

TITLE 15
VEHICLES AND TRAFFIC

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Chapters:

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property**
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Chapter 15.04

SPEED LIMITS

Sections:

- 15.04.010 **Maximum speed limit**
- 15.04.020 **Enforcement**

15.04.010 Maximum speed limit. Be it ordained by the Board of Trustees of the Town of Leavenworth, Crawford County, State of Indiana, that any person riding or driving any motor vehicle, automobile, or motorcycle upon any street, alley or highway within the corporate limits of the Town of Leavenworth, at a speed greater than twelve (12) miles per hour shall be deemed guilty of a misdemeanor, and upon conviction shall be fined any sum not less than one (\$1.00) dollar or more than twenty-five (\$25.00) dollars. (Ord. 2, S1, Feb. 21, 1924)

15.04.020 Enforcement. It is hereby made the duty of the Marshal of the said Town to enforce this Ordinance by the arrest of violators and the filing of proper affidavits. (Ord. 2, S2, Feb. 21, 1924)

Chapter 15.12

PARKING

Sections:

- 15.12.010 No parking areas
- 15.12.020 No parking areas marked with yellow paint
- 15.12.030 Enforcement

15.12.010 No parking areas.

- (1) Parking on the north side of Second Street from the east line of Lot 76, westerly to the west line of Lot 77 will be from the date of signing of this ordinance prohibited except where designated for parking. The designated areas will allow for one (1) parking spot per homesite directly effected. There will be no parking on the south side of Second Street between the west line of East Street and the east line of West Street. (Ord. 1995-5, Apr. 11, 1995)
- (2) Parking on the west side of First Street from Second Street to State Highway 62 will be from the date of signing of this Ordinance prohibited between 7:00 a.m. to 6:00 p.m. (Ord. 1997-3, Dec. 8, 1997)

15.12.020 No parking areas marked with yellow paint. No Parking Areas shall be marked with yellow paint on the face of sidewalks and curbs facing roadway to inform the public of the no parking areas. (Ord. 1995-5, Apr. 11, 1995)

15.12.030 Enforcement. Parking in said areas shall be enforced by ticketing and the removal of vehicle (s) by towing at the expense of the owner. (Ord. 1995-5, Apr. 11, 1995)

Chapter 15.15

STOP INTERSECTIONS

Sections:

- 15.15.010 Signs**
- 15.15.020 Four-way stop intersections**
- 15.15.030 Three-way stop intersections**

15.15.010 Signs. The Town Council of Leavenworth, Indiana ordains that the following intersections shall have stop signs added as signs or funds for signs becomes available and that said signs will be added as seen necessary. (Ord. 2014-3, July 14, 2014)

15.15.020 Four-way stop intersections.

- (1) Nelson and Second St
 - (2) Nelson and Third St
 - (3) Union St and Second St
 - (4) Union St and Third St
 - (5) Adam St and Second St
- (Ord. 2014-3, July 14, 2014)

15.15.030 Three-way stop intersections.

- (1) Nelson and Court St
- (Ord. 2014-3, July 14, 2014)

Chapter 15.53

WEIGHT LIMITS ON TOWN STREETS

Sections:

- 15.53.010** **Rated gross vehicle weight more than 6 tons**
- 15.53.020** **Commercial vehicles not allowed on streets when the condition of the streets (due to weather) would do appreciable damage**
- 15.53.030** **Penalty for violation**

15.53.010 Rated gross vehicle weight more than 6 tons.

- (1) No person shall operate a motor vehicle having a rated gross vehicle weight of more than 6 tons pounds on or over any street in the Town of Leavenworth except when the said vehicle is unloaded unless it is necessary so to do in order to reach a point where freight is to be loaded onto or unloaded from such vehicle; provided, that this shall not apply to the street running parallel to the state highway and immediately north thereof and the portions of such street that lead to the said state highway. (Ord. 152, S1, May 5, 1955)
- (2) No person shall operate a motor vehicle having a rated gross vehicle weight of over 6 tons pounds designed for the carrying of loads that do not materially increase the gross weight thereof, this classification to include vehicles designed for the carrying and transporting materials in a gaseous state, on or over any street in the Town of Leavenworth whether said vehicle be loaded or unloaded unless it is necessary to do so in order to reach a point where freight is to be loaded onto or unloaded from such vehicle; provided, that this shall not apply to the street running parallel to the state highway and immediately north thereof and the portions of such street that lead to the said state highway. (Ord. 152, S2, May 5, 1955)
- (3) No person shall operate a motor vehicle having a rated gross vehicle weight of over 6 tons pounds designed for carrying passengers on or over any street in the Town of Leavenworth; provided, that this shall not apply to the street running parallel to the state highway and immediately north thereof and the portions of such street that lead to the said state highway. (Ord. 152, S3, May 5, 1955)

15.53.020 Commercial vehicles not allowed on streets when the condition of the streets (due to weather) would do appreciable damage. No person may operate a commercial vehicle of any kind either loaded or unloaded on or over any street in the Town of Leavenworth when the condition of such street whether from the effects of the weather or otherwise is such that the operation of such motor vehicle thereon does or would do appreciable damage to the street. (Ord. 152, S4, May 5, 1955)

15.53.030 Penalty for violation. Any person violating any Section of this Ordinance shall be fined in any amount not to exceed ten dollars (\$10.00). (Ord. 152, S5, May 5, 1955)

Chapter 15.60

UNLICENSED VEHICLES PROHIBITED UPON STREETS, ALLEYS AND OTHER TOWN PROPERTY

Sections:

- 15.60.010** **Unlicensed vehicles**
- 15.60.020** **Fine and Deposit of collected fines**

15.60.010 Unlicensed vehicles. All unlicensed vehicles- such as golf carts, all terrain vehicles, mopeds, go-carts, dirt bike motorcycles, or other such unlicensed vehicles- shall not be operated on the streets, alleys, parks and any other town property. (Ord. 13-8 Amended, June 9, 2014) (Ord. 1987-7, S1, June 19, 1987)

15.60.020 Fine and Deposit of collected fines. The Town of Leavenworth sets the fine of Seventy-Five Dollars (\$75.00) for each violation of said Ordinance. All collected fines shall be deposited in the General Fund. (Ord. 2013-5, May 13, 2013)

Chapter 15.68

GOLF CARTS/ATV ON STREETS AND ALLEYS

Sections:

15.68.010	Definitions
15.68.020	Operation of golf cart/ATV
15.68.030	Operator
15.68.035	License upon golf cart/ATV
15.68.040	Financial responsibility
15.68.050	Times of operation
15.68.060	Place of operation
15.68.070	Occupants
15.68.080	Traffic rules
15.68.090	Safety emblems
15.68.100	Permit fees
15.68.105	Temporary passes
15.68.110	Penalty
15.68.120	Attorney's fees
15.68.130	Previous ordinances
15.68.140	Effective when

15.68.010 Definitions. Except as otherwise provided, the following definitions shall apply throughout this ordinance:

Golf Cart – A vehicle originally designed for operation on a golf course and powered by a battery or internal combustion motor, an ATV with a bench seat such as a Mule, Ranger, or Gator.

Driver's License – A valid license to operate a motor vehicle issued by Indiana or any other state.

Street – The entire width between the boundaries of every publicly maintained way which is open and maintained for public vehicular travel. The term includes street and alley.

Financial Responsibility – Liability insurance coverage on a golf cart/ATV in an amount not less than required by Indiana law for motor vehicles operated on public highways in the State of Indiana. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S1, Nov. 11, 2013)

15.68.020 Operation of golf cart/ATV. The operation of a golf cart/ATV within the Town of Leavenworth is strictly prohibited unless the golf cart/ATV is operated and equipped in full compliance within this Ordinance. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S2, Nov. 11, 2013)

15.68.030 Operator. Only persons holding a valid driver's license may operate a golf cart/ATV. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S3, Nov. 11, 2013)

15.68.035 License upon Golf Cart/ATV. All golf carts/ATV shall be licensed with the Town of Leavenworth or the State of Indiana. (Ord. 13-8 Amended, June 9, 2014)

15.68.040 Financial Responsibility. The financial ability of the operator or owner notwithstanding, the operator of a golf cart/ATV must show financial responsibility when operating said golf cart. Written proof of financial responsibility must be available either on the golf cart or carried by the operator at all times. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S4, Nov. 11, 2013)

15.68.050 Times of operation. Golf carts/ATV shall not be operated on city streets during two hours after sunset to one-half hour before sunrise. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S5, Nov. 11, 2013)

15.68.060 Place of operation. Golf carts/ATV may be operated on city streets and alleys under the jurisdiction of the Town of Leavenworth except any part of the state highway system (State Road 62). Golf carts/ATV may not be operated on sidewalks. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S6, Nov. 11, 2013)

15.68.070 Occupants. The number of occupants in a golf cart/ATV shall be limited to the number of persons for whom factory seating is installed and provided on the golf cart/ATV. The operator and all occupants shall be seated in the golf cart. Any one required by Indiana State Law to be in a car seat to ride in a vehicle, shall not be permitted on a golf cart/ATV. Those required to be in a booster seat shall be permitted. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S7, Nov. 11, 2013)

15.68.080 Traffic rules. The operator of the golf cart/ATV shall comply with all traffic rules and regulations adopted by the State of Indiana and the Town of Leavenworth which govern the operation of motor vehicles. The speed limit shall be 25 or as posted, whichever is the least. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S8, Nov. 11, 2013)

15.68.090 Safety emblems. All golf carts/ATV must display on the back of the golf cart a "show moving vehicle" sign in accordance with I.C. 9-21-9-2. The appropriate safety registration stickers issued by the Town of Leavenworth designating the golf car registration will be placed on the front and rear of the golf cart. Golf carts/ATV must have the proper lighting if driven after dark. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S9, Nov. 11, 2013)

15.68.100 Permit fees. Every applicant for registration and permitting of a golf cart/ATV shall pay a permit fee in the sum of Fifty Dollars (\$50.00) for each annual permit and for each annual renewal. All permit fees collected pursuant to this Ordinance shall be deposited into the General Fund of the Town of Leavenworth. (Ord. 13-8 Amended, June 9, 2014) (Ord. 2013-8, S10, Nov. 11, 2013)

15.68.105 Temporary passes. Temporary passes shall be \$10.00 and shall be valid for one week. A sticker shall be issued upon purchase of said temporary pass and be displayed on said golf cart/ATV. (Ordinance 13-8 Amended, June 9, 2015)

15.68.110 Penalty. Any person who violates any provision of this Ordinance (other than a moving traffic violation) shall be fined in the sum of Seventy-Five Dollars (\$75.00) for the first offense; One Hundred Fifty Dollars (\$150.00) for a second offense occurring within a calendar year; and Two Hundred Dollars (\$200.00) for each subsequent offense occurring during a calendar year. All fines collected pursuant to this Ordinance shall be deposited into the General Fund of the Town of Leavenworth. (Ord. 2013-8, S11, Nov. 11, 2013)

15.68.120 Attorney's fees. In the event that the Town of Leavenworth must take action to enforce this Ordinance, the Town shall recover its reasonable attorney's fees and court costs in any judgment entered in its favor or any fine or monetary paid to it. (Ord. 2013-8, S12, Nov. 11, 2013)

15.68.130 Previous ordinances. With the exceptions of Golf Cars and Mopeds, Ordinance 1987-7, addressing unlicensed vehicles still stands. Any violation of said Ordinance will carry the same penalties as outlined in this Ordinance for Golf Carts. (Ord. 2013-8, S13, Nov. 11, 2013)

15.68.140 Effective when. This Ordinance shall be in full force and effect from and after its passage by the Town Council and publication and posting as required by law. (Ord. 2013-8, S14, Nov. 11, 2013)