

Title 10

Vehicles and Traffic

Chapters:

- 10.04 State Law Adopted
- 10.06 All-Terrain Vehicles
- 10.08 Snowmobiles
- 10.10 Areas Off-Limits to Vehicles
- 10.12 City Heliport
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- 10.16 Parking Lot Regulations
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Chapter 10.04 State Law Adopted

Sections:

10.04.010 Adopted by reference.

10.04.010 State traffic laws adopted by reference. The City adopts by reference all vehicle and traffic statutes and regulations of the state of Alaska, creating minor offenses, as that term is defined in Minor Offense Rule 2 of the Alaska Rules of Court, as they presently exist and as they may be revised in the future, as part of the traffic code for the City. (Ord. 74-38 Sec. 2, 1974; Ord. 16-06)

10.05.010 Traffic fine schedule - adoption of state bail forfeiture schedules by reference. The City adopts as its traffic fine schedule for state offenses the "Traffic Bail Forfeiture Schedule" and the "Oversize Vehicle Bail Forfeiture Schedule" in Administrative Rules 43.1 and 43.6 of the Alaska Rules of Court and any other bail forfeiture schedules relating to vehicles adopted by the Alaska Supreme Court. In addition, the city adopts all amendments of those schedules that become effective after the effective date of this ordinance. Citations for offenses listed on these schedules may be disposed of as provided in AS 12.25.195-.230, without a court appearance, upon payment of the amounts listed plus the state surcharge required by AS 12.55.039 and AS 29.25.074. If a person charged with one of these offenses appears in court and is found guilty, the penalty imposed for the offense may not exceed the amount listed for that offense on the

schedule. Citations charging these offenses must meet the requirements of Minor Offense Rule 3 of the Alaska Rules of Court. If an offense is not listed on the fine schedule, the defendant must appear in court to answer to the charges.

Chapter 10.06 All-Terrain Vehicles

Sections:

- 10.06.010 Definitions.
- 10.06.020 Actions required.
- 10.06.030 Actions prohibited.
- 10.06.040 Reporting accidents.
- 10.06.050 Parental and guardian responsibility.

10.06.010 Definitions. A. "All terrain vehicles" means any motor driven vehicle equipped with wheels that can be driven on any terrain. Go-Karts and Odyssey type vehicles and vehicles with a center of gravity below the wheel axle are included.

B. "Operator" shall be any person at the control or directly responsible for actions of said All-Terrain vehicles.

C. "Heedless" means not taking heed, inattentive, unmindful, careless, unobservant. This shall include but not necessarily be limited to performing stunts on a public way (i.e. wheelies, spinning brodies, driving two (2) or more abreast) (Ord. 83-15 Sec. 1, 1983, Ord. 83-16, 1983, Ord. 89-6 Sec. 2, 1989)

10.06.020 Actions required.

- A. Valid driver's permits or license.
- B. Registered by state and displayed.
- C. Operation to and from a destination.
- D. Shall be driven on extreme right in single file, and in accord with all vehicle regulations.
- E. Must have headlight, tail lights, throttle return spring, stock mufflers, and mud flaps.
- F. Must be ten (10) horsepower or higher.

G. Proper hand signals shall be used.

H. Headlights shall be on at all times while operating vehicles on the roadway system. (Ord. 83-15 Sec. 1, 1983; Ord 89-6 Sec. 2, 1989)

10.06.030 Actions prohibited.

A. Operation at speeds in excess of fifteen (15) miles per hour.

B. Operation on private property, unless authorized by the owner.

C. Operation in a heedless or erratic manner: in a manner so as to cause fear or anxiety in others: or in a manner detrimental to the common good of the City of Seldovia. (Ord. 83-15 Sec. 1, 1983, 83-16, 1983)

10.06.040 Reporting accidents. The operator of an all-terrain vehicle involved in an accident resulting in injury to, or death of a person, or property damage other than to his vehicle, the estimated amount of which is one hundred dollars or more, shall immediately, by the quickest means of communicating, give notice of the accident to the nearest city policeman or state trooper. (Ord. 83-15 Sec. 1, 1983)

10.06.050 Parental and guardian responsibility. When a person under the age of 18 years violates any part of this ordinance, his parent or guardian is also in violation if,

A. The parent or guardian knowingly allows the violation to take place or,

B. The parent or guardian fails to take reasonable precautions to prevent the violation. (Ord. 83-15 Sec. 1, 1983)

Chapter 10.08 Snowmobiles

Sections:

10.08.010 Definitions.

10.08.020 Operator's license.

10.08.030 Traffic rules.

10.08.040 Equipment required.

10.08.050 Reporting accidents

10.08.060 Parental responsibility.

10.08.010 Definitions. "Snow vehicle" means any motor driven vehicle equipped with skis, and designated to operate over snow.

"Operator" shall be any person at the controls or directly responsible for the actions of said snow vehicle. (Ord. 74-30 Sec. 1, 1974)

10.08.020 Operator's license. Any person who operates a snow vehicle on the Seldovia city streets must have a valid operator's license issued by the state of Alaska. (Ord. 74-30 Sec. 2, 1974)

10.08.030 Traffic rules. Snow vehicles shall observe all traffic rules set forth in the ordinances of the city for the operation of motor vehicles, and the laws of the State of Alaska, except that no snow vehicle may be operated on any public street at a speed greater than fifteen miles per hour, and except as to provisions of the traffic regulations, statutes and ordinances which by their nature have no application.

A. A snow vehicle may not be operated on the roadway of a state highway, but may be operated on the shoulder or on a path adjacent to the roadway of a state highway, provided the snow vehicle is driven three feet or more from the extreme edge of the roadway.

B. Snow vehicles may not be operated two abreast on the roadway city or borough street but shall proceed in single file.

C. A person operating a snow vehicle on the roadway of a city or borough street shall drive as near to the extreme right side of the roadway as practicable and shall exercise due care when passing a standing vehicle or one proceeding in the same direction when the driver of the motor vehicle gives audible signal.

D. A snow vehicle may cross a highway only after stopping and when traffic on the roadway allows crossing in safety. (Ord. 74-30 Sec. 3, 1974)

10.08.040 Equipment required. A snow vehicle is required to contain the following equipment:

A. Brakes adequate to the movement of and to stop and to hold the vehicle under normal conditions of operation;

B. At least one head lamp so aimed and of sufficient intensity, to reveal persons and objects at a distance of at least one hundred feet ahead during the hours of darkness under normal atmospheric conditions;

C. A throttle which, when released by the hand, will return the engine speed to idle;

D. An exhaust muffler in good working order except at the operator's option when participating in an event permitted under AS 05.35.

E. A snow vehicle which is operated upon or along a highway during the hours of darkness, other than to cross, shall have a red lamp on the rear cowling mounted which shall emit a red light plainly visible from a distance of one thousand feet to the rear.

1. A tail lamp on a snow vehicle shall be located at a height of not more than seventy-two inches nor less than fifteen inches.

2. And a red reflector on the rear cowling which shall be mounted on the snow vehicle at a height of not less than fifteen inches nor more than sixty inches and shall be of such size and characteristics and mounted so as to be visible between six hundred and one hundred feet from the vehicle. (Ord. 7430 Sec. 4, 1974)

10.08.050 Reporting accidents. The operator of a snow vehicle involved in an accident resulting in injury to, or death of a person, or property damage other than to his snow vehicle the estimated amount of which is one hundred dollars or more, shall immediately, by the quickest means of communicating, give notice of the accident to the nearest city policeman or state trooper. (Ord. 74-30 Sec. 5, 1974)

10.08.060 Parental responsibility. A parent of a child or the guardian of a ward may not authorize or knowingly permit his child or ward to violate a provision of Sections 10.08.010 through 10.08.050. (Ord. 74-30 Sec. 6, 1974)

Chapter 10.10 Areas Off-Limits to Vehicles

Sections:

10.10.010 Vehicles on Susan Lake.

10.10.010 Vehicles on Susan Lake. Use of all motorized vehicles shall be prohibited on Susan Lake, unless otherwise posted by the Seldovia Police Department. (Ord. 83-17 Sec. 1, 1984; Ord. 89-7 Sec. 2, 1989)

Chapter 10.12

City Heliport

Sections:

- 10.12.010 Location designated.
- 10.12.020 Emergency landing permitted when.

10.12.010 Location designated. The area south of the windsock at the airport is designated as heliport for the City of Seldovia. (Ord. 77-6 Sec. 1, 1977)

10.12.020 Emergency landings permitted when. Emergency landing shall be permitted within the city limits whenever necessary. (Ord. 77-6 Sec. 2, 1977)

Chapter 10.14 Cleared Vehicles

Sections:

- 10.14.010. Cleated vehicles -- Permit required.
- 10.14.020. Street damage --Penalty.

10.14.010. Cleated vehicles -- Permit required. Vehicles with cleats or lugs are moved on the city streets and city dock, by permit only; permits issued by the city. (Ord. 89-6, Ord. 84-15 Sec. 1, 1984)

10.14.020. Street damage --Penalty. Damage to street surfaces in violation of this chapter shall be repaired at the expense of the responsible party. (Ord. 89-6, Ord. 84-15 Sec. 1, 1984)

Chapter 10.16 Parking Lot Regulations

Sections:

- 10.16.010 Definitions.
- 10.16.020 Short Term Parking at Small Boat Harbor.
- 10.16.030 Thirty Day Parking.
- 10.16.040 Long Term Parking.

- 10.16.050 Designated Areas.
- 10.16.060 City Facility Use--Responsibility.
- 10.16.070 Parking Refused.
- 10.16.080 Notice to Remove Property.
- 10.16.090 Violation--Penalty.

10.16.010 Definitions. A. *Vehicle* means any motorized means of land transportation.

B. "Parking" means leaving any personal property unattended. (Ord. 9008A; Ord. 97-01; Ord. 98-09)

C. "Camper" means a structure built or adapted to be placed upon a vehicle and used for living quarters for recreational use, whether or not such camper is installed upon a vehicle.

D. "Motor Home" means a motor vehicle that has been designed and built or adapted to a truck, but or other motor vehicle chassis to serve as living quarters for recreational purposes.

E. "Travel trailer" means an enclosed trailer designed and built or adapted to serve as living quarters for recreational purposes, and which is drawn by a motor vehicle.

F. "Commercial vehicle" means every vehicle designed, maintained or used primarily for the transportation of property. (Ord. 99-02)

10.16.020 Short Term Parking at Small Boat Harbor. The area between the Harbormaster's office and the approach ramp to the harbor shall be designated "Short Term Parking, Maximum Time 48 hours from May 1 through Sept 1, the remainder of the year not to exceed 14 days." There shall be no camper, motor home, or travel trailer parking in this area. (Ord. 90-08A; Ord. 97-01; Ord. 99-02)

10.16.030 Thirty Day Parking. Lots 5 & 6, Block 10 Urban Renewal area shall be designated "Thirty Day Parking". Persons utilizing this area shall register with the Harbormaster prior to parking. There shall be no overnight parking for any of the following: camper, motor home, or travel trailer parking, boat trailers, vans, or any other type of commercial vehicle in this area. (Ord. 90-08A; Ord. 97-01; Ord. 99-02)

10.16.040 Long Term Parking. Lots 3, 4 & 5, Block 2 urban renewal area shall be designated "Long Term Parking". A fee of twenty dollars (\$20) a month for

each space utilized will be charged. Persons utilizing this area shall register and pay fees at the City Office prior to parking. (Ord. 90-08A)

10.16.050 Designated Areas. All parking areas shall be clearly posted designating each area. Primary "Day Parking" for campers, motor homes, or travel trailers shall be Lot 3, Block 5, Seldovia Townsite. Secondary "Day Parking" for travel trailers, motor homes, and campers shall be Lot 1A, Block 4, Seldovia Townsite and Lots 5 & 6, Block 10, Urban Renewal. There shall be no overnight camper, motor home, or travel trailer parking or camping in these areas. (Ord. 90-08A; Ord. 97-01; Ord. 99-02)

10.16.060 City Facility Use--Responsibility. The city assumes no liability for loss or damage to vehicles or trailers parked in any parking area. (Ord. 90-08A)

10.16.070 Parking Refused. The city reserves the right to refuse parking in the "Long Term Parking" area if registration and fees are not kept current. (Ord. 9008A)

10.16.080 Notice to Remove Property. In the event that Lots 3, 4 and/or 5, Block 2 urban renewal area is sold for development, owners of vehicles registered for parking in this area will be given thirty (30) days' notice to remove their vehicles, etc. (Ord. 90-08A)

10.16.090 Violation--Penalty. Violators of this chapter will be punishable by the fine established in section 1.08.040 and in addition may have their vehicles, trailer, property, etc., removed at owner's expense. (Ord. 90-08A; Ord. 16-06)

Chapter 10.18 Miscellaneous Stopping, Standing and Parking

Sections:

- 10.18.010 Places where prohibited.
- 10.18.020 City streets parking prohibited.
- 10.18.030 Parking in streets and alleys.
- 10.18.040 Parking for certain purposes prohibited.
- 10.18.050 Parking in excess of 72 hours prohibited.
- 10.18.060 Parking of nonmotorized vehicles on narrow roadways.
- 10.18.070 Parking During Snow-Prohibited.
- 10.18.080 Exemptions.

10.18.010 Places where prohibited. A. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law, regulation or ordinance, or the directions of a police officer or traffic control device, in any of the following places:

1. On a sidewalk;
2. In front of a public or private driveway;
3. Within thirty (30) feet of an intersection;
4. Within eight feet of a fire hydrant when that hydrant is directly adjacent to the curb; where a fire hydrant is recessed back from the curb, within eight feet of that point on the curb which would be crossed by a perpendicular line from the recessed hydrant to the nearest public street;
5. On a crosswalk;
6. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
7. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
8. Upon any bridge;
9. At any place where official signs prohibit stopping;
10. All street areas adjacent to curbs painted yellow.

(b) No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.

10.18.020 City streets parking prohibited. No vehicle shall be stopped, left standing or parked for more than two hours on any portion of the following streets:

1. Inlet Street
2. Service Lane
3. Garden Street
4. Lipke Lane
5. Cedar Street
6. Willow Street
7. Kachemak Street

8. Lindstedt Lane
9. South Easterly side of Alder Street between Kachemak Street and Cedar Street
10. English Drive

10.18.030 Parking in streets and alleys. No person shall park a vehicle in any street or alley in such a manner or under such conditions as to leave available less than 10 feet of the width of the roadway for the free movement of vehicular traffic; and no person shall stop, stand or park a vehicle therein in such position as to block the driveway entrance to any abutting property.

10.18.040 Parking for certain purposes prohibited. No person shall park a vehicle upon any roadway for the principal purpose of:

1. Displaying such vehicle for sale;
2. Washing, greasing or repairing such vehicle except repairs necessitated by an emergency.

10.18.050 Parking in excess of 72 hours prohibited. No person shall stop, stand or park a vehicle or trailer, whether attended or unattended, on any street for a period longer than 72 hours unless otherwise signed.

10.18.060 Parking of nonmotorized vehicles on narrow roadways. Except as permitted under this section, no person shall park a trailer, boat trailer or other nonmotorized vehicle on any roadway which is twenty-eight (28) feet or less in width;

A. A trailer, boat trailer or other nonmotorized vehicle shall be considered to be illegally parked under this section even if the trailer, boat trailer or other nonmotorized vehicle is hitched or otherwise connected to a motor vehicle.

B. Temporary parking of trailers or other nonmotorized vehicles may be permitted by the City Manager when necessary to avoid other undue hardship on the owners or residents of adjacent property or their contractors.

10.18.070 Parking During Snow-Prohibited. Parking on any existing city street and right-of-way shall be prohibited from November 1st through April 30th during the period of four a.m. to four p.m., provided, however, this prohibition shall apply only when there has been an accumulation of four inches or more of snowfall in the previous forty-eight hours.

10.18.080 Exemptions. Exemptions shall be granted for public safety personnel while performing duties related to public safety to include active call outs and training.