

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDINANCE NO. 9-88) IN THE MATTER OF AMENDING CHAPTER 6 OF
) LANE CODE TO ENACT TRAFFIC AND PARKING
) REGULATIONS AND OFFENSES (LC 6.400 -
) 6.475) AND DECLARE AN EMERGENCY

The Board of County Commissioners of Lane County ordains as follows:

Chapter 6 of Lane Code is hereby amended by adding the following pages:

REMOVE THESE PAGES

INSERT THESE PAGES

6.400 - 6.415(1) to
6.455 - 6.475(3)
i.e. 6-4a to 6-4d
(a total of four new pages)

Said pages are attached hereto and incorporated herein by reference. The purpose of these additions is to enact traffic and parking regulations (LC 6.400 - LC 6.475).

An emergency is hereby declared to exist and this Ordinance, being enacted by the Board in the exercise of its police power for the purpose of meeting such emergency and for the immediate preservation of the public peace, health and safety, shall take effect immediately.

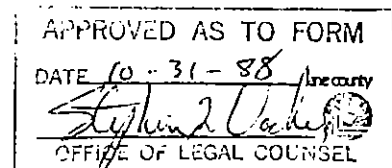
Enacted this *15th* day of *November*, 1988.

Steve Oyler

Chair, Lane County Board of
Commissioners

Judy Waldman

Recording Secretary for this
Meeting of the Board



TRAFFIC AND PARKING

6.400 Traffic Regulations Definitions. In addition to definitions in the Oregon Vehicle Code, for purposes of LC 6.400 through LC 6.475 the following terms mean:

Loading Zone. A roadway space designated by sign for loading or unloading passengers or materials during specified hours of specified days.

Motor Truck. A motor vehicle with a maximum combined vehicle and load weight over 8,000 pounds that is designed or used to carry freight, property, articles or things.

Person. A natural person, firm, partnership, association or corporation.

Street. Highway, road or street as defined in ORS 801.110, 801.305, 801.450 and 801.535, including the entire width of the right-of-way.

Traffic Infraction. An offense designated in LC 6.400 through LC 6.475 and described in ORS 153.505 and 153.610. Except as otherwise provided, penalties for traffic infractions are provided in ORS 153.615.

Vehicle. Any device in, upon or by which any person or property is or may be transported or drawn upon a public highway and includes but is not limited to utility trailers, motor homes, boats, campers and vehicles that are propelled or powered by any means.

6.405 Emergency Authority.

(1) If a fire or other public emergency occurs, officers of law enforcement and fire departments may direct traffic as conditions require, notwithstanding the provisions of this ordinance.

(2) Nonfunctioning traffic control devices shall be treated as an all-way stop by vehicle operators on all affected streets.

(3) The driver of an authorized emergency vehicle, when responding to an emergency call or when in pursuit of an actual or suspected violator of the law or when responding to, but not returning from, a fire alarm, may park or stand irrespective of the provisions of this ordinance.

(4) This section shall not relieve drivers of authorized emergency vehicles from the duty to park or stand with regard for the safety of all persons.

6.420 Storing Personal Property on Streets.

(1) No person shall store, or permit to be stored, any personal property other than vehicles on a street, or other public property, where temporary vehicle parking is authorized, in excess of 24 hours without written permission of the governing body. Failure to move such personal property for 24 hours constitutes prima facie evidence of storage.

(2) Violation of this section is a Class C Traffic Infraction, punishable by a fine not to exceed \$100.

6.425 Method of Parking.

(1) When parking spaces are designated on a street, no person shall park or stand a vehicle other than in the direction of the traffic flow and in such a manner that the front vehicle tire closest to the curb is located within 12 inches of the curb and within a single marked space, unless the size or shape of the vehicle makes compliance impossible.

(2) The operator who first begins maneuvering a motor vehicle into a vacant parking space on a street or public lot has priority to park in that space, and no other vehicle operator shall attempt to interfere.

(3) When the operator of a vehicle discovers the vehicle is parked close to a building to which the fire department has been summoned, the operator shall immediately remove the vehicle from the area unless directed otherwise by police or fire officers.

(4) Motorcycles may be parked in a street perpendicular to the edge of the roadway provided, however, that such cycles shall be parked within designated vehicle parking spaces and shall not be parked so as to interfere with the safety or operation of vehicles parked in adjacent parking spaces.

(5) Violation of this section is a Class D Traffic Infraction, punishable by a fine not to exceed \$50.

6.430 Prohibited Parking or Standing. In addition to the prohibitions of the Oregon Vehicle Code, no person shall park or stand a vehicle and no owner shall allow a vehicle to be parked or left standing:

(1) On a street in violation of a lawfully erected traffic control device giving notice of any regulations or restrictions on the parking or standing of vehicles.

(2) In an alley, except for a stop of not more than 30 consecutive minutes for loading or unloading persons or material.

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6.435 Prohibited Practices.

(1) No person shall park or stand a vehicle, and no owner shall allow a vehicle to be parked or left standing, on a street or other public property for the principal purpose of:

(a) Displaying the vehicle for sale.

(b) Repairing or servicing the vehicle, except while making repairs necessitated by an emergency.

(c) Selling merchandise from the vehicle.

(2) Violation of this section is a Class D Traffic Infraction, punishable by a fine not to exceed \$50.

6.440 Use of Loading Zone.

(1) No person shall park or stand a vehicle, and no owner shall allow a vehicle to be parked or left standing in a place designated as a loading zone when the hours applicable to that loading zone are in effect for any purpose other than loading or unloading persons or material. Such a stop shall not exceed the time limits posted. If no time limits are posted, use of the zone shall not exceed 30 minutes.

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6.445 Lights on Parked Vehicle. No lights need be displayed on a vehicle that is parked in accordance with applicable law on a street where there is sufficient light to reveal a person or object at a distance of at least 500 feet from the vehicle.

6.450 Exemptions. The provisions of LC 6.425 through LC 6.440 that regulate the parking or standing of vehicles do not apply to:

(1) A city, County, state or public utility vehicle being used for public works maintenance, construction or repair work.

(2) A vehicle owned by the United States and being used for collection, transportation or delivery of mail.

(3) A vehicle of a disabled person who complies with the provisions of ORS 801.235 and ORS 811.600 to 811.640.

6.460 Owner Responsibility. The owner of an unattended vehicle that is parked in violation of a parking restriction imposed by LC 6.425 through LC 6.440 shall be responsible for the offense unless the operator used the vehicle without the owner's consent. In all prosecutions of the owner of a vehicle found in violation of LC 6.425 through 6.440, it shall be sufficient to charge the defendant in the manner provided in ORS 810.425.

6.465 Registered Owner Presumption. In a proceeding charging violation of a parking restriction imposed by LC 6.425 through 6.440 against a vehicle owner, proof that the vehicle was registered to the defendant at the time of the violation constitutes a presumption that the defendant was the owner.

6.475 Impoundment of Vehicles.

(1) Disposition of a vehicle towed and stored under provisions of state law for the removal of hazardous vehicles shall be in accordance with provisions of state law and County ordinance on impoundment and disposition of abandoned vehicles.

(2) Impoundment of a vehicle does not preclude issuance of a citation for violation of a provision of this ordinance.

(3) Stolen vehicles may be towed from public or private property and stored at the expense of the vehicle owner in accordance with state law governing custody and disposition of stolen vehicles.

6.400Lane Code6.405(4)TRAFFIC AND PARKING

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(3) When the operator of a vehicle discovers the vehicle is parked close to a building to which the fire department has been summoned, the operator shall immediately remove the vehicle from the area unless directed otherwise by police or fire officers.

(4) Motorcycles may be parked in a street perpendicular to the edge of the roadway provided, however, that such cycles shall be parked within designated vehicle parking spaces and shall not be parked so as to interfere with the safety or operation of vehicles parked in adjacent parking spaces.

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FILED

AT _____ O'CLOCK IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

NOV 21 1988

ORDINANCE NO. 9-88

) IN THE MATTER OF AMENDING CHAPTER 6 OF
) LANE CODE TO ENACT TRAFFIC AND PARKING
) REGULATIONS AND OFFENSES (LC 6.400 -
) 6.475) AND DECLARE AN EMERGENCY

County Clerk
for Lane County, Oregon

DEPUTY

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Chapter 6 of Lane Code is hereby amended by adding the following pages:

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INSERT THESE PAGES

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6.455 - 6.475(3)
i.e. 6-4a to 6-4d
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An emergency is hereby declared to exist and this Ordinance, being enacted by the Board in the exercise of its police power for the purpose of meeting such emergency and for the immediate preservation of the public peace, health and safety, shall take effect immediately.

Enacted this 15th day of November, 1988.

Steve Oyler

Chair, Lane County Board of Commissioners

Judy Waldeman

Recording Secretary for this Meeting of the Board

APPROVED AS TO FORM
DATE 10-31-88
Stephen J. Ucker
OFFICE OF LEGAL COUNSEL

6.400

Lane Code

6.405(4)

TRAFFIC AND PARKING

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6.420

Lane Code

6.430(1)

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6.430(2)

Lane Code

6.450(3)

(2) In an alley, except for a stop of not more than 30 consecutive minutes for loading or unloading persons or material.

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6.435 Prohibited Practices.

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6.460

Lane Code

6.475(3)

6.460 Owner Responsibility. The owner of an unattended vehicle that is parked in violation of a parking restriction imposed by LC 6.425 through LC 6.440 shall be responsible for the offense unless the operator used the vehicle without the owner's consent. In all prosecutions of the owner of a vehicle found in violation of LC 6.425 through 6.440, it shall be sufficient to charge the defendant in the manner provided in ORS 810.425.

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6.430(2)Lane Code6.450(3)

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