

**TITLE 9**  
**VEHICLES AND TRAFFIC**

## TITLE 9

### VEHICLES AND TRAFFIC

#### Chapters:

- 9.06 Parking
- 9.09 One-way streets
- 9.10 Maximum Lawful Speed Limit on Certain City Streets
- 9.11 Stop Streets
- 9.12 Operation of Utility Off-Road Vehicles on City Streets
- 9.20 Weight Limits

## Chapter 9.06

### PARKING

#### Sections:

<b>9.06.010</b>	<b>Parking prohibited</b>
<b>9.06.015</b>	<b>Parking of Large Vehicle</b>
<b>9.06.020</b>	<b>Enforcement and Penalty For Violation</b>
<b>9.06.030</b>	<b>City's Remedies</b>

**9.06.010 Parking prohibited.** It shall be illegal to park motor vehicles on the following streets in the City of Cannelton:

- (1) Easterly side of Taylor Street between Bry Street and Sixth Street, between the hours of 7:30 a.m. and 4:00 p.m., on Monday through Fridays inclusive. (Ord. 61-3, S1, 1961)
- (2) Northerly side of Seventh Street between the intersection of Seventh Street with Indiana State Highway No. 237 for a distance of 100 feet Westerly of said intersection. (Ord. 64-1, S1, 1964)
- (3) It shall be illegal for the owner or operator of any automobile, truck, trailer, or other motor vehicle to park such vehicle on the public streets of the City of Cannelton between the hours of 2 a.m. and 4 a.m. Provided, that the provisions of this ordinance not apply to vehicles parked in front of property which is owned by the owner or operator of such vehicle, or to vehicles parked in front of property which is rented by the owner or operator of such vehicle, or to vehicles parked in front of any hotel where the owner or operator is a guest. (Ord. 67-unnumbered, 1967)
- (4) It shall be illegal for anyone, excepting a handicapped or elderly person, to park a motor vehicle on the northeasterly side Fourth Street between Lawrence and Taylor Streets. (Ord. 2005-23, S2, Nov. 14, 2005) (Ord. 77-11, S1, 1977) (Ord. 77-11, S2, 1977)
- (5) It shall be illegal for anyone, excepting a handicapped or elderly person, to park a motor vehicle on the northwesterly side of Taylor Street between Fourth and Fifth Streets. (Ord. 2005-23, S2, Nov. 14, 2005) (Ord. 77-11, S1, 1977) (Ord. 77-11, S2, 1977)
- (6) It shall be illegal for anyone, excepting a handicapped or person, to park a motor vehicle on the southwesterly side of Fifth Street between Taylor and Lawrence Streets. (Ord. 2005-23, S2, Nov. 14, 2005) (Ord. 77-11, S1, 1977) (Ord. 77-11, S2, 1977)

- (7) It shall be illegal for anyone to park a motor vehicle on the Northwesterly side of Taylor Street from the corner of Taylor Street and Seventh Street (Highway 66) and along Taylor Street a distance of One Hundred Fifty feet (150') between the hours of nine and eleven A.M. on Sundays, except parking for the purpose of attending church services at the church located at the corner of Seventh Street (Highway 66) and Taylor Street. (Ord. 2005-23, S1, Nov. 14, 2005.)
- (8) It shall be illegal for anyone to park a motor vehicle on the westerly side of Taylor Street from the corner of Taylor Street and Third Street to the corner of Taylor Street and Church Street between the hours of 7:00 a.m. and 4:00 p.m., on Monday through Friday, inclusive. (Ord. 06-14, S1, Sept. 11, 2006)
- (9) It shall be illegal for anyone to park a motor vehicle on the Southerly side of Washington (Main) Street from the corner of Washington (Main) Street and Seventh Street (Highway 66) and to Huchings Street extended between the hours of ten A.M. to five P.M. Monday through Saturday for longer than one (1) hour. (Ord. 06-18, S1, Nov. 13, 2006)
- (10) It shall be illegal for anyone, excepting a handicapped person, to park a motor vehicle on the northerly side of Knight Street from the intersection of Hafele Street and Knight Street to a point 220 feet easterly from that intersection. (Ord. 07-07, Apr. 9, 2007)
- (11) It shall be illegal for anyone, excepting a handicapped person, to park a motor vehicle on either side of St. Louis Avenue for a distance of one hundred eight feet (108'), said restricted parking area beginning eighty-eight feet (88') south from the intersection with Knight Street and thence running southerly one hundred eight feet (108'). (Ord. 07-22, Nov 12, 2007)

#### **9.06.015 Parking of Large Vehicle.**

- (1) Large Vehicle Restricted Parking. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.
- (2) Self-Propelled Vehicle. Any device in, upon or by which any person or property is or may be transported upon a street or highway which contains its own means of propulsion.
- (3) Large Vehicle Defined.
  - A. Any single vehicle with a gross vehicle weight rating or 26,001 or more pounds, and any trailer whose function is to be towed which weights in excess of 10,000 pounds. These include, but are not

limited to, straight trucks, buses, tractors and trailers, and trailers in excess of 10,000 pounds.

- B. The parking of a self-propelled vehicle on any street within the City of Cannelton between the hours of 6:00 p.m. and 6:00 a.m. shall be prohibited.
- C. Any self-propelled vehicle shall not be allowed to have its engine operating, whether gas or diesel, in an idling mode for more than 30 minutes in a stationary, fixed position while parked on any city street within the City.
- D. No separate trailer whose function is to be towed which weighs in excess of 10,000 pounds shall be disconnected from any tractor and have its stanchions extended perpendicular to the trailer body and left parked on any street within the City.

- (4) Violation. Any person, firm, or corporation violating this ordinance shall be fined \$100.00 for each violation. (Ord. 2017-06, S1, July 10, 2017)

**9.06.020 Enforcement And Penalty For Violation.** It shall be the duty of the Cannelton Police Department to enforce the provisions of this Chapter. There shall be attached to each vehicle parked in violation of this Chapter, a notice to the owner or operator thereof informing him of such violation, the fine, where to pay the fine, and the time within which the fine must be paid. The penalty for violation is a fine in the amount of Five Dollars (\$5.00) and must be paid at the Cannelton Utilities Office within fourteen (14) days. A violation period shall consist of twenty-four (24) hours and each period during which there is a violation shall be a new and separate violation. (Ord. 2005-23, S2, Nov. 14, 2005)

**9.06.030 City's Remedies.** In addition to other remedies available to it, including the right to sue the owner or operator for an unpaid violation as provided by law, the City shall be further entitled to seek injunctive relief to prevent repeated violations. The City shall also be entitled to recover its costs in administering this Chapter, including but not limited to attorney fees and costs. (Ord. 2005-23, S3, Nov. 14, 2005)

## Chapter 9.09

### ONE-WAY STREETS

#### Sections:

<b>9.09.020</b>	<b>Hindostian Street</b>
<b>9.09.030</b>	<b>5th Street</b>
<b>9.09.040</b>	<b>Lawrence Street</b>
<b>9.09.045</b>	<b>Church Street</b>
<b>9.09.050</b>	<b>8<sup>th</sup> Street</b>
<b>9.09.090</b>	<b>Penalty for violation</b>

**9.09.020 Hindostian Street.** Hindostian Street is hereby designated as a one way street going southwesterly from its intersection with Dodge Street one half block to its intersection with 5th Street. (Ord. 93-06, S2, 1993)

**9.09.030 5th Street.** 5th Street is hereby designated as a one way street going southeasterly from its intersection with Hindostian Street one block to its intersection with Herzelle Street. (Ord. 93-06, S3, 1993)

**9.09.040 Lawrence Street.** Lawrence Street is hereby designated as a one way street going northeasterly from its intersection with Fourth Street one block to its intersection with Fifth Street. (Ord. 04-15, S2, Sept. 13, 2004)

**9.09.045 Church Street.** Church Street is hereby designated as a one-way street going southeasterly at its intersection with Washington Street to its intersection with Taylor Street. (Ord. 14-14, S9.09.045, Nov. 10, 2014)

**9.09.050 8<sup>th</sup> Street.** 8<sup>th</sup> Street is hereby designated as a one way street going southeasterly beginning at the North Corner of the Property ID 008-00429-00 Pt Lot 15 L Pt Lot 16 Block L running to and ending at the intersection of Hoskinson Street. Parking allowed in this section only on the right side of the one way street. (Ord. 2019-10, S1, Aug. 12, 2019)

**9.09.090 Penalty for violation.** Whenever a police officer shall find that a violation of this Chapter has been committed, such officer shall immediately prepare a duplicate written notice to appear in Court containing the name and address of the driver committing the violation, the violation charged, and the time and place where such driver shall appear in Court. The traffic information and summons provided for by I.C. 9-30-3-6 shall be used. The penalty and procedures for the violation shall be the same as provided for by I.C. 9-21-8-49 and I.C. 34-28-5. (Ord. 04-15, S3, Sept. 13, 2004)

## CHAPTER 9.10

### MAXIMUM LAWFUL SPEED LIMIT ON CERTAIN CITY STREETS

#### Sections:

9.10.010	<b>Speed Limits</b>
9.10.015	<b>Exhaust Brakes Prohibited</b>
9.10.020	<b>Obedience to Speed Limits</b>
9.10.030	<b>Penalty for Violation of Speed Limits</b>
9.10.040	<b>Placement and Maintenance of Traffic Control Devices</b>
9.10.050	<b>Manual and Specifications</b>
9.10.060	<b>Position and Legibility of Traffic Control Devices</b>
9.10.070	<b>Obedience to Signals</b>
9.10.080	<b>Additional Penalty</b>

**9.10.010 Speed Limits.** By engineering and traffic investigation, the proper maximum speed for all local streets that are not otherwise posted and signed within the corporate limits of the City of Cannelton is 30 miles per hour except as otherwise set forth below:

- (1) Taylor Street from 1<sup>st</sup> Street to 8<sup>th</sup> Street shall be 20 miles per hour.
- (2) Washington Street from 1<sup>st</sup> Street to 8<sup>th</sup> Street shall be 25 miles per hour.
- (3) St. Louis Avenue from 7<sup>th</sup> Street (east of Long Avenue) to the Lincoln Trail Bridge shall be 25 miles per hour.
- (4) Knight Street from Burkett Street to St. Louis Avenue shall be 25 miles per hour.
- (5) South 7<sup>th</sup> Street from the 600 block to Mine Avenue shall be 25 miles per hour.
- (6) The entire length of Polk Street to the intersection of Green Meadows shall be 15 miles per hour. (Ord. 2019-02, S1, May 13, 2019) (Ord. 2010-02, S1, Mar. 24, 2010)
- (7) South 7<sup>th</sup> Street from the intersection of South 7<sup>th</sup> Street and President Avenue to the intersection of South 7<sup>th</sup> Street and Long Avenue and Mine Avenue shall be 25 miles per hour.
- (8) Eighth Street along its entire length through the City of Cannelton shall be 20 miles per hour. (Ord. 2018-07, S1, Mar. 23, 2018) (Ord. 12-06, S2, Mar. 12, 2012) (Ord. 07-17, S1, Sept. 10, 2007)

**9.10.015 Exhaust Brakes Prohibited.** It shall be unlawful for any person during the operation of any motor vehicle to engage or cause to be engaged an exhaust brake on said motor vehicle, which is sometimes known as a “jake brake” on any public way within the City of Cannelton, Indiana.

Any person who violates the aforesaid prohibition shall be subject to the following fines: First offense - \$100.00; second and subsequent offenses - \$200.00. (Ord. 2018-10, S9.10.015, July 9, 2018)

**9.10.020 Obedience to Speed Limits.** When the City, as authorized by state law, hereby declares and determines, that certain speed regulations shall be applicable upon specified streets or in certain areas, it shall be unlawful for any person to drive a vehicle at a speed in excess of any speed so determined when signs are in place giving notice thereof. (Ord. 2010-02, S2, Mar. 24, 2010) (Ord. 07-17, S1, Sept. 10, 2007)

**9.10.030 Penalty for Violation of Speed Limits.** Any person who violates the speed limits established by Ordinance shall be subject to a fine as follows: 15 miles per hour and less over limit \$75.00; 16-19 miles per hour over limit \$85.00; 20-24 miles per hour over limit \$95.00; 25-29 miles per hour over limit \$105.00; in excess of 30 miles per hour and higher over limit \$150.00. (Ord. 2010-02, S3, Mar. 24, 2010) (Ord. 07-17, S1, Sept. 10, 2007)

**9.10.040 Placement and Maintenance of Traffic Control Devices.** The Board of Public Works and Safety shall place and maintain official traffic-control devices when and as it may deem necessary, to warn or guide traffic under this Ordinance or the state vehicle laws. (Ord. 2010-02, S4, Mar. 24, 2010)

**9.10.050 Manual and Specifications.** All traffic control device signs, signals and devices shall conform to the state manual on uniform traffic control devices for streets and highways. All signs and signals required hereunder for a particular purpose shall be uniform as to type and location throughout the city. All traffic control devices so erected, and not inconsistent with the provisions of state law or this Ordinance, shall be official traffic control devices. (Ord. 2010-02, S5, Mar. 24, 2010)

**9.10.060 Position and Legibility of Traffic Control Devices.**

- (1) No provision of this Ordinance for which official traffic control devices are required shall be enforced if, at the time and place of the alleged violation, an official device is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular section does not state that an official traffic control devices are required, this section shall be effective even though no devices are in place.
- (2) Whenever official traffic control devices are placed in positions approximately conforming to the requirements of this section, the



devices shall presumed to have been so placed by the official act or direction of lawful authority, it shall be presumed to comply with the requirements of this section, unless the contrary shall be established by competent evidence. (Ord. 201010-02, S6, Mar. 24, 2010)

**9.10.070 Obedience to Signals.**

- (1) It shall be unlawful for the driver of any vehicle to disobey the signal of any official traffic control device placed in accordance with the provisions of this Ordinance or of a traffic barrier or sign erected by any of the public departments or public utilities of the City, or any electric signal, gate or watchman at railroad crossings, unless otherwise directed by a police officer.
- (2) Penalty. Any person violating this provision of this Ordinance is subject to civil penalties, and upon admission or finding of liability, shall be subject to a fine in the amount of Seventy-Five Dollars (\$75.00). (Ord. 2010-02, S7, Mar. 24, 2010)

**9.10.080 Additional Penalty.** In addition to the penalties set forth herein, a violation of any portion of this Ordinance shall allow the City to recover its costs in administering this Ordinance, including but not limited to attorney fees and costs. (Ord. 2010-02, S8, Mar. 24, 2010)

## Chapter 9.11

### STOP STREETS

#### Sections:

9.11.010	Stop Defined
9.11.020	Stop Streets Designated
9.11.030	Violations

**9.11.010 Stop Defined.** The driver of a vehicle being operated upon any "Stop Street" at the intersection with any other street as listed herein, shall cause such vehicle to come to a complete stop and shall proceed cautiously, yielding to vehicles and pedestrians not so obligated to stop which are within the intersection or approaching so close as to constitute an immediate hazard, unless traffic at such intersection is controlled by a police officer or a signal light, in which event the directions of the police officer or signal light shall be complied with. (Ord. 07-18, S9.11.010, Sept. 10, 2007) (Ord. 07-13, S2, Aug. 13, 2007)

**9.11.020 Stop Streets Designated.** The following streets are designated Stop Streets at the indicated intersection. The designated Stop Streets are:

- Burkett at 1<sup>st</sup>
- Adams at 1<sup>st</sup>
- Adams at 4<sup>th</sup> (4-way)
- 1<sup>st</sup> at Washington
- 1<sup>st</sup> at Taylor
- Behind Floodwall before entering 1<sup>st</sup> Street
- 2<sup>nd</sup> at Taylor
- 2<sup>nd</sup> at Washington
- 3<sup>rd</sup> at Taylor
- 3<sup>rd</sup> at Washington
- 4<sup>th</sup> at Taylor
- 4<sup>th</sup> at Washington
- 4<sup>th</sup> at Adams (4-way)
- 4<sup>th</sup> at Madison
- 4<sup>th</sup> at Mason
- 4<sup>th</sup> at Herzeele Street
- 5<sup>th</sup> at Herzeele Street
- 5<sup>th</sup> at Mason (4-way)
- 5<sup>th</sup> and Madison (4-way)
- 5<sup>th</sup> at Adams
- 5<sup>th</sup> at Washington
- 5<sup>th</sup> at Taylor

6<sup>th</sup> and Taylor (4-way)  
6<sup>th</sup> at Washington  
6<sup>th</sup> at Adams  
Adams at Hwy 66 (7<sup>th</sup> St.)  
Hutchinson Street at Adams  
Hutchinson Street at Washington St.  
Madison at Hwy 66 (7<sup>th</sup> St.)  
Mason at Hwy 66 (7<sup>th</sup> St.)  
Dodge at Herzelee  
Herzelee at Hwy 66 (7<sup>th</sup> St.)  
Dodge at Mason  
Congress at Hwy 66 (7<sup>th</sup> St.)  
Bry at Congress Street  
Bry at Hwy 66 (7<sup>th</sup> St.)  
2<sup>nd</sup> and Burkett (4-way)  
8<sup>th</sup> at 237  
8<sup>th</sup> and Washington  
8<sup>th</sup> and Taylor  
8<sup>th</sup> at Hwy 66 (7<sup>th</sup> St.)  
Cliffton Heights and Cannelton Heights  
Lincoln Ave. at Hwy 66  
Lincoln Ave. at St. Louis Ave.  
President Ave. at Hwy 66  
President Ave. at South 7th  
Sulphur Springs Drive and Long Ave.  
Long Ave. and Hwy 66  
Long Ave. at St. Louis Ave.  
St. Louis Ave. at Hwy 66  
Polk Street at Hwy 66  
Pleasant Valley at Hwy 66  
Polk Street at Green Meadows  
Green Meadows at St. Louis Ave.  
Knight at St. Louis Ave.  
Webb at Knight  
Webb at St. Louis Ave.  
Hafele at Knight  
Maple Road at Cannelton Heights  
Third and Taylor (4-way)  
Fifth and Washington (4-way)

(Ord. 2018-13, S1, Oct. 8, 2018) (Ord. 12-06, S1, Mar. 12, 2012) (Ord. 07-18, S9.11.020, Sept. 10, 2007) (Ord. 07-13, S2, Aug. 13, 2007)

**9.11.030 Violations.** Whenever a police officer shall find that a violation of this Chapter has been committed, such officer shall immediately prepare in duplicate, a written notice to appear in court containing the name and address of the driver committing the violation, specifying the violation charged, and indicating the time and place where the driver shall appear in court. The Indiana statutory traffic information and summons form as contained in I.C. 9-30-3-6, shall constitute notice in all violations of this Chapter. The penalty for a violation of this Chapter shall be the penalty as proscribed for the same type offense as contained in I.C. 9-21. (Ord. 07-18, S9.11.030, Sept. 10, 2007) (Ord. 07-13, S3 & S4, Aug. 13, 2007)

## Chapter 9.12

### OPERATION OF UTILITY OFF-ROAD VEHICLES ON CITY STREETS

#### Sections:

9.12.010	Definitions
9.12.020	Permitted Operation on Utility Off-Road Streets
9.12.030	Definition of Operator
9.12.040	Use and Operation
9.12.050	Registration Requirements
9.12.060	Headlights, Taillights, Brakes, and Pennant
9.12.070	Statutory Restrictions on Use
9.12.080	Number of Occupants
9.12.090	Duties in event of Accident
9.12.100	Liability Insurance
9.12.110	Possession of Registration and Certificate of Insurance
9.12.120	Registration on Operation
9.12.130	Other Laws and Regulations
9.12.140	Disturbance of Roadway
9.12.150	Mufflers
9.12.160	Emergencies
9.12.170	Penalty
9.12.180	Enforcement
9.12.190	Repeal of Inconsistent Ordinances
9.12.200	Severability
9.12.210	Effective Date

#### **9.12.010 Definitions.** Definition of “Utility Off-Road Vehicle:

- (1) “Utility Off-Road Vehicle”, for purposes of this ordinance, means a motor driven vehicle of at least four wheels capable of cross-country travel, without benefit of a road, and on or immediately over land, water, snow, ice, marsh, swampland, or other natural terrain; and which is designed and equipped with a steering wheel for control and side by side seating for at least 2 people.
- (2) The term “Utility Off-Road Vehicle” does not include a snowmobile, an ATV vehicle, or any watercraft that is registered under Indiana statutes, or a golf cart vehicle. (Ord. 2015-07, S9.12.1, May 11, 2015)

#### **9.12.020 Permitted Operation on Utility Off-Road Streets.** “Utility Off-Road Street shall mean all City streets within the City of Cannelton, except for the following:

- (1) State Highway 66 and State Highway 237, except for purposes of crossing State Highway 66 and State Road 237 at intersections with other City streets in the most direct manner possible;

- (2) Any streets posted by order of the Common Council or its designee for non-use for Utility Off-Road Vehicles;
- (3) Any of the following:
  - A. On sidewalks;
  - B. On any unpaved surfaces of public property;
  - C. On any private property without permission of the owner; and
  - D. On any shoulder of State Highway 66 and State Highway 237. (Ord. 2015-07, S9.12.2, May 11, 2015)

**9.12.030 Definition of Operator.** An "Operator" of a Utility Off-Road Vehicle must be at least 18 years of age and possess a valid motor vehicle driver's license as is also required by I.C. 14-16-1-20(c). (Ord. 2015-07, S9.12.3, May 11, 2015)

**9.12.040 Use and Operation.** An "Operator" may operate a Utility Off-Road vehicle on Utility Off-Road Streets, subject to the terms and conditions of this ordinance. Utility Off-Road Vehicles may not be operated on restricted streets and areas. (Ord. 2015-07, S9.12.4, May 11, 2015)

**9.12.050 Registration Requirements.** Utility Off-Road Vehicles must be registered under Indiana I.C. 14-16-1-18, as amended.

The owner or lessee of a Utility Off-Road Vehicle intending to operate it on the streets in the City of Cannelton, must register the Utility Off-Road Vehicle annually with the City of Cannelton and pay an annual registration fee of \$50.00 to the Clerk/Treasurer of the City of Cannelton. The registration shall be valid until December 31<sup>st</sup> of the following year. The registration may be renewed each year on or before December 31<sup>st</sup>. At the time of registration or renewal registration, the Cannelton Police Department shall perform an inspection to verify the Utility Off-Road Vehicle is insured and is equipped as required herein. After inspection by the Cannelton Police Department and payment of the registration fee the Cannelton Police Department shall issue a certification of registration ("permit") which must be in the Utility Off-Road Vehicle or in the possession of the person operating the Utility Off-Road Vehicle at all times such Utility Off-Road Vehicle is in operation on the streets of Cannelton.

There is no registration fee, through the City of Cannelton, for government owned or school owned Utility Off-Road Vehicles. (Ord. 2015-07, S9.12.5, May 11, 2015)

**9.12.060 Headlights, Taillights, Brakes, Pennant, and Seatbelts.** The Utility Off-Road Vehicle must meet those standards of headlights, taillights, and brakes required under I.C. 14-16-1-21. A Utility Off-Road Vehicle operated on a City street pursuant to this ordinance must have an orange pennant or flag at least twelve (12)

inches but not more than twenty-four (24) inches long, affixed to a staff or pole measuring at least four (4) feet but not more than ten (10) feet in height. The pole or staff height shall be measured from the top of the driver's seat. In addition, a slow moving vehicle placard shall be prominently displayed on the rear of the Utility Off-Road Vehicle. Seatbelt use is required, for all Utility Off-Road Vehicle occupants. (Ord. 2015-07, S9.12.6, May 11, 2015)

**9.12.070 Statutory Restrictions on Use.** Nothing in this ordinance modifies, alters, or changes the restrictions on operation established under I.C. 14-16-1-23. (Ord. 2015-07, S9.12.7, May 11, 2015)

**9.12.080 Number of Occupants.** No Utility Off-Road Vehicle shall be occupied by more persons than for which the vehicle was designed with designated seating. Each occupant shall have and use a separate seat. (Ord. 2015-07, S9.12.8, May 11, 2015)

**9.12.090 Duties in Event of Accident.** Nothing in this ordinance modifies, alters or changes the duties under I.C. 14-16-1-24 placed on the operator of a Utility Off-Road Vehicle in the event of an accident. (Ord. 2015-07, S9.12.9, May 11, 2015)

**9.12.100 Liability Insurance.** An operator operating a Utility Off-Road Vehicle on a City street shall have liability insurance specifically for such Utility Off-Road Vehicle in accordance with the minimum insurance requirements for the operation of other motor vehicles on public highways in the State of Indiana. (Ord. 2015-07, S9.12.10, May 11, 2015)

**9.12.110 Possession of Registration and Certificate of Insurance.** Any operator operating a Utility Off-Road Vehicle shall carry on their person or placed in the Utility Off-Road Vehicle any registration required under I.C. 14-16-1, the certificate of insurance required under this ordinance for the Utility Off-Road Vehicle being operated, and certification of registration ("permit") issued by the Cannelton Police Department. (Ord. 2015-07, S9.12.11, May 11, 2015)

**9.12.120 Restriction on Operation.** I.C. 14-16-1-23(a)(7) prohibits the operation of Utility Off-Road Vehicles within 100 feet of a dwelling between midnight and 6:00 a.m. (Ord. 2015-07, S9.12.12, May 11, 2015)

**9.12.130 Other Laws and Regulations.** Nothing in this ordinance modifies, alters or changes the requirements of the operation of vehicles on public roadways in Indiana, and all operators of Utility Off-Road Vehicles must obey and follow all rules and regulations applicable to the operation of vehicles on roadways in Indiana. (Ord. 2015-07, S9.12.13, May 11, 2015)

**9.12.140 Disturbance of Roadway.** No person shall operate a Utility Off-Road Vehicle on City streets in such a manner which causes damage to the street or disturbs the surface of the roadway. Any violator of this Section, in addition to such

penalties set forth in Section 9.12.170 below, shall be responsible for all costs of repairs of such damage or disturbance. (Ord. 2015-07, S9.12.14, May 11, 2015)

**9.12.150 Mufflers.** As required by I.C. 14-16-1-23, each Utility Off-Road Vehicle being operated on City streets pursuant to this ordinance, must be equipped with a muffler in good working order and in constant operation to prevent excessive noise and annoying smoke. (Ord. 2015-07, S9.12.15, May 11, 2015)

**9.12.160 Emergencies.** Any City, County or State law enforcement officer may prohibit operation of a Utility Off-Road Vehicle on a City street or roadway during emergencies. (Ord. 2015-07, S9.12.16, May 11, 2015)

**9.12.170 Penalty.**

- (1) Any person who violates any provision of this ordinance shall be deemed guilty of a violation and, upon conviction, shall be fined pursuant to the following schedule:
  - A. First offense in a 12-month period: \$100.00
  - B. Second offense in a 12-month period: \$200.00
  - C. Third offense in a 12-month period: \$250.00
- (2) Any person who violates the provision of this ordinance on seatbelt use shall be deemed guilty of a violation and, upon conviction, shall be fined \$25.00.
- (3) Each day that a violation occurs constitutes a separate offense. (Ord. 2015-07, S9.12.17, May 11, 2015)

**9.12.180 Enforcement.** All law enforcement officers in the City of Cannelton shall have the power and it shall be their duty to enforce the provisions of this ordinance unless otherwise prevented by state statutes regarding the enforcement of state laws. (Ord. 2015-07, S9.12.18, May 11, 2015)

**9.12.190 Repeal of Inconsistent Ordinances.** All ordinances or parts of ordinances in conflict herewith are repealed. (Ord. 2015-07, S9.12.19, May 11, 2015)

**9.12.200 Severability.** If any section, paragraph, sentence, clause, or phrase in this ordinance is declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be affected by such declaration and shall remain in full force and effect. (Ord. 2015-07, S9.12.20, May 11, 2015)

**9.12.210 Effective Date.** This ordinance shall become effective upon the passage by the Common Council of the City of Cannelton, attested to by the Clerk/Treasurer, and published as required by I.C. 5-3-1-2. (Ord. 2015-07, S9.12.21, May 11, 2015)



## Chapter 9.20

### WEIGHT LIMITS

#### Sections:

- 9.20.010 Quarry Street
- 9.20.020 Penalty for Violation

**9.20.010 Quarry Street.** No person shall operate any vehicle having a gross weight which exceeds ten tons on Quarry Street in the City of Cannelton, between its intersection with Seventh Street and its intersection with the Cannelton Corporation City Limits. (Ord. 13-19, S1, Dec. 9, 2013)

**9.20.020 Penalty for Violation.** Any person violating this ordinance is subject to a fine of up to \$100.00. (Ord. 13-19, S2, Dec. 9, 2013)

