

TITLE 8

VEHICLES AND TRAFFIC

Chapters:

- 8.04 Adoption of State Laws
- 8.08 Truck Routes
- 8.12 Emergency Vehicles
- 8.16 Non-Operating Vehicles
- 8.20 Parking
- 8.24 Vacating Streets
- 8.28 Outdoor Shielded Lighting
- 8.32 Traffic
- 8.36 Braking within City Limits

CHAPTER 8.04

ADOPTION OF STATE LAWS

Sections:

- 8.04.01 Adoption of state laws

8.04.01 Adoption of state laws The "Uniform Act Regulating Traffic on Highways of Arkansas", as contained in Title 27 of the Arkansas Statutes, three (3) copies of which are on file in the office of the Mayor, is hereby adopted as traffic rules and regulations within and for the city. Any person convicted of violation of said statutes shall be deemed guilty of the violation of the ordinances of the city, and shall be fined or imprisoned or both in the manner set out under the state statutes.

CHAPTER 8.08

TRUCK ROUTES

Sections:

8.08.01 Truck routes - Designated

8.08.01 Truck routes - Designated Truck routes for all motor vehicles having a capacity of one ton and over, and proceeding through the city, are hereby established and designated as follows: All such vehicles are hereby prohibited from using any other street, alley or road while proceeding through the city.

CHAPTER 8.12

EMERGENCY VEHICLES

Sections:

8.12.01	Right-of-way
8.12.02	Following prohibited
8.12.03	Restriction of vehicular traffic
8.12.04	Strict enforcement
8.12.05	Exempt personnel
8.12.06	Penalty

8.12.01 Right-of-way. When any emergency vehicle is on an emergency run, a siren and/or flashing red light shall be operated at all times while said vehicle is in motion. Any such moving emergency vehicle shall be entitled to and shall receive the right-of-way over all pedestrian and vehicle traffic. When the operator of any non-emergency vehicle is approached from any direction by such emergency vehicle, he shall immediately move his vehicle to the extreme right side of the street, and shall come to a full stop, remaining at such full stop until all such emergency vehicle movements have passed.

8.12.02 Following prohibited. No person except as herein authorized shall follow any emergency vehicle which is operating its emergency signals.

8.12.03 Restriction of vehicular traffic. No vehicular traffic (other than that of authorized personnel specified herein) shall be permitted within a three (3) block radius of any emergency, unless such vehicular movement is permitted by order of the fire, police or medical personnel in charge at the scene of such emergency. Fire, police or other authorized personnel shall have the specific authority to order all pedestrians and spectators outside said emergency area at any time.

8.12.04 Strict enforcement. The provisions hereof shall be strictly enforced by members of the Police Department.

8.12.05 Exempt personnel. The following personnel when acting in the line of duty are specifically exempt from the provisions of this chapter;

- A. All regular and volunteer Fire Department personnel.
- B. All regular and auxiliary police personnel.
- C. News reporting and photography personnel for public communications media.

- D. Medical, nursing and ambulance personnel.
- E. Law enforcement officers; and other persons specifically authorized by the Mayor, Police Chief or Fire Chief.
- F. Public utility personnel.

8.12.06 Penalty. Any person violating any of the provisions hereinabove shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than Twenty-Five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00).

CHAPTER 8.16

NON-OPERATING VEHICLES

Sections:

- 8.16.01 Definitions
- 8.16.02 Prohibiting non-operating vehicles
- 8.16.03 Exceptions
- 8.16.04 Penalty for violation
- 8.16.05 Violators

8.16.01 Definitions.

- A. Non-operating motor vehicles as used in this chapter means a motor vehicle with one or more of the following characteristics:
 - 1. the engine or motor is inoperative;
 - 2. the wheels all or any one of them are removed;
 - 3. the motor vehicle has flats on two or more tires;
 - 4. major operating components are missing, such as: windshield glass, door glass, fenders, gauges, steering wheel, tie rods, springs, drive train, gear box, rear end, or any parts connected with the steering geometry of the motor vehicle, the seats are removed;
 - 5. Any of the major operating components such as those listed in item (a)(4) above are in such damaged condition so as to make the motor vehicle useless;

6. The motor vehicle does not have a current Arkansas registration; or
- B. Motor vehicle means a car, automobile, truck, bus, omnibus, tractor truck, or other vehicle licensed to travel upon the roads of Arkansas, or subject to licensing for travel or intended as a carrier for goods and persons from point to point which uses power derived from a motor or engine especially an internal combustion engine, or rotary engine and a wankel.

8.16.02 Prohibiting non-operating vehicles. It is unlawful to have a non-operating motor vehicle.

8.16.03 Exceptions. Nothing in this chapter shall be construed so as to apply to:

- A. Any motor vehicle that can be started and moved under its own power on demand;
- B. Motorcycles and motor bikes;
- C. Antique automobiles, provided the vehicle has an antique license as by law required; and
- D. Temporarily disabled motor vehicles provided they are restored to running condition within thirty (30) days from date of disablement.

8.16.04 Penalty for violation. A violation of this chapter is hereby declared to be a misdemeanor and punishable by a fine of not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) or by a jail sentence of one (1) to ten (10) days. Each day a non-operating motor vehicle is upon the premises of a person shall constitute a separate offense.

8.16.05 Violators. A person shall be deemed in violation of this chapter if:

- A. Such person owns or has registered to him a non-operating motor vehicle that is in a prohibited area within the terms of this chapter; or
- B. Such person owns property that non-operating motor vehicles are placed, parked or found resting on in a prohibited area within the terms of this chapter;
- C. It shall be a prima facie case that the record owner is the owner of property in question;
- D. It shall be a prima facie case that the registered owner of a motor vehicle is the owner of the motor vehicle.

CHAPTER 8.20

PARKING

Chapters:

8.20.01	Public square
8.20.02	Traffic on public square
8.20.03	War Eagle Street
8.20.04	East Main Street
8.20.05	Vehicle parking on streets
8.20.06	Fine

8.20.01 Public square It shall be unlawful for any person to park any vehicle on the public square in Huntsville, Arkansas, except as designated by painted areas. Parking places shall be marked by white paint and all parking shall be within the spaces as marked. (Ord. No. 63-3, Sec. 1.)

8.20.02 Traffic on public square The course of traffic on the public square in Huntsville, Arkansas, shall be counterclockwise and shall be one way only. (Ord. No. 63-3, Sec. 2.)

8.20.03 War Eagle Street From and after the passage of this ordinance the traffic pattern on War Eagle Street from the public square to Parrott Drive shall be westerly. (Ord. No. 63-3, Sec. 3.)

8.20.04 East Main Street From and after the passage of this ordinance the traffic flow on East Main Street in the city of Huntsville, Arkansas, from the public square to Highway 23 shall be easterly. (Ord. No. 63-3, Sec. 4.)

8.20.05 Vehicle parking on streets From and after the passage of this ordinance there shall be no parking of vehicles or standing of vehicles on War Eagle Street from Parrott Drive to the public square nor shall there be parking or standing of vehicles on East Main Street from Highway 23 to the public square provided that from the east side of the public square to a point 80 feet east of along the north side of War Eagle Street and along the south side of East Main Street parallel shall be permitted. (Ord. No. 63-3, Sec. 4.)

8.20.06 Fine Any person parking, driving, or stopping any vehicle along War Eagle Street and/or East Main Street as above set forth, except in cases of emergency, or any person who shall drive a motor vehicle in a clockwise direction on the public square in Huntsville, Arkansas, or any person who shall park a vehicle diagonally on the public square in Huntsville, Arkansas, shall be fined in any sum not less than Twenty-Five Dollars (\$25.00) for each offense. (Ord. No. 63-3, Sec. 5.)

CHAPTER 8.24

VACATING STREETS

Sections:

- 8.24.01 Accepting dedicated streets
- 8.24.02 Vacating streets

8.24.01 Accepting dedicated streets

Ord. No. 2011-3 Part of SE ¼ of Sec. 34, Twp 17 N, Range 26 West

8.24.02 Vacating streets

- Ord. No. 55-3 Alley between lots in Polk Addition
- Ord. No. 87-1 Alley through Block 5 in Polk Addition
- Ord. No. 87-8 Part of Alley between Lost 15 & 16 of Brodie Addition
- Ord. No. 91-2 Alley in E. ½ of Sec. 4, Twp 16 N., Range 26 West
- Ord. No. 94-2 Part of Phillips and West Streets at Huntsville Memorial Hospital
- Ord. No. 2003-1 Juncture with War Eagle St. between Lots 37 & 38
- Ord. No. 2008-9 Tom Hargis Avenue
- Ord. No. 2010-3 Alley between Cain St. and Hawkins St.
- Ord. No. 2010-5 15' wide Lift Station Easement
- Ord. No. 2012-5 East side of Tract 3 Southbridge Subdivision
- Ord. No. 2012-6 Alley along east side of Block 1 of Polk Addition
- Ord. No. 2014-4 Alley between Lots 1-12 of Block 10, Polk Addition

CHAPTER 8.28

OUTDOOR SHIELDED LIGHTING

Sections:

- 8.28.01 Cost prohibitive

8.28.01 Cost prohibitive

- A. The City Council of Huntsville finds that the cost of acquiring shielded outdoor lighting fixtures, versus non-shielded outdoor lighting fixtures, is prohibitive.

- B. The City Council of Huntsville hereby determines that the projected cost of operating shielded outdoor lighting fixtures, versus non-shielded outdoor fixtures, is prohibitive.
- C. The city of Huntsville hereby expressly intends to avail itself of the exemption from the requirements of the act pertaining to the purchase of shielded outdoor lighting fixtures. (Ord. No. 2007-1, Secs. 1-3.)

CHAPTER 8.32

TRAFFIC

Sections:

8.32.01 South Harris Street

8.32.01 South Harris Street

- A. It shall be unlawful for any vehicles including their attachments exceeding twenty-eight (28) feet in length to make a right turn onto South Harris Street from the city of Huntsville Town Square.
- B. This ordinance shall not apply to emergency vehicles.
- C. Violations of this ordinance are punishable by a fine up to and including the sum of One Hundred Dollars (\$100.00) plus any applicable costs. (Ord. No. 2012-4, Secs. 1-3.)

CHAPTER 8.36**BRAKING WITHIN CITY LIMITS****Sections:**

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|---------|----------|
| 8.36.01 | Unlawful |
| 8.36.02 | Fine |

8.36.01 Unlawful It shall be unlawful for any person who is the driver/operator of any vehicle, except emergency vehicles, to use or operate or cause to be used or operated engine brakes or motor brakes within fifteen hundred (1500) feet of a sign declaring ENGINE BRAKES PROHIBITED within the city limits of the city of Huntsville, Arkansas. The Chief of Police or Assistant Chief shall determine where said signs should be placed subject to the approval of the Mayor. Appropriate signage shall be placed on the streets and roadways by the city Street Department. (Ord. No. 2013-8, Sec. 1.)

8.36.02 Fine Any person convicted of violating this ordinance shall be fined not less than Two Hundred Fifty Dollars (\$250.00) or more than Five Hundred Dollars (\$500.00) for each offense. (Ord. No. 2013-8, Sec. 2.)