

Title 10

VEHICLES AND TRAFFIC

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Chapter 10.04

TRAFFIC CODE

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I. DEFINITIONS

10.04.010 Definitions. For the purposes of this chapter, the following words and phrases are set forth in this article. (Ord. 76 §13-1(a)(part), 1979)

10.04.020 Authorized emergency vehicles. "Authorized emergency vehicles" means vehicles of the fire department, police vehicles, and such ambulances and emergency vehicles of municipal departments or public service corporations as are designated or authorized by the town marshal of the town. Private ambulances, wreckers and funeral cars are emergency vehicles if they are so authorized by the town marshal in writing. (Ord. 155(part), 1982: Ord. 76 §13-1 (a)(part), 1979)

10.04.030 Bus. "Bus" means every motor vehicle designed for carrying more than ten passengers and used for the transportation of persons, and every motor vehicle, other than a taxicab, designed and used for the transportation of persons for compensation. (Ord. 76 §13-1(a)(part), 1979)

10.04.040 Business district. "Business district" means the territory contiguous to and including a street when within any six hundred feet along such street where there are buildings in use for business or industrial purposes, including but not limited to hotels, banks, or office buildings, railroad stations and public buildings which occupy at least three hundred feet of frontage on one side or three hundred feet collectively on both sides of the street. (Ord. 76 §13-1(a)(part), 1979)

10.04.050 Controlled access roadway. "Controlled access roadway" means every street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by public authority having jurisdiction over such street or roadway. (Ord. 76 §13-1(a)(part), 1979)

10.04.060 Crosswalk. "Crosswalk" means that part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the street measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway; any portion of a street at an intersection or elsewhere distinctly for pedestrian crossing by lines or other markings on the surface. (Ord. 76 §13-1(a)(part), 1979)

10.04.070 Driver. "Driver" means every person who drives or is in actual physical control of a vehicle. (Ord. 76 §13-1 (a) (part), 1979)

10.04.080 Explosives. "Explosives" means any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion and which contains any oxidizing and combustible units or other ingredients in such proportions, quantities, or packing that an ignition by fire, by friction, by concussion, by percussion, or by detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructing effects on contiguous objects or of destroying life or limb. (Ord. 76 §13-1(a) (part), 1979)

10.04.090 Farm tractor. "Farm tractor" means every motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines and other implements of husbandry. (Ord. 76 §13-1(a)(part), 1979)

10.04.100 Flammable liquid. "Flammable liquid" means any liquid which has a flashpoint of seventy degrees Fahrenheit, or less, as determined by a tagliabue or equivalent closed-cup test device. (Ord. 76 §13-1(a)(part), 1979)

10.04.110 Intersection. "Intersection" means the area embraced within the prolongation or connection of the lateral curblines, or, if none, the lateral boundary lines of the roadways of two streets which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different streets joining at any other angle may come in conflict. (Ord. 76 §13-1(a)(part), 1979)

10.04.120 Intersection, separate. "Separate intersection" means where a street includes two roadways thirty feet or more apart, then every crossing of each roadway of such divided street by an intersecting street shall be regarded as a separate intersection. In the event such intersecting street also includes two roadways thirty feet or more apart, then every crossing of two roadways of such street shall be regarded as a separate intersection. (Ord. 76 §13-1(a)(part), 1979)

10.04.130 Laned roadway. "Laned roadway" means a roadway which is divided into two or more clearly marked lanes for vehicular traffic. (Ord. 76 §13-1(a)(part), 1979)

10.04.140 Motorcycle. "Motorcycle" means every motor vehicle having a seat or 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. (Ord. 76 §13-1(a)(part), 1979)

10.04.150 Motor-driven cycle. "Motor-driven cycle" means every motorcycle, including every motor scooter, with a motor which produces not more than five horsepower and every bicycle with motor attached. (Ord. 76 §13-1(a)(part), 1979)

10.04.160 Official traffic-control devices. "Official traffic-control devices" means all signs, signals, markings and devices not inconsistent with the provisions of this article placed or erected by the governing body or by an official with proper authority of the governing body for the purpose of regulating, warning or guiding traffic. (Ord. 76 §13-1(a)(part), 1979)

10.04.170 Owner. "Owner" means a person who holds the legal title of a vehicle or, in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee or in the event a mortgagor of a vehicle is entitled to possession, such conditional vendee or lessee or mortgagor. (Ord. 76 §13-1(a)(part), 1979)

10.04.180 Park. "Park," when prohibited, means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading. (Ord. 76 §13-1(a)(part), 1979)

10.04.190 Pedestrian. "Pedestrian" means any person afoot. (Ord. 76 §13-1(a)(part), 1979)

10.04.200 Police officer. "Police officer" means every officer authorized to direct or regulate traffic or make arrests for violation of traffic regulations. (Ord. 76 §13-1(a)(part), 1979)

10.04.210 Private road or driveway. "Private road or driveway" means 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. (Ord. 76 §13-1(a)(part), 1979)

10.04.220 Railroad. "Railroad" means a carrier of persons or property upon cars, other than streetcars, operated upon stationary rails. (Ord. 76 §13-1(a) (part), 1979)

10.04.230 Railroad sign or signal. "Railroad sign signal" means sign, signal or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train. (Ord. 76 §13-1(a) (part), 1979)

10.04.240. Railroad train. "Railroad train" means a steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails, except streetcars. (Ord. 76 §13-1(a) (part), 1979)

10.04.250 Residence district. "Residence district" means the territory contiguous to and including a street not comprising a business district when the property on such street for a distance of three hundred feet or more is in the main improved with residences or residences and buildings in use for business. (Ord. 76 §13-1(a) (part), 1979)

10.04.260 Right-of-way. "Right-of-way" means the right of one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances or direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other. (Ord. 76 §13-1(a) (part), 1979)

10.04.270 Road tractor. "Road tractor" means every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry and load thereon either independently or any part of the weight of a vehicle or load so drawn. (Ord. 76 §13-1(a) (part), 1979)

10.04.280 Roadway. "Roadway" means that portion of a street improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a street includes two or more separate roadways, the term "roadway" refers to any such roadway separately but not to all such roadways collectively. (Ord. 76 §13-1(a)(part), 1979)

10.04.290 Safety zone. "Safety zone" means the area or space official set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone. (Ord. 76 §13-1(a) (part), 1979)

10.04.300 School bus. "School bus" means every motor vehicle that complies with the color and identification requirements set forth in most recent edition of "Minimum Standards for School Buses" and is used to transport children to or from school or in connection with school activities, but not including buses operated by common carriers in urban transportation of school children. (Ord. 76 §13-1 (a) (part), 1979)

10.04.310 Semitrailer. "Semitrailer" means every vehicle with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its loads rests upon or is carried by another vehicle. (Ord. 76 §13-1(a) (part), 1979)

10.04.320 Sidewalk. "Sidewalk" means that portion of a street between curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use of pedestrians. (Ord. 76 §13-1(a) (part), 1979)

10.04.330 Stop. "Stop," when required, means complete cessation from movement. (Ord. 76 §13-1(a)(part), 1979)

10.04.340 Stop, stopping or standing. "Stop, stopping or standing," when prohibited, means any stopping or standing of a vehicle whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic-control sign or signal. (Ord. 76 §13-1(a) (part), 1979)

10.04.350 Street. "Street" means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel. (Ord. 76 §13-1(a) (part), 1979)

10.04.360 Through street. "Through street" means every street or portion thereof on which vehicular traffic is given preferential right-of-way, and at the entrances to which vehicular traffic from intersecting streets is required by law to yield the right-of-way to vehicles on such through highway in obedience to a stop sign, yield sign or other official traffic control devices, when such signs or devices are properly erected. (Ord. 76 §13-1(a) (part), 1979)

10.04.370 Traffic. "Traffic" means pedestrians, ridden or herded animals, vehicles, and other conveyances either singly or together while using any street for purposes of travel. (Ord. 76 §13-1(a) (part), 1979)

10.04.380 Traffic control signal. "Traffic-control signal" means any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed. (Ord. 76 §13-1 (a) (part), 1979)

10.04.390 Trailer. "Trailer" means every vehicle, with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle so constructed that no part of its weight and that of its load rests upon or is carried by another vehicle. (Ord. 76 § 13-1(a) (part), 1979)

10.04.400 Truck. "Truck" means every motor vehicle designed, used or maintained primarily for the transportation of property. (Ord. 76 §13-1(a) (part), 1979)

10.04.410 Truck tractor. "Truck tractor" means every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn. (Ord. 76 §13-1(a) (part), 1979)

10.04.420 Urban district. "Urban district" means the territory contiguous to and including any public street which is built up with structures devoted to business, industry or dwelling houses situated at intervals of less than one hundred feet for a distance of a quarter of a mile or more. (Ord. 76 §13-1(a) (part), 1979)

10.04.430 Vehicle. "Vehicle" means every device, in, upon or by which any person or property is or may be transported or drawn upon a street, except devices moved by human power or used exclusively upon stationary rails or tracks. (Ord. 76 §13-1(a) (part), 1979)

10.04.440 Other definitions. Words and phrases used this chapter and not defined by this article but defined in §31-5-102, W.S. 1977, shall have the meanings set out in §31-5-102, W.S. 1977. (Ord. 155(part), 1982: Ord. 76 §13-1(a)(part), 1979)

II. GENERAL PROVISIONS

10.04.450 Adoption of Parts of the Uniform Act Regulating Traffic on Highways.

Pursuant to W. S. § 15-1-119(a) (1999 Ed.), the following parts or sections of *The Uniform Act Regulating Traffic on Highways*, including all amendments in effect on the effective date of the ordinance, are hereby adopted by reference for the purposes of regulating traffic and motor vehicles within the Town of Hanna, Wyoming.

The parts or sections adopted by reference are: All parts of W. S. § 31-5-101 through § 31-5-1214, except: Penalty provisions of W.S. § 31-5-233(e); § 31-5-233(g) and (h). (Ord. 275, 2000)

10.04.450.01 Copy Available for Examination.

A copy of *The Uniform Act Regulating Traffic on Highways* is on file in the office of the Town Clerk and is available for examination. Any subsequent additions or amendments to the statutes so adopted by reference are not effective upon adoption by ordinance. The provisions of this ordinance relating to vehicles refers exclusively to the operation or control of vehicles upon any street, alley, roadway, highway or other public or private place open or held out to the public for vehicular traffic or purposes within the jurisdictional limits of the Town of Hanna, Wyoming. (Ord. 275, 2000)

10.04.451 Driver's license required to drive vehicle. No person, unless exempt by the laws of the state of Wyoming, as in effect from time to time, shall drive, steer or exercise any degree of physical control of any motor vehicle upon the streets and alleys within the town unless the

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person has a valid driver's license for the type or class of vehicle being driven. (Ord. 218 (part), 1988)

10.04.452 Driver's license required to steer towed vehicle. No person, unless exempt by the laws of the state of Wyoming, as in effect from time to time, shall steer or exercise any degree of physical control of a vehicle being towed by a motor vehicle upon any street or alley within the town, unless the person has a valid driver's license for the type or class of vehicle being towed. (Ord. 218 (part), 1988)

10.04.453 Carrying and displaying license. Every licensee shall have his driver's license in his immediate possession at all times when driving a motor vehicle and shall display the license upon demand of any officer, municipal court judge, or any peace officer as defined in §31-5-102(a)(xxxiii) WS. However, no person charged with violating this section shall be convicted if he produces in a court a driver's license previously issued to him and valid at the time of his arrest. For the purposes of this section, "display" means the surrender of his license to the demanding officer. After examination the officer shall immediately return the license to the licensee except as provided in 31-5-1205(k) WS as amended from time to time. (Ord. 218 (part), 1988)

10.04.454 Driving in violation of restricted licenses. No motor vehicle shall be driven or operated by any person upon the streets and alleys of the town of Hanna in violation of any restrictions imposed by the licensing authority of the state which issued the restricted license. (Ord. 218(part), 1988)

10.04.455 Permitting violations. No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven or towed upon any street or alley within the town by any person who is not licensed for the type and class of vehicle to be driven or is in violation of any of the provisions of the state of Wyoming's Driver's License Act. (Ord. 218 (part), 1988)

10.04.456 Driving while license suspended or revoked. No person shall drive a motor vehicle on any public highway, street or alley within the Town of Hanna at a time when his driver's license, from this or any other jurisdiction, or nonresident operating privileges are canceled, suspended or revoked under the laws of this or any other jurisdiction. (Ord. 278, 2000)

10.04.457 Vehicle license required. All owners or those acquiring ownership of a motor vehicle required to be licensed by the laws of the state must be duly licensed prior to operation upon the streets and alleys of the town. (Ord. 218 (part), 1988)

10.04.458 License plate display. License plates for motor vehicles shall be conspicuously displayed and securely fastened in such a manner as to be plainly visible, one on the front of the vehicle, except for motorcycles, trailers (including house trailers) and vehicles operated with dealer license plates, and one on the rear of the motor vehicle. The number plates shall be secured to the motor vehicle so as to prevent swinging, and shall be attached in a horizontal position no less than twelve inches from the ground and shall be maintained free from foreign materials and in a condition to be clearly legible. (Ord. 218 (part), 1988)

10.04.459 License plate mutilation prohibited. It is unlawful for any person to willfully mutilate any license plate or to alter any certificate of registration, or for any owner of a registered motor vehicle to permit the motor vehicle to be operated with the license plates so mutilated or obscured as to prevent the number from being easily read. (Ord. 218 (part), 1988)

10.04.470 Parking in alleys. No vehicle shall be parked in any alley at any hour of the day or night except when loading or unloading freight or passengers. (Ord. 76 § 13-3, 1979)

10.04.460. Safety Belts Required.

Each driver and passenger of a motor vehicle operated in the Town of Hanna shall wear, and each driver of a motor vehicle shall require that a passenger under twelve (12) years of age shall wear, a properly adjusted and fastened safety belt when the motor vehicle is in motion on public streets and highways. (Ord. 285 (part), 2001)

10.04.460.10. Exceptions.

Section 10.04.460 does not apply to:

- (a) Any person who has a written statement from a physician that it is not advisable for the person to wear a safety belt for physical or medical reasons;
- (b) Any passenger vehicle which is not required to be equipped with safety belts under federal law;
- (c) A carrier of the United States postal service performing duties as a postal carrier;
- (d) Any person properly secured in a child safety restraint system in accordance with Hanna Municipal Code Sections 10.04.592 and 593;
- (e) Any person occupying a seat in a vehicle in which all operable safety restraints are being used by the driver or passengers and any person occupying a seat in a vehicle originally manufactured without a safety belt. (Ord. 285 (part), 2001)

10.04.460.20. Halting of Vehicles Solely for No Seat Belts.

No motor vehicle shall be halted solely for a violation of Section 10.04.460. A citation for a moving violation of the motor vehicle laws of the Town of Hanna shall be issued prior to issuance of a citation for violating seat belt usage requirements of Section 10.04.460. (Ord, 285 (part), 2001)

10.04.460.30. Reduction in Fines.

All citations for violations of the motor vehicle ordinances of the Town of Hanna shall contain a notation by the issuing officer indicating whether the driver and passengers complied with Section 10.04.460. Compliance with this section shall entitle a licensee to a ten dollar (\$10.00) reduction in the fine otherwise imposed by any court having jurisdiction over the alleged offense. (Ord. 285 (part), 2001)

10.04.460.40. Penalties.

The driver who violates Section 10.04.460 may be issued a citation and may be subject to a fine of not more than twenty-five (\$25.00). Any passenger who violates Section 10.04.460 may be issued a citation and may be subject to a fine of not more than ten dollars (\$10.00). (Ord. 285 (part), 2001)

10.04.480 Exhibition of speed or acceleration. A. No person shall engage in any motor vehicle speed or acceleration contest or exhibition of speed or acceleration on any street or highway within the town.

- B. No person shall aid or abet in any motor vehicle speed or acceleration contest or exhibition on any street or highway within the town.
- C. Any person violating this section shall be guilty of a misdemeanor and upon conviction shall be fined not more than one hundred dollars. (Ord. 76 §13-4, 1979)

10.04.490 Overtaking and passing--Vehicles proceeding in same direction. The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions and special rules set forth below;

- A. The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle,
- B. Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.
- C. No vehicle shall pass another vehicle traveling in the same direction at any street intersection nor while such vehicle is attempting to pass still another vehicle traveling in the same direction. (Ord. 76 §13-5, 1979)

10.04.500 Overtaking and passing--Limitations on passing the right. A. The driver of a vehicle may overtake and pass upon the right of another vehicle only when the vehicle overtaken is making or about to make a left turn.

- B. The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movement in safety. In no event shall movement be made by driving off the pavement or main-traveled portion of the roadway. (Ord. 76 §13-6, 1979)

10.04.510 Establishment of no passing zones. The superintendent or the town marshal is authorized to determine the positions on any highway where overtaking and passing or driving to the left of the roadway would be especially hazardous and may, by appropriate signs or markings on the roadway, indicate the beginning and end of such zones. When such signs or markings are in place and clearly visible to an ordinarily observant person every driver of a vehicle shall obey the directions thereof. (Ord. 76 §13-7, 1979)

10.04.520 speed limits generally. A. No person shall drive a vehicle on a street, alley, public or private way or within an easement at a speed greater than is reasonable and prudent under the condition and having regard to the actual and potential hazards then existing.

- B. Except when a special hazard exists that requires lower speed for compliance with subsection A of this section or the posted speed limit is otherwise, the limits specified in this section shall be maximum lawful speeds, and no person shall drive a vehicle on a highway, street, alley, public or private way or easement at a speed in excess of such maximum limits:
1. Five miles per hour upon an easement owned by the town of Hanna;
 2. Twenty miles per hour when passing a school building, or the grounds thereof, or a school crossing during the hours of eight a.m. to five p.m., Monday through Friday, during regular school term; provided, that the presence of such school building, grounds thereof or school crossing is indicated plainly by signs or signals conforming to the provisions of this chapter;
 3. Thirty miles per hour in any urban district or through street except as otherwise posted;
 4. Twenty miles per hour on all other streets within the town, all public and private ways and all alleys;
 5. Fifty-five miles per hour in other locations. (Ord. 139 §1, 1982: Ord. 76 §13-8, 1979)

10.04.530 Towing vehicles. No vehicle, unless confined to tracks, shall tow more than one other vehicle or trailer. The connection shall not be longer than sixteen feet. There shall be displayed on the towline, and near the center thereof a white cloth or paper at least one foot square so that the same will be clearly visible to other users of the highway. During the time lights are required by this chapter, the required lights shall be displayed on both vehicles. (Ord. 76 §13-9, 1979)

10.04.540 Barriers. No vehicle shall drive over any newly made pavement where there is a barrier or sign warning persons not to drive over such pavement, or a sign stating that the street is closed. (Ord. 76 §13-10, 1979)

10.04.550 Smoke and vapor. No motor vehicle shall be operated in such a way as to emit unnecessary smoke or offensive vapors. (Ord. 76 §13-11, 1979)

10.04.560 Double parking. No two vehicles shall be permitted to stand side by side parallel to the curb unless the driver of the vehicle nearest the center of the street remains at the wheel and moves such vehicle promptly should congestion become apparent. (Ord. 76 §13-12, 1979)

10.04.570 Parking backed up to curb. No vehicle shall be backed up to the curb except to actually load or unload from that vehicle. In no case shall the vehicle remain backed up longer than the actual loading or unloading requires. (Ord. 76 §13-13, 1979)

10.04.580 Improper parking. No vehicle shall be parked and left unattended that is more than eighteen inches from the curb. (Ord. 76 §13-15, 1979)

10.04.590 Careless driving. Every person operating a vehicle within the Town of Hanna shall operate the vehicle in a careful and prudent manner, having regard for the actual and potential hazards then existing, and shall keep his vehicle under control so as not to endanger or collide with any person, structure, thing, vehicle or other conveyance. Failure to observe the requirements of this section shall constitute careless driving. (Ord. 280, 2000)

10.04.591 Motor Vehicle Liability Insurance Required. No owner of a motor vehicle required to be registered shall operate, or permit the operation, of his motor vehicle without having in full force and effect a motor vehicle liability policy in amounts required by W. S. §31-9-405(b) or a bond in amounts provided by W. S. § 31-9-102(a)(xi). (Ord. 279, 2000)

10.04.591.10 Exemption. A vehicle owned by a nonresident and registered in a state not requiring insurance is exempt from Section 10.04.591. (Ord. 279, 2000)

10.04.591.20 Excusable Neglect or Mistake by Another. Excusable neglect or mistake by another is a defense for any violation of Section 10.04.591. If evidence of excusable neglect or mistake by another is presented and the defendant is convicted, the court may consider this evidence in imposing a penalty. (Ord. 279, 2000)

10.04.591.30 Sentence: Delivery of Registration and License Plates to County

Treasurer.

- (a) The judge may suspend part or all of the sentence and place the defendant on probation subject to conditions imposed by the judge which shall include a condition that the defendant shall deliver the registration and license plates of the vehicle involved to the county treasurer for the county where the citation was issued,
- (b) In addition to the fine imposed for a second or subsequent violation of Section 10.04.591, the judge shall require the defendant to deliver the registration and license plates of the vehicle involved to the county treasurer for the county where the citation was issued, and the registration and license plates shall be held by the county treasurer until such time as the judge determines that the defendant has met all obligations imposed by law. (Ord. 279, 2000)

10.04.591.40 Police Officer to Request Production of Evidence of Insurance.

- (a) Any police officer issuing a citation for any moving violation under Hanna Municipal Code Sections 10.04.450, 10.04.480, 10.04.490, 10.04.500, 10.04.520, 10.04.530, 10.04.540 or 10.04.590, or inspecting the vehicle, shall require the operator of any motor vehicle required to be registered to produce evidence of whether the operator or owner of the motor vehicle has in full force and effect a motor vehicle liability policy in amounts provided by W. S. § 31-9-405(b) or a bond in amounts provided by W. S. § 31-9-102(a)(xi).
- (b) The displaying or exhibiting of a validly issued insurance identification card as provided by W. S. § 31-8-201 by an operator or owner of the motor vehicle constitutes compliance with Section 10.04.591. (Ord. 279, 2000)

10.04.591.50 Producing Evidence in Court. No operator or owner of a motor vehicle charged with violating Section 10.04.591 shall be convicted if he produces within seven (7) days of the issuance of the citation or arrest or in court, one (1) of the following which was valid at the time of arrest or at the time the citation was issued:

- (a) A liability insurance policy previously issued to him; or
- (b) Evidence of a bond on file with the department in amounts provided by W. S. § 31-9-102(a)(xi). (Ord. 279, 2000)

10.04.59 Not Applicable.

This ordinance does not apply to;

- (a) Self-insurers pursuant to W. S. § 31-9-414;
- (b) A vehicle owned by the United States government, any state or political subdivision thereof which is self-insured;

- (c) A vehicle meeting the requirements of W. S. § 31-9-408 and W. S. § 31-9-409;
- (d) A commercial vehicle registered or proportionally registered Wyoming and any other jurisdiction provided the vehicle is covered by a vehicle insurance policy complying with the laws of any other jurisdiction in which it is registered. (Ord. 279, 2000)

10.04.591.70 Prohibited Acts.

No person shall:

- (a) Possess any canceled, fictitious, fraudulently altered or fraudulently obtained insurance identification card;
- (b) Lend his insurance identification card to another person for a fraudulent purpose;
- (c) Display or represent any identification card not issued to him as being his identification card. (Ord. 279, 2000)

10.04.592 Definitions.

As used in this ordinance:

- (a) "Child Safety restraint system" means any device which is designed to protect, hold or restrain a child in a privately owned, leased or rented noncommercial passenger vehicle in such a way as to prevent or minimize injury to the child in the event of a motor vehicle accident or sudden stop and which conforms to the standards prescribed by 49 C.F.R. 571.213 or to applicable federal motor vehicle safety standards in effect at the time of manufacture;

- (b) "Commercial vehicle" means any vehicle or vehicle combination used for the transportation of persons for hire, compensation or profit, or designed or used primarily for the transportation of property for gain or profit.
- (c) "Emergency vehicle" means any fire department vehicle, police, sheriff's department or highway patrol vehicle, civil defense vehicle, ambulance, hearse or other vehicle used primarily for emergency purposes.
- (d) "Motor vehicle" means every vehicle which is self-propelled.
- (e) "Passenger vehicle" means a motor vehicle, excluding emergency and law enforcement vehicles, designed to carry people and that was equipped with safety belts at the time of manufacture.
- (f) "School bus" means a motor vehicle that is owned by or leased to or registered to a public school district or private school or church and is used to transport children to or from school or church or in connection with school or church activities and is designed for and capable of carrying twelve (12) or more passengers.
- (g) "Seating position" means any motor vehicle interior space intended by the motor vehicle manufacturer to provide seating accommodation while the motor vehicle is in motion. (Ord. 274, 2000)

10.04.593 Child Safety Restraint System. Required Use and Exceptions.

- (a) Except as otherwise provided in subsection (b) of this section, no person shall operate a passenger vehicle in the Town of Hanna unless each child who is a passenger in that vehicle and who is four (4) years of age or under, and who weighs forty (40) pounds or less, is properly secured in a child safety restraint system.
- (b) Any child who is within the age and weight requirements specified in subsection (a) of this section need not be properly secured in a child safety restraint system if:
 - (i) A licensed physician has determined that the weight or physical or medical condition of the child requires that the child not be secured in such a system. The person operating a passenger vehicle transporting such a child shall carry in the vehicle the physician's signed statement certifying that the child should not be secured in a child restraint system; or
 - (ii) The driver of the vehicle is rendering aid or assistance to the child or his parent or guardian. (Ord. 274, 2000)

10.04.594 Penalties.

- (a) Any person who violates this ordinance shall be issued a citation and fined not more than fifty dollars (\$50.00) for the first offense, provided that the fine shall be waived by the court upon receipt of proof by the court that the offender, after the offense occurred, has purchased, leased or otherwise acquired a child safety restraint system which meets the requirements of this ordinance. For a second or subsequent violation of this ordinance, the offender shall be fined not more than one hundred dollars (\$100.00).
- (b) Any person who uses a child safety restraint system in a manner other than in accordance with the manufacturer's instructions is guilty of a violation of this ordinance and shall be fined as provided in subsection (a) of this section. (Ord. 274, 2000)

10.04.595 Limiting Application.

Violation of this ordinance does not constitute evidence of negligence or recklessness and does not constitute a basis for criminal prosecution except as set forth in this ordinance. (Ord. 274, 2000)

Section 10.04.596-1 Definitions. For purposes of this ordinance the following definition shall apply:

- a. "Alcoholic Beverage" means alcoholic liquor or malt beverage as defined in W. S. § 12-1-101(a)(i), (vii) and (x), as amended from time to time. (Ord. 297, 2001)

Section 10.04.596-2 Conduct Prohibited.

No person shall consume or possess any alcoholic beverage while operating a motor vehicle on a public street, alley, or public highway within the Town of Hanna, Wyoming, unless the beverage is in the original unopened package or container, the seal of which has not been broken and from which the original cap, cork or other means of closure has not been removed. (Ord. 297, 2001)

Section 10.04.596-3 Penalties.

Any person violating the provisions of Section 10.04.596-2 above shall:

- (a) For a first conviction or a subsequent conviction not occurring within one (1) year after the first conviction, be punished by a fine of not more than two hundred dollars (\$200.00);
- (b) For a second conviction within one (1) year after the first conviction, be punished by a fine of not more than three hundred dollars (\$300.00);
- (c) For a third or subsequent conviction within one (1) year after the first conviction, be punished by a fine of not more than five hundred dollars (\$500.00). (Ord. 297, 2001)

I. SNOWMOBILES

10.04.600 Definitions. For the purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

- A. "Daylight hours" means any time, except from a half hour after sunset to a half hour before sunrise and at any other time when there is not sufficient light to render clearly discernible persons and vehicles at a distance of five hundred feet.
- B. "Operate" means to ride in or on and control the operation of a snowmobile.
- C. "Operator" means every person who operates or is in actual physical control of a snowmobile.
- D. "Owner" means a person other than a lien holder having the property in or title to a snowmobile entitled to the use or possession thereof.
- E. "Snowmobile" means any mechanically driven vehicle of a type which utilizes sled type runners, or skis or any endless tread or combination of these designated primarily for operation over snow. (Ord. 76 §13-18, 1979)

10.04.610 Operation. It is unlawful for any person to drive or operate any snowmobile within the limits of the town. (Ord. 76 §13-19, 1979)

10.04.620 Violation--Penalty. Any person who violates Section 10.04.610 shall, upon conviction, be fined in any sum not exceeding one hundred dollars for each offense. (Ord. 76 § 13-20, 1979)

IIIA. SKATES, COASTERS, SLEDS, SKATEBOARDS AND OTHER TOY VEHICLES

10.04.621 Misdemeanor—Parents/guardians responsible.

- A. It is a misdemeanor for any person to do any act forbidden or fail to perform any act as required by Sections 10.04.622 through 10.04.627, inclusive.
- B. The parent of any child and the guardian of any ward shall not authorize or knowingly permit the child or ward to violate any provision of Sections 10.04.622 through 10.04.627, inclusive. (Ord. 235 §1(part), 1990)

10.04.622 Sleds, toboggans and other toy vehicles--Prohibited on roadways. All persons are prohibited from propelling, using, riding or operating sleds, toboggans, snow saucers, car hoods, tubes or inner tubes, ice skates and any other toy vehicle which is designed or can be operated on snow or ice on any streets, highways or roadways in the town of Hanna. (Ord. 235 §1(part), 1990)

10.04.623 Skates, coasters, and other toy vehicles--Operator's rights and duties. Every person propelling, riding, operating or using skates, coasters, skateboards and other toy vehicles, other than those prohibited by Section 10.04.622, has all of the rights and all of the duties applicable to the driver of any vehicle under the Hanna Municipal Code except as to special regulations in Sections 10.04.623 through 10.04.627, inclusive, and except as to those provisions which by their nature can have no application. (Ord. 235 §1(part), 1990)

10.04.624 Number of persons. No skates, coasters, skateboards or any other toy vehicle shall be used to carry more persons at one time than the number for which it is designed or equipped. (Ord. 235 §1(part), 1990)

10.04.625 Use of right side of street.

- A. Every person operating skates, coasters, skateboards or any other toy vehicle upon a street, highway or roadway shall ride as near to the right side of the street, highway or roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.
- B. Persons riding skates, coasters, skateboards or any other toy vehicles upon a street, highway or roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of skates, coasters, skateboards or any other toy vehicles. Persons riding two abreast shall not impede the normal and reasonable movement of traffic and, on a lined roadway, shall ride within a single lane.
- C. Whenever a usable path for skates, coasters, skateboards or any other toy vehicles has been provided adjacent to a roadway, skates, coasters, skateboards or any other toy vehicle riders shall use the path and shall not use the roadway. (Ord. 235 §1(part), 1990)

10.04.626 Carrying bundle or article. No person operating skates, coasters, skateboards or any other toy vehicle shall carry any package, bundle or article which prevents the use of both hands in the control and operation of the toy vehicle. (Ord. 235 §1 (part), 1990)

10.04.627 Accessories—Required--Prohibited.

- A. Lights. Skates, coasters, skateboards or any other toy vehicle, when in use at nighttime, shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred feet to the front and with a red reflector on the rear of a type approved by the Highway Department which shall be visible from six hundred feet to the rear when directly in front of lawful. Lower beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred feet to the rear may be used in addition to the red reflector.
- B. Sirens and Whistles. A person using, operating or riding skates, coasters, skateboards or any other toy vehicle shall not use any siren or whistle.

- C. Brakes. Skates, coasters, skateboards or any other toy vehicle shall be equipped with a brake which will enable the operator to stop the skates, coasters, skateboards or any other toy vehicle within twenty-five feet from a speed of ten miles per hour on dry, level, clean pavement. (Ord. 235 §1(part), 1990)

Chapter 10.08PARKINGSections:

10.08.010 Parking on Second Street—Penalty for violation.

10.08.020 Twenty-four hour parking.

10.08.030 Impoundment.

10.08.040 Handicapped parking.

10.08.010 Parking on Second Street—Penalty for violation. A. It is unlawful and punishable to park a vehicle on the north side of Second Street in the town of Hanna between Adams Street on the east and the end of Front Street on the west. This area is designated as a no parking zone and shall be so marked and signed by the senior patrolmen.

B. Any person, firm, corporation or other entity violating the provisions of this section shall be guilty of a misdemeanor. (Ord. 154, §2, 1982; Ord. 89 §§ 1, 2, 1979)

10.08.020 Twenty-four hour parking. From and after the effective date of the ordinance codified in this section and Section 10.08.030, it shall be a misdemeanor punishable as provided in Chapter 10.04 to park a vehicle as defined in Article I of Chapter 10.04 on the public streets or ways of the town of Hanna for more than twenty-four hours. (Ord. 97 §1, 1980)

10.08.030 Impoundment. Any vehicle left on a public street or way of the town of Hanna in violation of Section 10.08.020 may be immediately towed away by the town and impounded if the vehicle interferes with snow removal and/or constitutes a hazard for the traveling public. (Ord. 97 §2, 1980)

10.08.040 Handicapped parking. It is unlawful for anyone to park a motor vehicle in any area designated by a sign on a post and on the ground or approved for handicapped parking only, unless such person has clearly displayed on such vehicle a handicapped identification sticker as authorized by WS 31-4-408 (1977). (Ord. 198, 1986)

Chapter 10.12

INTERFERENCE WITH EMERGENCY
VEHICLES

Sections:

- 10.12.010 Following emergency vehicles.
- 10.12.020 Parking prohibited within block.
- 10.12.030 Violation--Penalty.

10.12.010 Following emergency vehicles. It is unlawful and punishable as provided in Section 10.12.030 for the driver of any vehicle other than one on official business to follow any fire truck, ambulance or other emergency vehicle traveling in response to an alarm or call closer than five hundred feet. (Ord. 91 §1, 1977)

10.12.020 Parking prohibited within block. It is unlawful and punishable as provided in Section 10.12.030 for any person to drive into or park a motor vehicle within the block where a fire truck, ambulance or other emergency vehicle has stopped in answer to an alarm or call. (Ord. 91 §2, 1979)

10.12.030 Violation--Penalty. Every person convicted of violating this chapter shall be punished by a fine of not more than two hundred dollars or by imprisonment for not more than thirty days. (Ord. 91 §3, 1979)

Chapter 10.16

TRAINS OBSTRUCTING TRAFFIC

Sections:

10.16.010 Obstruction of traffic for more than fifteen minutes prohibited.
10.16.020 Violation--Penalty.

10.16.010 Obstruction of traffic for more than fifteen minutes prohibited. It is unlawful for the personnel in control of any train, or trains, or portions thereof, to block the flow of automobile traffic, or that of pedestrians, on any street within the limits of the town of Hanna for more than a fifteen minute period. (Ord. 26 §1, 1969)

10.16.020 Violation--Penalty. Any person who violates any of the provisions of this chapter shall, upon conviction, be fined not more than one hundred dollars. (Ord. 26 §2, 1969)

Chapter 10.20UNIFORM TRAFFIC CONTROL SERVICE
MANUALSections:

- 10.20.010 Adopted.
- 10.20.020 Citation.
- 10.20.030 Administration.
- 10.20.040 Purpose.
- 10.20.050 Interpretation--Variances.
- 10.20.060 Violation--Penalty.

10.20.010 Adopted. There is adopted by the town that certain code known as the Uniform Traffic Control Service Manual, and the same is incorporated in this section as fully as if set out at length in this chapter, and the provisions thereof shall be controlling within the town. (Ord. 167 §(a), 1982)

10.20.020 Citation. Such manual shall be known and may be cited as "Manual on Uniform Traffic Control Devices of Hanna, Wyoming." (Ord. 167 §(b), 1982)

10.20.030 Administration. The provisions of such manual shall be administered by the town marshal. (Ord. 167 §(c), 1982)

10.20.040 Purpose. Such manual shall serve as a guide for the town to utilize in establishing traffic signing, speed limit posting and other necessary traffic control measures. (Ord. 167 §(d), 1982)

10.20.050 Interpretation--Variances. The town marshal shall be the initial department head responsible for interpreting the Uniform Traffic Control Service Manual. Variances from the provisions of the manual shall be based on the marshal's recommendations to the town council and the council's subsequent approval. (Ord. 167 §(e), 1982)

10.20.060 Violation--Penalty. Any person who violates any of the provisions of such manual shall, upon conviction, be guilty of a misdemeanor. (Ord. 167 §(f), 1982)

Title 11
(RESERVED)