

TITLE VII: TRAFFIC CODE

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CHAPTER 70: TRAFFIC REGULATIONS

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GENERAL PROVISIONS

70.01 SPEED ZONES IN RURAL AREAS.

(A) There shall be established a 45 mph speed zone on all county sections of roadway unless otherwise marked and clearly posted.

(B) This section shall be in full force and effect on March 18, 2013.
(Ord. 2013-1176-2, passed 3-4-2013)

COMMERCIAL AND HEAVY VEHICLES**' 70.15 USE OF LOCAL STREET.**

No person shall operate a vehicle exceeding a size as specified in ' 70.16 or exceeding a gross weight of ten tons upon any street in the residential subdivision.

(Ord. 2003-1, passed 5-27-2003) Penalty, see ' 70.99

' 70.16 MAXIMUM WIDTH, HEIGHT, AND LENGTH.

(A) No vehicle shall be operated on the public streets, highways, bridges, and culverts within the residential subdivision whose dimensions exceed those specified below.

(1) *Width.*

(a) One hundred and four inches for passenger bus type vehicles operated exclusively within the residential subdivision;

(b) One hundred and thirty-two inches for traction engines; and

(c) Ninety-six inches, including load, for all other vehicles.

(2) *Length.*

(a) Forty-eight feet for passenger bus type vehicles operated exclusively within the residential subdivision;

(b) Forty feet for all other passenger bus type vehicles;

(c) Fifty-five feet for the overall length of a commercial tractor and semi-trailer combination, with or without load;

(d) Sixty-five feet for any other combination of vehicles coupled together, with or without load; and

(e) Forty feet for all other vehicles.

(3) *Height.* No such vehicle shall have a height in excess of 13 feet, six inches, with or without a load.

(B) This section does not apply to fire engines, fire trucks, or other vehicles or apparatus belonging to any municipal corporation, county, or to the volunteer fire department of any political subdivision.

This section does not require the state, county, townships, or any railroad or other private corporation to provide sufficient vertical clearance to permit the operation of such vehicle, or make any changes in or about existing structures now crossing streets, roads, and other public thoroughfares in the residential subdivisions.

(Ord. 2003-1, passed 5-27-2003) Penalty, see ' 70.99

' 70.17 OPERATION OF THROUGH TRUCKS.

(A) All motor trucks, buses, commercial tractors, and trailers passing through the residential subdivision and not making a local delivery or pick up goods or persons, or making local service stops, are hereby required to use only such streets of the residential subdivision as designated and marked federal, state, or truck routes in the passage of the same through the residential subdivision.

(B) The County Commissioners are hereby authorized and directed to erect at the any entrance of the residential subdivisions, signs indicating that through trucks are required to use federal, state, or truck routes.

(Ord. 2003-1, passed 5-27-2003) Penalty, see ' 70.99

' 70.18 LOADS DROPPING OR LEAKING; TRACKING MUD.

(A) No vehicle shall be driven or moved on any street, highway, or other public place unless such vehicle is so constructed or loaded as to prevent any of its load from dropping, sifting, leaking, or otherwise escaping there from, except that sand or other substances may be dropped for the purpose of securing traction, or water or other substances may be sprinkled on a roadway in cleaning or maintaining such roadway.

(B) No person shall operate any vehicle so as to track or drop litter, mud, stones, gravel, or other similar material on any street, highway, or other public place.

(C) It shall be the duty of the driver of a vehicle who unlawfully drops or deposits mud, stones, gravel, or other similar material or permits the load or any portion thereof to be dropped or deposited upon any street, highway, or other public place to immediately remove the same or cause it to be remove.

(Ord. 2003-1, passed 5-27-2003) Penalty, see ' 70.99

' 70.19 PARKING SUCH VEHICLES WITHIN THE RESIDENTIAL SUBDIVISION ON PRIVATE PROPERTY.

A person shall be able to park a motor truck, commercial tractor, bus, or an RV on private property only if he or she meets all the conditions that are specified below.

(A) No person shall let the vehicle set with the engine running at any time for more than 15 minutes.

(B) The vehicle shall be parked within the confines of the property.

(C) The vehicle shall have a proper base to be parked on, such as stone, concrete, or asphalt. The vehicle shall not be parked on any private property in such a manner so that the vehicle will protrude out over any sidewalk or roadway.

(D) A person shall be able to do routine maintenance on vehicle; washing and cleaning are expected.

(E) The private property that this vehicle is parked on must be the operator of such vehicles, who must be a resident within the residential subdivision.

(F) If private property has been rented or permission has been given by someone else besides the owner or operator, such vehicle can be parked on the property, provided each vehicle owner or operator is a resident of the residential subdivision.

(Ord. 2003-1, passed 5-27-2003) Penalty, see ' 70.99

WEIGHT LIMITS**' 70.30 POWERS AND AUTHORITIES.**

The County Highway Supervisor shall have the power and authority to post county roads from time to time and place to place with weight limits for vehicles using said roads as conditions may warrant.

(Ord. 5-8-1, passed 4-5-1982)

' 70.31 WEIGHT LIMIT POSTING REQUIREMENTS.

Weight limits shall be posted on signs set on or along the restricted roads. Signs shall have white backgrounds with black letters.

(Ord. 5-8-1, passed 4-5-1982)

' 70.32 WEIGHT LIMIT DESCRIPTIONS.

Weight limits may be stated as a gross vehicular weight limit or axle weight limit, or both. When axle limit is used, the wheel group on either end of an axle shall not exceed one-half the axle limit. (Ord. 5-8-1, passed 4-5-1982)

' 70.33 VIOLATIONS.

Any person found operating a vehicle in violation of provisions of this subchapter or posted weight limits shall be in violation of an infraction and judgment shall be rendered in accordance with the terms of I.C. 34-28-5. (Ord. 5-8-1, passed 4-5-1982) Penalty, see ' 70.99

' 70.34 EFFECTIVE DATE.

This subchapter shall be in full force and effect from and after its passage and advertisement according to law. (Ord. 5-8-1, passed 4-5-1982)

' 70.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to ' 10.99.

(B) Violation of the speed zone set out in ' 70.01 shall result in a penalty or penalties to be determined at the discretion of the Judge of the Circuit Court.

(C) Any person violating ' ' 70.15 through 70.19 shall be subject to a fine of not more than \$250. Any person charged with the violation of ' ' 70.15 through 70.19 who wishes to plead guilty may pay this fine at the County Clerk=s office at the County Courthouse by paying \$100, provided said violators do not receive more than two such charges within a calendar year and provided that said fines are paid within one week of said violation. (Ord. 2003-1, passed 5-27-2003; Ord. 2013-1176-2, passed 3-4-2013)

CHAPTER 71: SNOW EMERGENCY

Section

- 71.01 Declaration of emergencies
- 71.02 Classification of snow emergencies
- 71.03 Violations
- 71.04 Effective date

' 71.01 DECLARATION OF EMERGENCIES.

The Board of Commissioners may declare one of the three emergencies set out in ' 71.02.
(Ord. 2010-0702-1, passed 2-1-2010)

' 71.02 CLASSIFICATION OF SNOW EMERGENCIES.

There shall be three classifications of snow emergencies or catastrophes to control highway use:

(A) *Level 1.* Roadways are icy and hazardous with blowing and drifting snow. Drivers should drive cautiously;

(B) *Level 2.* Roadways are hazardous with blowing and drifting snow. Only necessary traveling. No person should be driving unless it is necessary to get to and from work, for medical emergency or home necessities; and

(C) *Level 3.* All roadways are closed to non-emergency personnel. No one should be out during these conditions. No non-emergency vehicles shall be on the county roads.
(Ord. 2010-0702-1, passed 2-1-2010)

' 71.03 VIOLATIONS.

Any person who violates this chapter shall be subject to a Class C infraction.
(Ord. 2010-0702-1, passed 2-1-2010)

' 71.04 EFFECTIVE DATE.

This chapter shall be in full force and effect from and after its passage.
(Ord. 2010-0702-1, passed 2-1-2010)

CHAPTER 72: TRAFFIC SCHEDULES

Schedule

- I. Stop signs
- II. Speed limits

SCHEDULE I. STOP SIGNS.

(A) The following streets shall be stop streets.

<i>Street</i>	<i>Location</i>	<i>Type of Stop</i>	<i>Ord. No.</i>	<i>Date Passed</i>
North bound Stone Road	Contreras Road and Stone Road	Stop sign	2004-8	11-24-2003
North bound Stone Road	Velocipede Road and Stone Road	Stop sign	2004-9	11-24-2003
South bound Stone Road	East and west bound Contreras Road at the	Stop sign	2004-8	11-24-2003
South bound Stone Road	East and west bound Velocipede Road at	Stop sign	2004-9	11-24-2003

(B) A person who violates this schedule commits a Class C infraction.

SCHEDULE II. SPEED LIMITS.

<i>Street/Town</i>	<i>Location</i>	<i>Speed Limit</i>	<i>Ordinance</i>	<i>Date Passed</i>
9 Mile Road	State Road 44E and 9 Mile Road, then south to the intersection of US 27 S and 9 Mile Road. Beginning in Center Township to include Sections 13, 14, 23, and 24. Continuing south through Sections 25, 26, and a portion of 35 and 36 in Union Township	45 mph	2012-0712-1	7-23-2012
Bath Springs Road	Intersection of Old 101 Road, thence south to the Franklin County line. Section 14 of Harmony Township	45 mph	2002-1	9-3-2002
County Road Old 101	Beginning at the intersection of State Road 101, thence southwest to the Union Franklin County line. To include Sections 11, 14, and 15 in Harmony Townships	45 mph	2009-1	3-30-2009
Old Brownsville Road ^{1. 2. 3.}	Beginning at the Town of Liberty Corporation Limit, in Section 12 of Center Township, thence west 2,954 feet to the intersection of Old Brownsville Road and Patterson Road, Section 1 of Liberty Township	35 mph	2005-2-1	11-28-2005
Old Brownsville Road and Patterson ^{1. 2. 3.}	From the intersection of Old Brownsville Road and Patterson, then west 6,016 feet ending in Section 3 of Liberty Township	30 mph	2005-2-1	11-28-2005
Old US 27	Beginning at the intersection of State Road 27 continuing south to the intersection of Paddock Street and Market Street, to be marked and clearly posted	30 mph	2011-702-1	7-18-2011
Town of Brownsville	Beginning at the east end of Brownsville on Old Brownsville Road at the town limits and ending at the west end of Brownsville on Old Brownsville Road	30 mph	2001-2	12-3-2001
Town of Brownsville	Beginning at the north end of Brownsville Road and ending at the south end of Brownsville on Brownsville Road	30 mph	2001-2	12-3-2001
Town of Clifton	Beginning at the north side of Clifton on Patterson Road and extending to the south side of Clifton on Patterson Road	30 mph	2001-5	12-3-2001
Town of Clifton	At the east side of Clifton on Clifton Road and extending to the west side of Clifton on Clifton Road	30 mph	2001-5	12-3-2001
Town of Kitchel	Beginning at the west side of Kitchel and ending at the east side of Kitchel	30 mph	2001-3	12-3-2001

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<i>Street/Town</i>	<i>Location</i>	<i>Speed Limit</i>	<i>Ordinance</i>	<i>Date Passed</i>
Town of Liberty Corporate ^{1. 2. 3.}	Town of Liberty Corporation limits, thence west 4,915 feet and ending in Section 34 of Brownsville Township	30 mph	2005-2-1	11-28-2005
Town of Liberty Corporation Limits ^{1. 2. 3.}	Beginning at 10,931 feet from the Town of Liberty Corporation limits, thence west and ending in Section 17 of Brownsville Township	35 mph	2005-2-1	11-28-2005
Town of Philomath	Beginning at the north side of Philomath and ending at the south side of Philomath	30 mph	2001-4	12-3-2001
Town of Yankeetown	Beginning at the south side of Yankeetown on Yankeetown Road and extending to the north side of Yankeetown on Yankeetown Road	30 mph	2001-6	12-3-2001
Union County Road 100-W	Beginning at the south of 100W, thence north to the end of the roadway	30 mph	2001-1	3-5-2001

NOTES TO TABLE:

^{1.} Said offenses shall carry with them the same points on the offending driver=s license that the same offenses carry under the state statutes and regulations and laws thereto (however, these may be waived by any court of competent jurisdiction upon the recommendation of the County Attorney).

^{2.} The violators shall have the privilege of paying the fine in an amount to the Traffic Bureau at the office of the Clerk of the County Circuit Court at the County Court House in Liberty, Indiana where and when applicable and lawful and appropriate.

^{3.} This table or schedule shall be in full force and effect from and after its passage and approval by the Board of County Commissioners. The County Auditor is directed to cause the table or schedule to be published.