be punished by a fine of \$30.00. A failure to register shall include operating a motorized cart or low speed vehicle on an expired registration.
3. Any person who violates any other provision of this ordinance shall be guilty of an ordinance violation of the City of Britt, Iowa, shall be punished by a fine of \$50.00, revocation of the registration decal authorized by the provisions of this ordinance for the current and next succeeding calendar year.

3-3-72 MOTORIZED SKATEBOARDS:

1. Obedience to Traffic Laws:

a. Except as to those provisions of law which by their nature can have no application, any person operating a motorized skateboard on a roadway or on any shoulder adjoining a roadway shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle by both:

- (1) The laws of this State declaring rules of the street applicable to motor vehicles; and
- (2) The traffic laws of the City applicable to the driver of a motor vehicle.

b. This Section shall not be construed to require the licensing or registration of motorized skateboards; the licensing of motorized skateboard operators or the carrying of insurance covering accidents involving motorized skateboards.

2. Responsibilities of Parents, Guardians, and Custodians:

a. The parent, guardian, or legal custodian of any minor or ward shall not authorize or knowingly permit such minor or ward to violate any of the provisions of this Article.

b. No minor shall operate a motorized skateboard on any City right-of-way, including streets, roadways, and alleyways, unless the minor possesses at all times while operating the motorized skateboard a written consent of the minor's parent or legal guardian. The written consent shall be signed by the parent or legal guardian, whose signature shall be notarized, and shall contain the following:

- (1) The name and date of birth of the minor.
- (2) The residence address of the minor and parent/guardian.
- (3) The residence and work telephone number of the parent/guardian.
- (4) The following statement:

I am the parent/guardian of the minor named herein and hereby authorize said minor to operate a motorized skateboard in the City of Britt, Iowa. I have read and discussed with said minor the applicable laws of the State of Iowa and of this City regarding the operation of motorized skateboards and have assured myself that said minor understands these regulations.

3. Operation Prohibited in Certain Areas and at Certain Times:

- a. No person shall operate a motorized skateboard on any sidewalk except for use in crossing such sidewalk to gain access to any public or private street or driveway.
- b. No person shall operate a motorized skateboard in any City park, except for use on public roadways within such park on which a motorized skateboard is otherwise allowed.
- c. No person shall operate a motorized skateboard on any public property that has been posted or designated by the owner of such property as an area in which the operation of motorized skateboards is prohibited.
- d. No person shall operate a motorized skateboard on any private property of another, or any public property which is not held open to the public for vehicle use, without the written permission of the owner, or the owner's authorized agent.
- e. No person shall operate a motorized skateboard on any public roadway having a speed limit established greater than thirty (30) miles per hour.
- f. No person shall operate a skateboard on a City right-of-way, including streets, roadways, and alley ways, after one-half hour before sunset or before one-half hour after sunrise.

4. General Operating Restrictions:

- a. No child under the age of fourteen (14) shall operate a motorized skateboard.
- b. No person shall operate a motorized skateboard in excess of the posted speed limit or at a speed greater than is reasonable and prudent under the circumstances then existing.
- c. A person operating a motorized skateboard, approaching a sidewalk, bicycle path, bicycle lane, or multi-use path in order to cross such, shall yield the right-of-way to all other users.
- d. No person operating a motorized skateboard shall allow passengers when the motorized skateboard is in operation or motion.

e. No person operating or riding upon a motorized skateboard shall attach themselves or the motorized skateboard in any manner to any other vehicle.

f. No person shall operate a motorized skateboard while carrying any package, bundle, or article which prevents the operator from keeping both hands upon the steering mechanism at all times.

g. No person operating a motorized skateboard shall transport extra fuel in a separate container or alter the fuel reservoir from the original manufacturer's design. This includes the prohibition of physically attaching fuel packs or containers to the operator's person.

h. No person shall operate a motorized skateboard in a manner causing excessive, unnecessary, or offensive noise which disturbs the peace and quiet of any neighborhood or which causes discomfort or annoyance to a reasonable person of normal sensitivity.

5. Required Safety Equipment:

a. No person shall operate a motorized skateboard at any time when there is not sufficient light to render clearly discernible persons and vehicles at a distance of five hundred feet (500') ahead.

b. No person shall operate a motorized skateboard unless it is equipped with a brake that enables the operator to make a braked wheel(s) skid on pavement.

c. A person under the age of eighteen (18) years operating a motorized skateboard on a roadway shall at all times wear a protective helmet on his or her head in an appropriate and safely secured manner. The helmet shall meet minimum standards of testing and safety inspection as approved by the bicycle industry.

d. No person shall operate a motorized skateboard without wearing footwear. The footwear must have a sole and completely cover the feet and toes.

e. A person operating a motorized skateboard shall wear, at all times, protective glasses or goggles or a transparent face shield approved for motorcycle use.

3-3-73 MOTORIZED WHEEL CHAIRS:

1. Obedience to Traffic Laws:

a. Except as to those provisions of law which by their nature can have no application, any person operating a motorized wheel chair on a roadway or on any shoulder adjoining a roadway shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle by both:

(1) The laws of this State declaring rules of the street applicable to motor vehicles; and

(2) The traffic laws of the City applicable to the driver of a motor vehicle.

(3) The motorized wheel chair shall be equipped with a slow moving vehicle sign and a bicycle safety flag and shall operate on the streets only from one-half hour after sunrise to one-half hour before sunset.

3-3-74 ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES.

1. No person shall operate an electric personal assistive mobility device in the City without first having filed an application with the City Clerk and obtaining a permit therefore.

2. No person shall operate an electric personal assistive mobility device in the City without a valid medical prescription therefore carried on the person that is issued by a duly licensed medical professional within twelve months.

3. No person shall operate an electric personal assistive mobility device in the City from one-half hour before sun down to one-half hour after sunrise without headlamps and rear lamps as required by Sections 321.386 and 321.387, Code of Iowa.

SKATEBOARDS, ROLLER SKATES AND INLINE SKATES

3-3-75 PURPOSE. The purpose of this chapter is to provide reasonable rules and regulations for the use and operation of skateboards, roller skates and inline skates and to establish areas where the use and operation of same are prohibited for the protection, safety and general welfare of the public in the city.

3-3-76 DEFINITIONS. For use within this chapter, the following terms are defined as follows:

1. " Skateboard " means a foot, motor or wind propelled vehicle consisting of a board equipped with two or more wheels tandem and guided by the use or rider standing on same and pushing same with foot power or operating with motor or wind power.

2. "Roller skates" means a skate with two or more wheels tandem in front and two or more wheels tandem in rear instead of a runner.

3. "Inline skates" means a skate with a set of wheels similar to a runner.

3-3-77 OPERATION PROHIBITED ON CERTAIN STREETS AND SIDEWALKS. Skateboards, roller skates and inline skates shall be prohibited from the following street and sidewalks adjacent thereto, namely:

Main Street from Third (3rd) Street South to Second Street North.

However, nothing herein shall prevent any persons on a skateboard, roller skates or inline skates from crossing Main Street, or the sidewalks adjacent thereto, in the most direct route from east to west or from west to east, at the appropriate crosswalks.

3-3-78 USE ON SIDEWALKS. Whenever any person is using a skateboard, roller skates or inline skates upon a sidewalk, other than that upon which such use is prohibited, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

3-3-79 USE ON STREETS. Anyone using or operating skateboards, roller skates or inline skates in the street, other than that upon which such use is prohibited, shall:

1. Observe all traffic-control devices and be subject to all duties applicable to the use of vehicles on streets as required by statute or ordinance;

2. Stay as near to the right-hand side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

3-3-80 SCHEDULED FINE. The scheduled fine for violating these regulations is \$25.00

PENALTIES AND PROCEDURE

3-3-81 NOTICE OF FINE PLACED ON ILLEGALLY PARKED VEHICLE. Whenever any motor vehicle without a driver is found parked or stopped in violation of any of the restrictions imposed by any Ordinance of this City or State law, the officer finding such vehicle shall prepare a notice of parking fine giving the registration number, and other identifying information to such vehicle in a conspicuous place and directing the driver of the vehicle to appear within thirty days, or to pay the local scheduled fine.

3-3-82 PRESUMPTION IN REFERENCE TO ILLEGAL PARKING. In any prosecution charging a violation of any parking Ordinance or State law governing the standing, stopping, or parking of a vehicle, proof that the particular vehicle described in the complaint was parked in violation of any such Ordinance or law, together with proof that the defendant named in the complaint was at the time of such parking violation the registered owner of such vehicle, shall constitute prima facie evidence that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which such violation occurred.

3-3-83 LOCAL PARKING FINES. Scheduled fines as follows are established, payable by mail or in person at the City Clerk's office within seven days of the violation, for the following parking violations:

1. Overtime parking	\$ 20.00
2. Prohibited parking	\$ 20.00
3. No parking zone	\$ 20.00
4. Blocking alley	\$ 20.00
5. Illegal parking	\$ 20.00
6. Street cleaning	\$ 20.00
7. Snow removal ban	\$ 45.00
8. Persons with disabilities parking	\$ 100.00

(Code of Iowa, Sec. 321L.4(2))

3-3-84 FAILURE TO PAY PARKING CITATIONS. If a violator of the restrictions on stopping, standing, or parking under the parking Ordinances of this City or of State law fails to make payment of the scheduled fine as specified on a parking citation affixed to such motor vehicle within the seven days, the City shall send the owner of the motor vehicle to which the parking citation was affixed a letter informing the owner of the violation and warning that in the event such letter is disregarded for a period of five days from date of mailing, a court citation will be issued requiring a court appearance and subjecting the violator to court costs.