

CHAPTER 70: GENERAL PROVISIONS

Section

General Provisions

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GENERAL PROVISIONS

§70.01 DEFINITIONS

For the purpose of this title, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

AUTHORIZED EMERGENCY VEHICLE: Vehicles of the Fire Department, Police vehicles and such ambulances designated or authorized by the Chief of Police.

BLOCK: A portion of any street located between two intersections adjacent to each other.

BUSINESS DISTRICT: The territory contiguous to a highway when 50% or more of frontage thereon for a distance of 300 feet or more is occupied by buildings in use for business.

CROSSWALK: That portion of a roadway ordinarily included within the prolongation or connection of the lateral lines of sidewalks at intersections. Any portion

of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.

DRIVER: Every person who drives or is in actual physical control of a vehicle.

INTERSECTION: The area embraced within the prolongation of the lateral boundary lines of two or more highways which join one another at an angle whether or not one such highway crosses the other.

MOTOR VEHICLE: Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

OFFICAL TIMES STANDARD: Whenever certain hours are named herein they shall mean Standard Time or Daylight Savings Time as may be in current use in this City.

OFFICIAL TRAFFIC-CONTROL DEVICES: All signs, signals, markings and devices not inconsistent with this title, placed or erected by authority of the governing body or official having jurisdiction for the purpose of regulating, warning or guiding traffic.

OFFICIAL TRAFFIC SIGNALS: Any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and to proceed.

PARK: The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of loading or unloading and while actually engaged in loading or unloading.

PEDESTRIAN: Any person afoot.

PERSON: Every natural person, firm, co-partnership, association or corporation.

POLICE OFFICER: Every officer of the City Police Department or any officer authorized to direct or regulate traffic or to make arrests for violation of traffic regulations, including special officers appointed to ordinances of the City.

PRIVATE ROAD / DRIVEWAY: Every road or driveway not open to the use of the public for purposes of vehicle travel.

PUBLIC CONVEYANCE: Any vehicle other than a taxicab or railroad train for transporting for fare.

RESIDENCE DISTRICT: The territory contiguous to a highway not comprising a business district when the frontage on such highway for a distance of 300 feet or more is mainly occupied by dwellings and buildings in use for business.

RIGHT-OF-WAY: The privilege of the immediate use of the roadway.

ROADWAY: That portion of a street improved, designed or ordinarily used for vehicular travel.

SAFETY ZONE: The area or space officially 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 set apart as a safety zone.

SIDEWALK: That portion of a street between the curb lines or the lateral lines of the roadway and the adjacent property lines intended to use of pedestrians.

STANDING: Any stopping of a vehicle, whether occupied or not.

STOP: When required, STOP means a complete cessation of movement.

STREET OR HIGHWAY: The entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right, for the purpose of vehicular traffic.

TRAFFIC: Pedestrians, ridden or herded animals, vehicles, street cars and other conveyances either single or together while using any street for purposes of travel.

VEHICLE: Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks, provided that for this title, a bicycle or ridden animal shall be deemed a vehicle.
(‘67 Code, Ch. F, Art. I, §1)

§70.02 REQUIRED OBEDIENCE TO TRAFFIC REGULATIONS

It shall be a misdemeanor for any person to do any act forbidden, or fail to perform any act required in this title.

(‘67 Code, Ch. F, Aft. II, §1) Penalty, see §70.99

§70.03 OBEDIENCE TO POLICE

No person shall willfully fail or refuse to comply with any lawful order or direction by a police officer.

(‘67 Code, Ch. F, Art. II, §2) Penalty, see §70.99

§70.04 AUTHORITY OF POLICE IN SPECIAL CASES

In the event of a fire or other emergency, or when necessary to expedite traffic or safeguard pedestrians, police officers may direct traffic as conditions may require, notwithstanding the provisions of this title.

(‘67 Code, Ch. F, Art. II, §3)

§70.05 PUBLIC EMPLOYEES TO OBEY TRAFFIC REGULATIONS

The provisions of this title shall apply to the driver of any vehicle owned by or used in the service of the United States government, any state, county, city or town. It shall be unlawful for any such driver to violate any of the provisions of this title, except as otherwise permitted in this chapter or by state statute.
(’67 Code, Ch. F, Art. II §4) Penalty, see §70.99

§70.06 APPLICATION TO PUSH CARTS, BICYCLES OR ANIMALS

Every person propelling any push cart or riding a bicycle or an animal upon a roadway, and every person driving any animal-drawn vehicle shall be subject to the provisions of this title, which by their very nature can have no application.
(’67 Code, Ch. F, Art. II, §6)

TRAFFIC-CONTROL DEVICES

§70.20 OBEDIENCE TO TRAFFIC-CONTROL DEVICES

- (A) The driver of any vehicle shall obey the directions of any official traffic-control device applicable thereto and placed in accordance with the traffic regulations of this town, unless otherwise directed by a police officer.
- (B) No provision of this title for which signs are required shall be enforced against an alleged violator if, at the time and place of the alleged violation, an official sign is not in proper position and sufficiently legible to an ordinarily observant person. Whenever a particular section does not state that signs are required, such section shall be effective without signs being placed to give notice thereof.
(’67 Code, Ch. F, Art. III, §1) Penalty, see §70.99

§70.21 NO-TURN SIGNS; TURNING MARKERS

Whenever authorized signs are placed, erected or installed indicating that no right or left or U-turn is permitted, no driver of a vehicle shall disobey the directions of any such sign, and when authorized markers, buttons or other indications are placed within an intersection indicating the course to be traveled by vehicles traversing or turning at said place, no driver of a vehicle shall disobey the directions of such indications.
(’67 Code, Ch. F, Art. III, §2) Penalty, see §70.99

§70.22 NO-PARKING ZONES; SAFETY ZONE MARKERS

Whenever authorized signs or markings are placed, erected or installed indicating no-parking zones or safety zones, no driver of a vehicle shall disobey the regulations in connection therewith.

('67 Code, Ch. F, Art. III, §3) Penalty, see §70.99

§70.99

If any person shall violate any provision of this Traffic Code where no other penalty is provided, he shall be responsible for an infraction and shall be required to pay a penalty of not more than \$50 or imprisoned for not more than 30 days. (G.S. 14-4(b))