

TITLE VII: TRAFFIC CODE

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CHAPTER 70: GENERAL REGULATIONS

GENERAL PROVISIONS

§70.01 DEFINITIONS.

For the purpose of this title, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ALLEY. A thoroughfare through the middle of a block.

AUTHORIZED EMERGENCY VEHICLE. Vehicles of the Volunteer Fire Department, police vehicles, and ambulances and emergency vehicles of municipal departments or public service corporations as are designated or authorized by the Police Chief.

BICYCLE. Every device propelled by human power upon which any person may ride, having two tandem wheels either of which is over 20 inches in diameter.

BLOCK. A portion of any street located between any two intersections of any two streets or public alleyways next adjacent to each other.

COMMERCIAL VEHICLE. Every vehicle designed, maintained, or used primarily for the transportation of property.

CROSSWALK. The portion of any street or roadway ordinarily included within the prolongation or connection of the lateral lines of sidewalks at intersections. Also, any portion of a roadway or street distinctly indicated for pedestrian crossing

by lines or other markings on the surface of the street or roadway.

CURB LOADING ZONE. A space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

DRIVER. Every person who shall drive or who shall be in actual physical control of the operation of any vehicle.

FREIGHT CURB LOADING ZONE. A space adjacent to a curb for the exclusive use of vehicles during the loading or unloading of freight or passengers.

INTERSECTION.

- (A) The area embraced within the prolongation or collection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two highways which join one another at or approximately at right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.
- (B) Where a highway includes two roadways 30 feet or more apart, then every crossing of each roadway of that divided highway by an intersecting highway shall be regarded as a separate **INTERSECTION**. In the event the intersecting highway also includes two roadways 30 feet or more apart, then every crossing of two roadways of the highways shall be regarded as a separate **INTERSECTION**.

LANED ROADWAY. A roadway which is divided into two or more clearly marked lanes for vehicular traffic.

MOTOR VEHICLE. Every vehicle which is self-propelled and every vehicle designed to run upon the streets which is pulled by a self-propelled vehicle.

MOTORCYCLE. Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.

OFFICIAL TIME STANDARD. Whenever certain hours are named herein they shall mean standard time or daylight savings time, as may be in current use in this town.

OFFICIAL TRAFFIC-CONTROL DEVICE. Any sign, signal, marking or device, not inconsistent with this title, placed or erected by authority of the governing body by a designated official having jurisdiction through authority given by the governing body, for the purpose of regulating, warning, prohibiting, or guiding traffic upon the public streets and thoroughfares of the town.

OFFICIAL TRAFFIC SIGNALS. Any device, whether manually, electrically, or mechanically operated whereby traffic is alternately directed to stop and to proceed, or to turn, or to proceed with caution.

PARK. The standing of any vehicle, whether occupied or unoccupied, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading passengers or cargo.

PASSENGER CURB LOADING ZONE. A place adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers.

PEDESTRIAN. Any person afoot.

PERSON. Every natural person, firm, partnership, association, or corporation.

POLICE OFFICER. Every peace officer of the town, including every employee of the town authorized and empowered to regulate traffic and to make arrests for any violations of the provisions of this title.

PRIVATE ROAD or DRIVEWAY. Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

PUBLIC CONVEYANCE. Any vehicle other than a taxicab or railroad train for transporting persons for a fare.

RIGHT-OF-WAY. The privilege of the immediate use of the street or roadway.

ROADWAY. The portion of a street or highway improved, designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event that a highway includes two or more separate roadways, the term **ROADWAY** as used herein shall refer to any roadways separately but not to all roadways collectively.

SAFETY ZONE. The area or space officially set apart within any roadway for the exclusive use of pedestrians and which space shall be so protected or marked or indicated by visible and adequate markers or signs as shall be visible at all times while so set apart as a **SAFETY ZONE** for pedestrians.

SIDEWALK. The portion of a street between the curb lines or the lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

STANDING. Any stopping of any vehicle, whether or not the vehicle is occupied during the period of stopping.

STOP. When required, means the complete cessation of movement of any vehicle.

STOP or STOPPING. When prohibited, means any stopping of any vehicle, except when

STOPPING means that it shall be necessary to stop the vehicle to avoid conflict with other traffic or in compliance with direction of any peace officer of the town or by reason of any traffic-control sign or signal or by reason of any emergency.

STREET and HIGHWAY. The entire width between property lines of every way or place of whatever nature, when any part thereof is open to the use of the public as a matter of right for the purposes of vehicular traffic.

THROUGH HIGHWAY. Every street or highway or portion thereof at the entrances to which vehicular traffic from intersecting streets or highways is required by law to stop before entering or crossing the same when stop signs are erected as provided in this title.

TRAFFIC. Pedestrians, ridden or herded animals, vehicles of all kinds, conveyances, tractors, bicycles, motorcycles, and the like, either singly or together, while using any street or alleyway for travel, including the operation of, the loading or unloading of, or the parking of any vehicle upon any of the public streets of the town.

VEHICLE. Every device used in or upon, or by which any person or property is or may be transported or drawn upon, any street within the corporate limits; and for the purposes of this title any bicycle shall be deemed a **VEHICLE**.

TRAFFIC-CONTROL SIGNS AND DEVICES

§70.15 OBEDIENCE TO TRAFFIC-CONTROL DEVICES; EXCEPTIONS.

- (A) Any person failing or refusing to comply with the directions indicated on any sign, marker, or device for the control or direction of traffic erected or placed in accordance with the provisions of

this subchapter when so placed or erected shall be guilty of a misdemeanor.

- (B) This section shall not be construed to apply when the driver of a vehicle is otherwise directed by a police officer or when an exception is granted to the driver of an authorized emergency vehicle under §70.38.

Penalty, see §70.99

§70.16 WHEN SIGNS REQUIRED FOR ENFORCEMENT.

No provisions of this subchapter for which signs are required shall be enforced against an alleged violator if, at the time and place of the alleged violation, an official sign is not in proper position and sufficiently legible to an ordinarily observant person.

§70.17 TRAFFIC-CONTROL SIGNAL LEGEND.

- (A) Whenever traffic is controlled by traffic-control signals exhibiting the words, "Go," "Caution," or "Stop," or exhibiting different colored lights successively one at a time, or with arrows, the following colors shall be used, and the terms and lights shall indicate and apply to drivers of vehicles and pedestrians as follows.

(1) *Green alone or "Go."*

- (a) Vehicular traffic facing this signal may proceed straight through or turn right or left unless a sign at the place prohibits either turn. But vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time the signal is exhibited.
- (b) Pedestrians facing this signal may proceed across the roadway within any marked or unmarked crosswalk.

(2) *Yellow alone or "Caution," when shown following the green or "Go" signal.*

(a) Vehicular traffic facing this signal is hereby warned that the red or "Stop" signal will be exhibited immediately thereafter and the vehicular traffic shall not enter or be crossing the intersection when the red or "Stop" signal is exhibited.

(b) No pedestrian facing this signal shall enter the roadway until the green or "Go" signal is shown.

(3) *Red alone or "Stop."*

(a) Vehicular traffic facing this signal shall stop before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection, and shall remain standing until the green or "Go" signal is shown alone. Provided, however, that if a sign is not erected prohibiting turns on red lights, then vehicles may turn right on red lights after coming to a complete stop.

(b) No pedestrian facing this signal shall enter the roadway until the green or "Go" signal is shown alone, unless authorized to do so by a pedestrian "Walk" signal.

(4) *Red with green arrow.*

(a) Vehicular traffic facing this signal may cautiously enter the intersection only to make the movement indicated by the arrow, but shall yield the right-of-way to pedestrians lawfully within a crosswalk and to other traffic lawfully using the intersection.

(b) No pedestrian facing this signal shall enter the roadway until the green or "Go" signal is shown.

(B) In the event an official traffic-control signal is erected and maintained at a place other than an intersection, the provisions of this section shall

be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any sign or marking the stop shall be made at the signal. Penalty, see §70.99.

§70.18 FLASHING SIGNALS.

Whenever flashing red or yellow signals are used, they shall require obedience by vehicular traffic as follows.

(A) *Flashing red (stop signal).* When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall come to a complete stop before entering the nearest crosswalk at an intersection or at a limit line when marked, and the right to proceed shall be subject to the rules applicable to making a stop at a stop sign. In no event shall the vehicle be driven into the crosswalk unless and until the entry can be made with safety to other persons and property at the place.

(B) *Flashing yellow (caution signal).* When a yellow lens is illuminated with rapid intermittent flashes, drivers or operators of vehicles may proceed through the intersection past the signal only with caution.

Penalty, see §70.99.

§70.19 DISPLAY OF UNAUTHORIZED.

(A) No person shall place, maintain, or display upon or in full view of any highway any unauthorized sign, signal, marking, or device which purports to be or is an imitation of or resembles an official traffic-control device, sign, or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device, sign, or signal.

(B) No person shall place or maintain nor shall any public authority permit upon any highway any

traffic sign or signal bearing thereon any commercial advertising.

Penalty, see §70.99.

§70.20 INTERFERENCE WITH OFFICIAL TRAFFIC-CONTROL DEVICES PROHIBITED.

No person shall without lawful authority attempt to or in fact alter, deface, injure, knock down, or remove any official traffic-control device, sign, or signal or any inscription, shield, or insignia thereon, or any other part thereof.

Penalty, see §70.99.

§70.21 TRAFFIC LANES.

When traffic lanes have been marked, it shall be unlawful for the operator of any vehicle to fail or refuse to keep the vehicle within the boundaries of any lane except when lawfully passing another vehicle or preparatory to making a lawful turning movement.

Penalty, see §70.99.

§70.22 ZONE OF QUIET.

Whenever authorized signs are placed indicating a zone of quiet, the person operating a motor vehicle within the zone shall not sound the horn or any other warning device, except in an emergency.

Penalty, see §70.99.

§70.23 SCHOOL ZONES.

Whenever authorized signs are placed designating any street or part thereof as a school zone, drivers of motor vehicles using the street shall exercise the greatest care for the protection of children.

Penalty, see §70.99.

§70.24 YIELD SIGNS.

The driver of a vehicle approaching a yield sign erected at these intersections shall and in obedience

to the sign slow down and yield the right-of-way to any pedestrian crossing the roadway on which he or she is driving and to any vehicle in movement on the main traveled or through highway or street which is approaching so as to arrive at the intersection at approximately the same time as the vehicle entering the main traveled or through street or highway.

Penalty, see §70.99

ADMINISTRATION AND ENFORCEMENT

§70.35 AUTHORITY OF POLICE AND VOLUNTEER FIRE DEPARTMENT OFFICIALS.

(A) It shall be the duty of the officers of the Police Department or those officers as are assigned by the Police Chief to enforce all traffic ordinances and all of the state vehicle laws applicable to traffic.

(B) Officers of the Police Department or those officers as are assigned by the Police Chief 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 of the Volunteer Fire Department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

(Ord. 11 passed 12-8-86)

§70.36 OBEDIENCE TO POLICE AND VOLUNTEER FIRE DEPARTMENT OFFICIALS REQUIRED.

No person shall willfully fail or refuse to comply with any lawful order or direction of a police officer or

Volunteer Fire Department official.
(Ord. 12, passed 12-8-86)
Penalty, see §70.99.

§70.37 POLICE USE OF RADAR AUTHORIZED.

The police force of the town is hereby authorized to use any and all radar units available, within the corporate limits, and to arrest all persons violating speed limits, based upon reading of the radar units.
(Ord. 3, passed 12-8-86)

§70.38 APPLICABILITY TO AUTHORIZED EMERGENCY VEHICLES.

The provisions of this title regulating the operating, parking, and standing of vehicles shall apply to authorized emergency vehicles, as defined in this chapter, except as provided under state law.

Statutory reference:

Emergency vehicles, exemptions to right-of-way rules, see G.S. §20-156

§70.99 PENALTY.

If any person shall violate an ordinance or code provision regulating the operation or parking of vehicles, he or she shall be responsible for an infraction and shall be required to pay a penalty of not more than \$50. (G.S. §14-4(b))

CHAPTER 71: TRAFFIC REGULATIONS

DRIVING REGULATIONS

§71.01 SPEED LIMITS; EXCEPTIONS.

- (A) *Speed limits.* Except as otherwise provided in this title, it shall be unlawful to operate a vehicle in excess of 35 miles per hour inside the town corporate limits.
- (B) *Exceptions.*
 - (1) It shall be unlawful to operate a vehicle in excess of the speeds listed below or upon the streets or portions of streets of the state highway system listed in each designated table set forth in Chapter 74, Schedule I of this code:
 - (a) Twenty-five miles per hour, as designated in Chapter 74, Schedule I, table (A): or
 - (b) Forty-five miles per hour, as designated in Chapter 74, Schedule I, table (B).
 - (2) It shall be unlawful to operate a vehicle in excess of 25 miles per hour upon the streets or portions of streets, not a part of the state highway system, listed in the designated schedule set forth in Chapter 74, Schedule I, table (A) of this code.

Penalty, see §70.99. **Statutory reference:**
General 35 mph speed limit within municipal corporate limits, see G.S. §20-141

§71.02 ONE-WAY STREETS AND ALLEYS.

- (A) Whenever any ordinance designates any one-way street or alley, there shall be signs giving notice thereof, and no regulation shall be effective unless the signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.
- (B) Vehicular traffic shall move only in the direction of traffic erected and maintained at every intersection where movement in the opposite direction is prohibited.

Penalty, see §70.99.

§71.03 TURNING; SIGNS; RESTRICTIONS.

- (A) *Turning markers.* When authorized markers, buttons, or other indications are placed within an intersection indicating the course to be travelled by vehicles turning thereat, no driver of a vehicle shall disobey the directions of the indications.
- (B) *Authority to place restricted turn signs.* The Town Board shall determine those intersections at which drivers of vehicles shall not make a right, left, or U-turn and shall place proper signs at these intersections. The making of the turns may be prohibited between certain hours of any day and permitted at other hours, in which event the hours shall be plainly indicated on the signs or they may be removed when the turns are permitted.

(C) *Obedience to no-turn signals.* Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no driver of a vehicle shall disobey the directions of any sign.

Penalty, see §70.99.

§71.04 TRUCK TRAFFIC RESTRICTED.

(A) Through truck traffic shall be prohibited on all streets designated in Chapter 74, Schedule II of this code, hereby made a part hereof; provided, however, there shall be appropriate signs giving notice thereof, and none of this type of regulation shall be effective unless those signs are erected and in place at the time of any alleged offense.

(B) Emergency vehicles, including fire trucks and ambulances, are expressly excluded from the provisions of this section.

(C) For the purpose of this section, the following definition shall apply unless the context clearly indicates or requires a different meaning.

TRUCKS. All trucks having more than two axles.

(Ord. 16, passed 12-1-87)

Penalty, see §70.99

REQUIRED STOPS

§71.15 DESIGNATED THROUGH STREETS.

Streets and parts of streets as designated by the Town Board are declared to be through streets for the purpose of this subchapter.

§71.16 AUTHORITY TO ERECT STOP SIGNS.

Whenever any ordinance designates and describes a through street, there shall be a stop sign on each and

every street intersecting the through street or intersecting a portion thereof described and designated as a through street by any ordinance, unless traffic at any intersection is controlled at all times by traffic-control signals; provided, however, that at the intersection of two through streets or at the intersection of a through street and a heavy traffic street not so designated, stop signs shall be erected at the approaches of either of the streets.

§71.17 INTERSECTIONS WHERE STOP REQUIRED.

The Town Board may determine and designate intersections where particular hazard exists upon other than through streets and may determine whether vehicles shall stop at one or more entrances to any stop intersection, and shall erect a stop sign at every place where a stop is required.

§71.18 STOP SIGNS; STANDARDS.

Every sign erected pursuant to this subchapter shall bear the word "Stop" in letters not less than eight inches in height and the signs shall at nighttime be rendered luminous by steady or flashing internal illumination, or by a fixed floodlight projected on the face of the sign, or by efficient reflecting elements on the face of the sign. Every stop sign shall be located as near as practicable at the nearest line of the crosswalk on the side of the intersection or, if none, at the nearest line of the roadway.

§71.19 VEHICLES TO STOP AT STOP SIGNS.

(A) Except when directed to proceed by a police officer or traffic-control signal, every driver of a vehicle approaching a stop intersection and indicated by a stop sign shall stop before entering the crosswalk on the near side of the intersection, or, in the event there is no crosswalk, shall stop at a clearly marked stop line, or, if none, then at the point nearest the intersecting roadway where the driver has a view of the approaching traffic

on the intersecting roadway before entering the intersection.

- (B) The driver, having stopped in obedience to a stop sign at an intersection, shall proceed cautiously, yielding the right-of-way to all vehicles not so obliged to stop which are approaching the intersection.

Penalty, see §70.99

CHAPTER 72: PARKING REGULATIONS

GENERAL PARKING REGULATIONS

§72.01 STAND OR PARK 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 18 inches of the curb or edge of the roadway on any street so designated.

Penalty, see §72.99

§72.02 UNATTENDED VEHICLES.

It shall be unlawful for any person to leave the engine or motor of any motor vehicle running while it is standing parked upon the streets.

Penalty, see §72.99

§72.03 STOPPING, STANDING, OR PARKING PROHIBITED; NO SIGNS REQUIRED.

(A) No person shall stop, stand, or park a vehicle, whether attended or unattended, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic-control device, in any of the following places:

- (1) On a sidewalk;
- (2) In front of a public or private driveway;
- (3) Within an intersection;

- (4) Within 15 feet of a fire hydrant;
- (5) On a crosswalk;
- (6) Within ten feet of any intersection;
- (7) Within 30 feet upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of a roadway;
- (8) Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless signs or markings indicate a different length;
- (9) Within 50 feet of the nearest rail of a railroad crossing;
- (10) Within 30 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of the entrance (when properly signposted);
- (11) Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;
- (12) Within ten feet of the point of tangency between the driveway opening and curb line of a residential driveway;
- (13) On a roadway side of any vehicle stopped or parked at the edge or curb of a street;
- (14) Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
- (15) At any place where official signs prohibit stopping; or
- (16) Upon the paved or main traveled portion of any street or highway open to the public for the purpose of vehicular traffic. In

emergency situations when stopping a vehicle along a street or highway is necessary, it shall be the duty of the operator to exercise reasonable care to give adequate warning to approaching traffic of the presence of the vehicle. This duty exists regardless of the reason for stopping the vehicle. Temporary or momentary stopping when there is no intent to interfere with the flow of traffic shall not be considered a violation of this division.

- (B) No person shall move a vehicle not lawfully under his or her control into any prohibited area or away from a curb any distance as is unlawful.
- (C) Stopping, standing, or parking of any federal, state, or local government vehicle along any road or highway while engaged in official business, and with the proper warning devices activated, shall not be considered a violation of this section.

(Ord. 4, passed 12-8-86)
Penalty, see §72.99

§72.04 PARKING NOT TO OBSTRUCT TRAFFIC.

No person shall park any vehicle upon a street, in a manner or under any conditions as to leave available less than ten feet of width of the roadway or an area delineated as a travel lane for free movement of vehicular traffic.

(Ord. 9, passed 12-8-86)
Penalty, see §72.99

§72.05 STANDING OR PARKING FOR SALE, MAINTENANCE, OR STORAGE PROHIBITED.

It shall be unlawful for any person to stand or park a vehicle upon any street of the town for the principal purposes of:

- (A) Displaying for sale;

- (B) Washing, greasing, or repairing the vehicle, except repairs made necessary by a bona fide emergency;

- (C) Storing by garages, dealers, or other persons when the storing is not incidental to the bona fide use and operation of the automobile or other vehicle; or

(Ord. 8, passed 12-8-86)
Penalty, see §72.99

- (D) Storing of any detached trailer or van when the towing unit has been disconnected or for the purpose of transferring merchandise or freight from one vehicle to another.

(Ord. 8, passed 12-8-86)
Penalty, see §72.99

§72.06 STOPPING, STANDING, OR PARKING NEAR HAZARDOUS OR CONGESTED PLACES.

When official signs are erected at hazardous or congested places, no person shall stop, stand, or park a vehicle in any place so designated.

Penalty, see §72.99

§72.07 STOPPING, STANDING, OR PARKING FOR PURPOSE OF ADVERTISING PROHIBITED.

No person shall stand, or park, on any street any vehicle for the primary purpose of advertising.

Penalty, see §72.99

§72.08 LOADING AND UNLOADING ZONES.

- (A) Whenever vehicle loading and unloading zones are designated and described by this title and when signs are placed, erected, or installed, giving notice thereof, it shall be unlawful for any person to stop, stand, or park any vehicle for any purpose or period of time except in accordance with the requirements of this title.

- (B) The streets, or parts, thereof, are hereby designated as freight loading and unloading zones, and no persons, shall stop, stand or park a vehicle therein during the hours of 8 a.m. to 6 p.m. for any purpose other than the expeditious loading or unloading of freight, equipment, or other goods and then only for a period not to exceed one hour.

(Ord. 7, passed 12-8-86; Am. Ord. 18, passed 8-8-88)

Penalty, see §72.99

Penalty, see §72.99

**PARKING RESTRICTIONS IN
DESIGNATED AREAS**

§72.09 FIRE LANES.

- (A) It shall be unlawful for any person or persons to park or leave a motor vehicle or to place any other object, structure, or obstruction in a fire lane.
- (B) Fire lanes may be established by the Town Board in privately owned public vehicular areas of shopping centers, hospitals, apartment complexes, condominiums, or any other private parking area which is open to the public.
- (C) The Fire Chief and Police Chief are hereby authorized to recommend the establishment and the designation of fire lanes on private property to the Town Board.
- (D) Fire lanes may be designated on any surface, road, alley, or roadway generally used for the movement or parking of motor vehicles, when the parking of motor vehicles or other obstructions in that area would interfere with the speed and efficiency of fire-fighting and emergency personnel or the proper ingress and egress of emergency vehicles and equipment.
- (E) Areas designated as fire lanes shall be clearly marked, with yellow or other suitable color of paint, with the words "No Parking, Fire Lane," and the boundaries, borders, or curbs shall be clearly visible.
- (F) A description of all fire lanes designated by the Town Board shall be listed and kept on file in the Town Clerk's office, which list is incorporated herein and made a part of this code by reference.

§72.20 APPLICATION OF REGULATIONS.

The provisions of this title prohibiting the standing or parking of a vehicle shall apply at all times herein specified or as indicated on official signs, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic-control device.

(Ord. 6, passed 12-8-86)

§72.21 REGULATIONS NOT EXCLUSIVE.

The provisions of this title imposing a time limit on parking shall not relieve any person from the duty to observe other and more restrictive provisions prohibiting or limiting the stopping, standing, or parking of vehicles in specified places or at special times.

Penalty, see §72.99

§72.22 PARKING PROHIBITED AT ALL TIMES IN DESIGNATED AREAS.

When signs are erected giving notice thereof, no person shall park a vehicle at any time upon any of the streets described in Schedule II, on file in the office of the Town Clerk, which schedule is hereby incorporated by reference as if fully set forth herein.

(Ord. 5, passed 12-8-86)

Penalty, see §72.99

§72.23 PARKING TIME LIMITED IN DESIGNATED AREAS.

When signs are erected in each block giving notice thereof, no person shall park a vehicle for longer than the times specified within the district or upon any of

the streets designated by the Town Board.
Penalty, see §72.99

§72.24 PARKING SIGNS REQUIRED.

- (A) Whenever, by this or any other chapter, any parking time is imposed or parking is prohibited in designated streets, there shall be appropriate signs giving notice thereof.
- (B) No parking regulations shall be effective unless the signs are erected and in place at the time of any alleged offense.

(Ord. 10, passed 12-8-86)

ADMINISTRATION AND ENFORCEMENT

§72.35 VIOLATIONS; NOTICE TO BE AFFIXED.

Whenever a member of the Police Department of the town, or any other person charged by ordinance or charter with the enforcement of the provisions of this chapter regulating the parking of vehicles, shall find that any of these provisions are being or have been violated by the owner or operator of any vehicle, that officer or person shall notify the owner or operator of the vehicle of the violation, by conspicuously attaching to the vehicle a notice or citation, which notice or citation shall require the owner or operator to pay the penalty herein prescribed within seven days after the violation.

(Ord. 13, passed 3-9-87)
Penalty, see §72.99

§72.36 SUMMONS TO ISSUE.

Whenever any person who has been notified, as herein provided, to answer for a violation of any parking-related ordinance of the town, shall fail or refuse to pay the prescribed penalty, then a summons

shall be issued charging that person with the violation specified in the notice, and that person shall be tried in court upon the summons in the regular order.
(Ord. 13, passed 3-9-87)
Penalty, see §72.99

§72.99 PENALTY.

- (A) *Payment of penalties.* The owner or operator of any vehicle who has been notified of a violation in the manner hereinbefore provided may, within the time specified in the notice, pay the penalty in person or by mail at that place and time as may be designated in the notice or citation.
- (B) *Amount of penalty.* Any person properly notified of a violation of a town ordinance or code provision regulating the parking of vehicles shall be responsible for paying a penalty in the amount of \$50.

(Ord. 13, passed 3-9-87)

CHAPTER 73: BICYCLES

§73.01 PARENTAL RESPONSIBILITY; APPLICABILITY OF REGULATIONS.

- (A) The parent of any child and the guardian of any ward shall not authorize or knowingly permit any child or ward to violate of the provisions of this chapter.
- (B) These regulations applicable to bicycles shall apply whenever a bicycle is operated upon any street or upon any public path set aside for the exclusive use of bicycles, subject to those exceptions stated herein.

Penalty, see §70.99

§73.02 TRAFFIC LAWS APPLY.

Every person riding a bicycle upon a roadway shall be granted all of the rights and shall be subject to all the duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles or by this title applicable to the driver of a vehicle, except as to special regulations in this chapter and except as to those provisions of laws and ordinances which by their nature can have no application.

Penalty, see §70.99

§73.03 OBEDIENCE TO TRAFFIC-CONTROL.

- (A) Any person operating a bicycle shall obey the instructions of official traffic-control signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a police officer.

- (B) Whenever authorized signs are erected indicating that no right or left of U-turn is permitted, no person operating a bicycle shall disobey the direction of any sign, except where the person dismounts from the bicycle to make any turn, in which event the person shall the obey the regulations applicable to pedestrians.

Penalty, see §70.99

§73.04 RIDING ON BICYCLES.

- (A) A person propelling a bicycle shall not ride other than astride a permanent and regular seat attached thereto.
- (B) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.

Penalty, see §70.99

§73.05 ROADWAYS AND BICYCLE PATHS.

- (A) 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.
- (B) 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.
- (C) Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use the path and shall not use the roadway.

Penalty, see §70.99

§73.06 SPEED.

No person shall operate a bicycle at a speed greater than is reasonable and prudent under the conditions then existing.

Penalty, see §70.99

§73.07 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 handlebars.

Penalty, see §70.99

§73.08 RIDING ON SIDEWALKS; YIELD TO PEDESTRIANS.

- (A) No person shall ride a bicycle upon a sidewalk within a business district of the town, where posted.
- (B) The Police Chief is authorized to erect signs on any roadway prohibiting the riding of bicycles thereon by any person, and when these signs are in place no person shall disobey the signs.
- (C) Whenever any person is riding a bicycle upon a sidewalk, that person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing the pedestrian.

Penalty, see §70.99

CHAPTER 74: TRAFFIC SCHEDULES

SCHEDULE I: SPEED LIMITS.

(A) No vehicle shall travel at a speed of more than 25 miles per hour on the following streets.

Street	Location	Comments	Ord. No.	Date Passed
SR 1116 (Marginal Street)	From a point 0.30 mile west of NC 801, eastward to NC 801 (Cooleemee Elementary School)	From 30 minutes before to 30 minutes after school begins and ends, on school days only.	290200020	2-28-92

Cross	Davie	Duke	Erwin	Grove
Hickory	Joyner	Main	Midway	Neely
Riverside	Ruffin	Watt	Westview	Yadkin

(Am. Ord. passed 5-15-06)

(B) No vehicle shall travel at a speed of more than 45 miles per hour on the following streets.

Street	Location	Ord. No.	Date Passed
NC 801	From the southern corporate limit of the town, a point approximately 0.24 mile south of Center Street (SR 1103), northward to the northern corporate limit, a point approximately 0.21 mile north of Hickory Street (SR 1116)	—	6-13-88

Penalty, see §70.99

SCHEDULE II: TRUCK TRAFFIC.

Through truck traffic shall be prohibited on the following streets in the Town of Cooleemee:

- (A) Main Street, from the intersection of Duke Street, to the intersection of Junction Road and Marginal Street;
- (B) Church Street, Cross Street, Davie Street, Duke Street, Erwin Street, Hickory Street, Holt Street, Grove Street, Joyner Street, Midway Street, Riverside Street, Ruffin Street, Watt Street, Westview Avenue, Yadkin Street.

Hereby made a part hereof; provided, however there shall be street signs giving notice thereof and no such regulation shall be effective unless said signs are erected and in place at the time of any alleged offense.

For purposes of this Ordinance, “trucks” are defined as all vehicles having more than two (2) axles. Expressly excluded from the provisions of this Ordinance are the following:

- (A) Emergency vehicles, including fire trucks and ambulances;
- (B) Trucks making deliveries to and/or pick ups from a specific address in Town;
- (C) Moving vans going to or coming from a specific residential address in Town;

Left turns by any trucks shall be prohibited at the intersection of Junction Road, Marginal Street and Main Street in the Town of Cooleemee. Hereby made a part hereof; provided, however there shall be street signs giving notice thereof and no such regulation shall be effective unless said sign is erected and in place at the time of any alleged offense.

Through traffic shall be prohibited on the following streets, provided there shall be appropriate signs giving notice thereof.

Street	Location	Ord. No.	Date Passed
Main Street	From the intersection of NC 801 to the intersection of Junction Road and Marginal Street	–	8-20-96

Penalty, see §70.99