

TENAKEE SPRINGS MUNICIPAL CODE

TITLE 13

VEHICLES AND TRAFFIC

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CHAPTER 13.01

MOTORIZED VEHICLES

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13.01.010 Intent.

The intent of this chapter is to regulate all vehicles used to transport persons or cargo, in order to maintain safety for pedestrian traffic, as well as provide access in the city limits for vehicles used to provide essential services. These services include medical care, fire protection, electrical

services, general city maintenance, and oil delivery.

13.01.020 Definitions.

In this chapter:

1. “Essential vehicle” means city-owned vehicles operating for hire to the city.
2. “Motor vehicles” means any self-propelled two-axle motor vehicle, suitable for use on a street or roadway, and used for the purpose of carrying passengers or materials; not exceeding fifty inches (50”) in total vehicle width, ten feet (10’) in length; or trailers sixty inches (60”) in width, and twenty-two feet (22’) in length for vehicle and trailer. The term does not include snow machines, motorcycles, dirt bikes, and other two (2) wheeled motor vehicles, nor does it include vehicles which would be classified as automobiles or trucks.
3. “Commercial use of motor vehicles” means activities for which a person receives direct monetary compensation or activities for which a person receives no direct monetary compensation but that are incidental to and done in furtherance of the person’s business.
4. “Prohibited vehicles” means the following vehicles are prohibited for use on any city trail: skid steering vehicles, vehicles with three (3) or more axles, snow machines, and motorcycles shall not be licensed.
5. “City streets” means a street or roadway within the town core zoning district from the cemetery reserve to the boat harbor.

13.01.025 Limitation on Use of Commercial Motor Vehicles.

The commercial use of a motor vehicle is limited to the hauling of freight, baggage, and gear, or for the transportation of persons who due to a disability require transportation assistance.

13.01.030 Licenses.

All motor vehicles will be licensed by the city. Notices shall be sent on July 1st and due in full on July 31st to all vehicle owners. There will be a fee of ten dollars (\$10.00) for each delinquent payment notice and no new license will be issued until old fees are paid. The fees are:

1. Essential vehicle – no fee
2. Motor vehicle - \$45.00
3. Exempt vehicles described under Section 13.01.040 (B) - \$45.00

13.01.040 Non-Conforming Motor Vehicle Permit.

A. Unless operating under the “essential vehicle” classification, vehicles which exceed fifty inches (50”) in width, ten feet (10’) in length, or trailers up to sixty inches (60”) in width and twenty-two feet (22’) in length for vehicles and trailer, can be used on city streets only if the obtain a non-conforming permit and post a damage deposit before they will be allowed on the street. Basic deposit will be two hundred and fifty dollars (\$250.00) for wheeled vehicles and five hundred dollars (\$500.00) for tracked vehicles. Non-conforming motor vehicle permits will

be obtained from the city clerk for a fee of twenty-five dollars (\$25.00) per day.

B. Exemptions:

1. The intent of this subsection is to reduce wear and tear of the road, but to allow necessary use. Backhoes and tractors should only be used for work or other essential uses. Examples of uses are transfer of fuels, transport of firewood, and transport of barge orders.
2. The following non-conforming uses are exempt from the permit requirement of this section:
 - a. forklift while engaged in cargo handling operations of “E” Street, and five-hundred feet (500’) east and west of “E” Street on Tenakee Avenue;
 - b. vehicles maneuvering on Tenakee Avenue between parking areas to beach and/or construction areas, except that the permit fee applies whenever primary operations are conducted along Tenakee Avenue;
 - c. private backhoes or tractors not to exceed five feet (5’) in width or eighteen feet (18’) in length and not engaged in a commercial operation (for hire), but operating for the owner’s own personal use, only.

C. The owners of non-conforming vehicles will be held liable in case of damage to city streets resulting from the operation of such vehicles on said streets. Repairs will be accomplished as soon as practical by the city Department of Public Works with costs to be paid by the vehicle owner.

13.01.050 Non-Licensed Motor Vehicles Prohibited.

All motor vehicles which are not licensed by the City of Tenakee Springs, or do not have a non-conforming motor vehicle permit from the city, will be prohibited from using the public roads.

13.01.060 Vehicles Prohibited on Unimproved Roads and Perpetual Pedestrian Easements.

A. No motorized vehicles will be permitted beyond the boat harbor to the east, with the exception of Inlet Road within ALS 81-216 in Columbia Cove, and USS 2451, Lot 4, to the west. This prohibition does not apply to motor vehicles crossing, but not operating along, city streets, rights-of-way, or trails.

B. The licenses of vehicles violating this provision more than twice will be revoked for one (1) year.

13.01.070 Parking.

All unattended vehicles must be parked off the improved multi-use portion of the city streets.

13.01.080 Muffler.

All motor vehicles must meet state requirements regarding muffler requirements. If a muffler is in unacceptable condition, it must be replaced within thirty (30) days.

13.01.090 Headlights.

All vehicles that will be used after dark will have at least one headlight in good working order, which must be turned on between one-half (½) hour before sunset and one-half (½) hour after sunrise. Headlights not in good working order must be replaced in thirty (30) days. A replacement light must be used in the interim.

13.01.100 Driving While Intoxicated.

No vehicle will be driven by anyone who is under the influence of intoxicating liquor or drugs as per AS 28.35.030.

13.01.110 Speed Limit.

The speed limit will be ten (10) mph on the improved multi-use portion of the trail. Vehicles crossing trails and unimproved rights-of-way are limited to five (5) mph. A speed limit of twenty (20) mph is established on Indian River Road to within one hundred feet (100') of the road's intersection with the trail.

13.01.120 Minimum Age for Drivers.

Drivers of motorized vehicles must be at least sixteen (16) years of age as per AS 28.15.031 and have a valid driver's license.

13.01.130 Pedestrian Right-of-Way.

Pedestrians will have the right-of-way at all times.

13.01.140 Prohibitions.

- A. Operation of motorized vehicles is restricted to loading or unloading only, for a maximum of thirty (30) minutes.
- B. The following vehicles are prohibited for use on any city street or trail: skid steering vehicles, vehicles with three (3) or more axles, snow machines, and motorcycles shall not be licensed.

13.01.150 Penalties.

Violation of any provision of this chapter is a civil violation for which a notice may be issued under the provisions set forth in Chapter 01.05 and subject to a civil penalty in the amount set forth in Section 01.05.030, not to exceed five hundred dollars (\$500.00).

CHAPTER 13.02**(RESERVED)**

CHAPTER 13.03

(RESERVED)

CHAPTER 13.04

(RESERVED)

CHAPTER 13.05

NON-MOTORIZED VEHICLES

Sections:	13.05.010	DEFINITIONS
	13.05.020	PEDESTRIAN RIGHT-OF-WAY
	13.05.030	SPEED LIMIT
	13.05.040	PARKING
	13.05.050	DOCKS, FLOATS, AND APPROACHES
	13.05.060	PENALTIES

13.05.010 Definitions.

Non-motorized vehicles means bicycles, tricycles, wagons, carts, sleds, and any other vehicle not propelled by a motor.

13.05.020 Pedestrian Right-of-Way.

Non-motorized vehicles will be ridden in an orderly manner so as not to endanger pedestrians who will at all times have the right-of-way.

13.05.030 Speed Limit.

The speed limit provisions of 13.01.110 apply.

13.05.040 Parking.

No vehicles will be left unattended in the street. All unattended vehicles must be parked off the road to allow other traffic, both pedestrian and vehicle, to pass unimpeded.

13.05.050 Docks, Floats, and Approaches.

The operation of non-motorized vehicles, not including carts, wagons, and other vehicles engaged in hauling freight, is prohibited on docks, floats, and approaches.

13.05.060 Penalties.

Violation of any provision of this chapter is a civil violation for which a notice may be issued under the provisions set forth in Chapter 01.05 and subject to a civil penalty in the amount set forth in Section 01.05.030, not to exceed five hundred dollars (\$500.00).