

CHAPTER XIV: TRAFFIC

Article

- 1. STANDARD TRAFFIC ORDINANCE**
- 2. LOCAL TRAFFIC REGULATIONS**
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ARTICLE 1: STANDARD TRAFFIC ORDINANCE

Section

- 14-101 Incorporating Standard Traffic Ordinance
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§ 14-101 INCORPORATING STANDARD TRAFFIC ORDINANCE.

There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the city that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities" Forty Third Edition 2015, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. No fewer than three copies of the Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 649" and to which shall be attached a copy of that ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours. The Police Department, Municipal Judge, and all administrative departments of the city charged with enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of the Standard Traffic Ordinance similarly marked, as may be deemed expedient.

(2005 Code, § 14-101) (Ord. 649, passed 8-4-2015)

§ 14-102 SAME; TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.

(a) An ordinance traffic infraction is a violation of any section of Ord. 649 that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118.

(b) All traffic violations which are included within Ord. 649, and which are not ordinance traffic infractions as defined in division (a) above, shall be considered traffic offenses.

(2005 Code, § 14-102) (Ord. 649, passed 8-4-2015)

§ 14-103 PENALTY FOR SCHEDULED FINES.

The fine for violation of an ordinance traffic infraction or any other traffic offense for which the Municipal Judge establishes a fine in a fine schedule shall not be less than \$10 nor more than \$500, except for speeding which shall not be less than \$10 nor more than \$500. A person tried and convicted

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for violation of an ordinance traffic infraction or other traffic offense for which a fine has been established in a schedule of fines shall pay a fine fixed by the Court not to exceed \$500.
(2005 Code, § 14-103)

ARTICLE 2: LOCAL TRAFFIC REGULATIONS

Section

- 14-201 Traffic-control devices and markings
- 14-202 Speed limit on all residential streets
- 14-203 Engine braking
- 14-204 Truck traffic
- 14-205 Truck route

§ 14-201 TRAFFIC-CONTROL DEVICES AND MARKINGS.

(a) The Standard Traffic Ordinance, as adopted, is hereby modified by adding thereto the following.

(b) The governing body may, by resolution, establish and fix the location of such traffic-control devices as may be deemed necessary to guide and warn traffic under the provisions of this chapter, other traffic ordinances, and the state laws. The city shall place and maintain such traffic-control signs, signals, and devices when and as may be required by the authority of the governing body to make effective the provisions of this chapter and other ordinances for the regulation of traffic. Any official traffic-control device placed pursuant to this section shall be marked and labeled on a map of the city for the purpose of displaying all such traffic-control devices and shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable hours of business.

(2005 Code, § 14-201)

§ 14-202 SPEED LIMIT ON ALL RESIDENTIAL STREETS.

The governing body, upon the basis of an engineering and traffic study, along with knowledge of road conditions and the need for safety on all residential streets shall be 20 mph, and hereby declares this to be the speed limit on all residential streets except the speed limit on Highway 56, which shall remain unchanged.

(2005 Code, § 14-202) (Ord. 623, passed 1-18-2011)

§ 14-203 ENGINE BRAKING.

(a) The term Jacob Engine Brake, commonly known as "Engine Brake" as used herein means any device commonly known by that or any similar device used to slow a motor engine compression creating loud or excessive noises to be emitted through the vehicle's exhaust system.

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(b) It shall be unlawful for any person operating a motor vehicle within the city limits of the city to use a Jacob Engine Brake, commonly known as "Engine Brake" system installed in the motor vehicle. (2005 Code, § 14-204) (Ord. 515, passed - -)

§ 14-204 TRUCK TRAFFIC.*(a) Parking.*

(1) Any truck legally parked in a parking lot designed for tractor trailer parking within the city limits, and obtaining passage to the parking lot by the most direct route.

(2) Tractor trailer combinations or loaded trailers for which the owners have previously received permission to park or travel over the city streets of the city.

(b) Statement of purpose. The governing body shall have the authority, and hereby does designate certain routes within the city as truck routes for the purpose of restricting truck traffic within the city limits to control weight limits of truck traffic and trailers carrying freight and hazardous materials in order to reduce damage and/or hazards to public and private property.

(c) Weight restriction. It shall be unlawful for any vehicle having a licensed or registered gross vehicle weight of more than 28,000 pounds to enter upon or to be operated upon any street or alley within the city except those streets designated as and identified as truck routes. Exclusions being service type vehicles, i.e., school buses, utility vehicles, authorized sanitary vehicles, professional moving vans, and other vehicles performing authorized services within the city confines.

(d) Penalty. Any person, corporation, or any other entity violating the provisions of this article shall be guilty of a code violation and upon conviction thereof shall be fined in any sum not exceeding \$500. Each day that such violation continues shall constitute a separate offense. (2005 Code, § 14-205) (Ord. 536, passed - -)

§ 14-205 TRUCK ROUTE.

A truck route will be established and clearly marked with signs that indicate the direction all truck traffic shall be restricted to as follows: all of North Street; all of East Street; all of Hickory Street; and Boone Street between Brownie Boulevard and East Street. (2005 Code, § 14-206) (Ord. 560, passed - -)

ARTICLE 3: RESERVED

ARTICLE 4: HAZARDOUS MATERIALS

Section

- 14-401 Hazardous material defined
- 14-402 Same; exceptions
- 14-403 Transportation of hazardous materials
- 14-404 Hazardous materials routes
- 14-405 Parking of vehicles or trailers carrying hazardous materials
- 14-406 Removal of illegally parked trailers

§ 14-401 HAZARDOUS MATERIAL DEFINED.

As used in this article, the term *HAZARDOUS MATERIAL* shall mean any material or combination of materials that, because of its quantity, concentration, or physical, chemical, biological, or infectious characteristics, poses a substantial present or potential hazard to human health or safety or the environment if released into the workplace or environment or when improperly treated, stored, transported, or disposed of or otherwise managed.

(2005 Code, § 14-401)

§ 14-402 SAME; EXCEPTIONS.

The provisions of this article shall not apply to any container that shall have a capacity of 150 gallons or less that shall be used for the purpose of supplying fuel for the vehicle on which it is mounted. These provisions shall also not apply to vehicles, trailers, containers, or tanks containing anhydrous ammonia or other material primarily used by farmers for fertilizer purposes when such vehicles, trailers, containers, or tanks are parked or housed upon property designated for the placement of such vehicle, trailer, container, or tank by any farmers cooperative, elevator company, or farm supply store located within the city limits.

(2005 Code, § 14-402)

§ 14-403 TRANSPORTATION OF HAZARDOUS MATERIALS.

Except as provided in § 14-404, it shall be unlawful for any person, firm, corporation, or other entity to transport any hazardous material upon any street, avenue, highway, road, alley, or any other public right-of-way in the city.

(2005 Code, § 14-403)

§ 14-404 HAZARDOUS MATERIALS ROUTES.

(a) The provisions of § 14-403 shall apply to all streets, avenues, highways, roadways, alleys, or other public rights-of-way within the city except those specified within this section where transportation of hazardous materials shall be allowed.

(b) Transportation of hazardous materials shall be allowed upon the designated city streets, avenues, highways, or roadways:

(2005 Code, § 14-404)

§ 14-405 PARKING OF VEHICLES OR TRAILERS CARRYING HAZARDOUS MATERIALS.

(a) Except as provided in divisions (b) and (c) below, it shall be unlawful for any person, firm, corporation, or other entity to park any vehicle, trailer, or semi-trailer carrying any hazardous material within any of the designated city zoning districts as defined in Chapter XVI of this code:

(b) Division (a) above shall not apply to vehicles, trailers, or semi-trailers parked for continuous periods of time not to exceed one hour where such vehicles, trailers, or semi-trailers are parked along those routes specified in § 14-404.

(c) Division (a) above shall not apply to any vehicle, trailer, or semi-trailer carrying any hazardous material where such vehicle, trailer, or semi-trailer is not parked within 500 feet of any structure used for human habitation.

(2005 Code, § 14-405)

§ 14-406 REMOVAL OF ILLEGALLY PARKED TRAILERS.

If any vehicle, trailer, or a semi-trailer is found parked in violation of the provisions of this article, the Fire Chief, Assistant Chief, or any law enforcement officer may require the owner, operator, or lessee of the trailer to move it within two hours. If such removal is not accomplished on the order of any such officer, it may be accomplished by any such officer, by any reasonable means, if the continued presence of the trailer or semi-trailer at its parked location constitutes, adds to, or prevents correction of a situation threatening imminent injury or damage to persons or property.

(2005 Code, § 14-406)