

## TITLE III. TRAFFIC CODE

### CHAPTER 300: GENERAL PROVISIONS

#### SECTION 300.010: TITLE

This Title may be known and cited as the "*Traffic Code*" and may be referred to as such when being amended and is also referred to herein as the "*Code*". (County Ord. No. 12.347 §1201.010, 11-21-85)

#### SECTION 300.020: SCOPE

The provisions of this Code shall apply to The Town of Grantwood Village. Whenever the word "*Village*" is used in this Code with reference to applicability of its provisions, it shall mean The Town of Grantwood Village.

#### SECTION 300.030: DEFINITIONS

The following words and phrases as used in this Code shall for the purpose of this Code have the meanings respectively ascribed to them:

*ALLEY*: The entire width and length of the public right-of-way and/or easement of an alley.

*ALLEYWAY*: That portion of an alley intended for use by the general traveling public.

*ANGLE PARKING*: The standing or parking of any vehicle, upon a , roadway or alleyway in a manner where the longitudinal axles of the vehicle forms an angle with the alignment of the curb.

*ARTERIAL ROAD*: Any road designated by the St. Louis County Council as part of the County arterial road system authorized by Section 137.558, RSMo.

*AUTHORIZED EMERGENCY VEHICLES*:

1. Vehicles operated as ambulances, or operated by the Village, the State Highway Patrol, any Police or Fire Department in St. Louis County or City or a Sheriff, Deputy Sheriff or Medical Examiner.
2. Any privately owned vehicle operated as an ambulance when responding to emergency calls.
3. Any privately owned wrecker or tow truck, or vehicles owned and operated by a public utility or public service corporation while performing emergency service.

*BICYCLE*: Every device propelled by human power upon which any person or persons may ride, having two (2) or more tandem wheels either of which is twenty (20) or more inches in diameter.

*CENTER LINE*: A yellow line or lines delineating the separation between travel lanes in opposite directions. It need not be at the geometrical center of the pavement.

*COMMERCIAL MOTOR VEHICLE:* A motor vehicle designed or regularly used for carrying freight, merchandise, supplies, tools or equipment.

*CONTROLLED OR LIMITED ACCESS ROADWAY:* Every roadway or right-of-way thereof in respect to which owners or occupants of abutting lands and other persons having no legal rights of access to, from, on or across the same except at such points and in such manner as may be determined or designated by the Village.

*CROSSWALKS:* Any pedestrian crossing indicated by lines or other markings on the pavement, or, when not marked at intersection, that portion of a roadway ordinarily included within the prolongation or connection of curb and property lines.

*DRIVER:* Any person who drives, operates or is in any manner in actual physical control of a vehicle.

*DRIVEWAY:* A travelway privately used for access to and distribution within a site, not including sidewalks.

*EDGE LINE:* A solid white line used to delineate the right edge of a roadway.

*GROSS WEIGHT:* The total weight of a vehicle including the weight of any carried cargo.

*INTERSECTION:*

1. The area embraced within the prolongation or connection of the lateral boundary lines, or if present, the lateral curb lines, of two (2) or more roadways, or alleyways, whether or not one such roadway or alleyway crosses the other.
2. Where a roadway includes two (2) roadways thirty (30) or more feet apart, then every crossing of each roadway by an intersecting roadway shall be regarded as a separate intersection.

*JUNKED MOTOR VEHICLE:* A motor vehicle without current, valid registration plates and motor vehicle safety inspection certificates lawfully attached to it, or a motor vehicle which is wrecked, dismantled, inoperative, abandoned, or discarded.

*LAW ENFORCEMENT OFFICER:* Every officer of the St. Louis County Department of Police or any officer lawfully and duly authorized, deputized, assigned or called upon by the Village to direct or regulate traffic or to make arrests for violations of the Grantwood Village Code, or any Fire Department Official acting pursuant to Section 310.010 of this Code.

*MOTORCYCLE:* A motor vehicle operated on two (2) or three (3) wheels whether or not with a sidecar and excluding motorized bicycles.

*MOTOR VEHICLE:* Any self-propelled vehicle not operated exclusively on tracks.

*OPERATOR:* Any person actually in physical control of a vehicle.

*PARK OR PARKING:* The stopping of a vehicle, whether occupied or not, other than only temporarily for the purpose of loading or unloading passengers or cargo.

*PRIVATE ROADWAY OR DRIVEWAY:* Every roadway or driveway not open to the use of the general traveling public.

*RESIDENTIAL DISTRICT:* The territory contiguous to and including a roadway or alleyway not comprising a business district as defined by the Village Zoning Code, when the property on such roadway or alleyway, for a distance of six hundred (600) feet or more is primarily improved with residences or residences and buildings in use for business.

*RIGHT-OF-WAY:*

1. The privilege of immediate use of the roadway or alleyway;
2. A strip of land over which a roadway or alleyway passes.

*ROAD:* The entire width and length of the right-of-way or the easement of a road, street, avenue, or boulevard or similar item.

*ROADWAY:* That portion of a road intended for use by the general traveling public, typically delineated by curbs, edge lines, or the edge of pavement.

*SCHOOL ZONE:* A section of any roadway where signs warn of the presence of persons going to and returning from public or private schools.

*SHOULDER:* The portion of a road outside the roadway excluding sidewalks.

*SIDEWALK:* A paved area separate from the roadway intended for use by pedestrians.

*STAND OR STANDING:* The halting of a vehicle, whether occupied or not, other than for the purpose of receiving or discharging passengers.

*STOP OR STOPPING:*

1. "Stop" means, when required, the complete cessation of movement.
2. "Stop or stopping", when prohibited, means the halting even momentarily of a vehicle except when necessary to avoid conflict with other traffic, or in compliance with the directions of a Law Enforcement Officer or traffic control device.

*THROUGH ROADWAY:* Every roadway or portion thereof on which vehicular traffic is given preferential right-of-way.

*TRAFFIC CONTROL DEVICES:* All official signs, signals, markings, intersection lighting and devices not inconsistent with this Code, placed by a public body having authority to regulate, warn, or guide traffic.

*VEHICLE:* Any mechanical device on wheels, in, upon or by which persons or property is or may be transported or drawn upon a roadway, or alleyway or driveway, except devices moved by human power or used exclusively upon rails or tracks.

**SECTION 300.040: VIOLATION OF CODE A MISDEMEANOR**

It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this Code. A judgment establishing that a person has violated the Code's provisions shall not be deemed a conviction for a misdemeanor within the meaning of Section 556.016, RSMo. 1978, as amended.

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## **CHAPTER 305: TRAFFIC ADMINISTRATION**

### **SECTION 305.010: AUTHORITY OF BUILDING & STREET COMMISSIONER**

The Building & Street Commissioner's authority as it pertains to traffic control shall include but not be limited to the following:

1. Install regulatory traffic control devices in the case of emergency or special conditions which the public peace, safety, convenience and expedition of traffic may demand.
2. Close any roadway or driveway within the Village and withdraw the same from public use temporarily and during such period as public work thereon or other public emergency or expediency shall make such acts necessary. In conjunction with this authority, the Commissioner shall place a sign at each end of the portion of such roadway, alleyway or driveway withdrawn from public use.
3. When it has been determined by the Commissioner that any barrier, obstacle or plant material within the Village right-of-way adjacent to the roadway pavement is hazardous, the Commissioner is authorized to remove said barrier or plant material from the right-of-way.
4. The Commissioner is authorized to mount and install lamps upon any part of any or all of the vehicles owned or operated by the Village which lamps when lighted, display a flashing yellow or amber light visible in any and all directions from such vehicle and to use such lamps when such vehicle is being used in the performance of emergency services.

### **SECTION 305.020: TRAFFIC ACCIDENT REPORTS**

The Village shall maintain a suitable system of filing traffic accident reports.

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## **CHAPTER 310: ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS**

### **SECTION 310.010: ENFORCEMENT AUTHORITY**

- B. The Village Police Department and its officers shall enforce all ordinances of this Village and shall have authority to make arrests for any violations of the Grantwood Village Code.
- C. Officers of the St. Louis County Department of Police or such officers as are duly and lawfully assigned by the Village are hereby authorized to direct all traffic by voice, hand or signal in conformance with the traffic laws; provided that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, such officers may direct traffic as conditions may require notwithstanding the provisions of the traffic laws. (Vil. Ord. No. 651-11, 1-18-11)
- D. Officers of any City, Town or Village Fire Department or Fire Protection District having the status of a political subdivision pursuant to the Statutes of the State of Missouri, when at the scene of a fire, may direct or assist the Law Enforcement Officers in directing traffic at such scene, or in the immediate vicinity.

### **SECTION 310.020: PERSONS TO OBEY OFFICERS**

No person shall willfully fail or refuse to comply with any lawful order or direction of any Law Enforcement Officer or Fire Department Official invested by law with authority to direct, control, or regulate traffic.

### **SECTION 310.030: PUBLIC EMPLOYEES TO OBEY TRAFFIC CODE**

- A. The provisions of this Code shall apply to the driver of any vehicle owned by or used in the service of the United States Government, this State, County or municipalities and it shall be unlawful for any said driver to violate any of the provisions of this Code, except as otherwise permitted in this Code or State law.
- B. All operators of Fire Department vehicles returning from fires or false alarms, or when on other non-emergency runs, shall obey all provisions of this Code.

### **SECTION 310.040: VEHICLES PROPELLED BY PERSONS OR ANIMALS SUBJECT TO TRAFFIC CODE**

Every person propelling any push cart or driving an animal upon a roadway, alleyway or driveway, and every person driving any animal-drawn vehicle, shall be subject to the provisions of this Code applicable to the driver of any vehicle, except those provisions of this Code which by their very nature can have no application.



**SECTION 310.050: AUTHORIZED EMERGENCY VEHICLES EXEMPTED**

- A. The provisions of this Code regulating the operation, parking and standing of vehicles shall apply to authorized emergency vehicles, as defined in this Code, except that 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 upon returning, to a fire alarm, but subject to the conditions herein stated, may:
1. Park and stand irrespective of the provisions of this Code;
  2. Proceed past a red signal indication or stop sign but only after slowing down as may be necessary for safe operation;
  3. Exceed the maximum speed limits so long as the driver does not endanger life or property;
  4. Disregard regulations governing direction of movement or turning in specified directions.
- B. The exemption herein granted to an authorized emergency vehicle shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle, as may be reasonably necessary, and when the vehicle displays at least one (1) lighted red or blue beacon visible in normal atmospheric conditions for a distance of five hundred (500) feet to the front of such vehicle.
- C. The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard to the safety of all persons, nor shall such provisions protect the driver from the consequences of the driver's reckless disregard for the safety of others, nor shall such provision relieve the driver from the duty of obeying the directions of a Law Enforcement Officer at the scene of the emergency. (Vil. Ord. No. 567-03, 7-15-03)

**SECTION 310.060: RIGHT OF WAY OF AUTHORIZED EMERGENCY VEHICLES**

- A. Upon the immediate approach of an authorized emergency vehicle equipped with at least one (1) lighted beacon exhibiting red or blue light visible under normal atmospheric conditions from a distance of five hundred (500) feet to the front of the vehicle, or when the vehicle is emitting an audible signal by siren, exhaust whistle or bell, the driver of every other vehicle, unless otherwise directed by a Law Enforcement Officer, shall yield the right of way and shall immediately drive to a position parallel to and as close as possible to the right-hand edge or curb of the roadway clear of any intersection and shall stop and remain in the stopped position until the authorized emergency vehicle has passed.
- B. Upon approaching a stationary emergency vehicle displaying lighted red or red and blue lights, the driver of every motor vehicles shall:
1. Proceed with caution and yield the right-of-way, if possible, with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or
  2. Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

- C. This Section shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the roadway. (Vil. Ord. No. 567-03, 7-15-03)

**SECTION 310.070: LEAVING ACCIDENT SCENE—PROHIBITED**

The driver of a vehicle involved in an accident resulting in injury to or the death of any person, or damage caused to property, shall immediately give said driver's name, address, motor vehicle number, and operator's or chauffeur's license number, to the injured party or to a Law Enforcement Officer. The above described identification procedure shall be done before leaving the scene of the accident. If it is necessary to leave the scene to summon police, aid, or assistance, the driver leaving the accident scene shall immediately return after contacting the police, aid, or assistance.

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## **CHAPTER 315: TRAFFIC CONTROL DEVICES**

### **SECTION 315.010: AUTHORITY TO INSTALL TRAFFIC CONTROL DEVICES**

The Village may by ordinance establish those locations at which traffic signal controls shall be installed. The Building & Street Commissioner shall have installed and maintained the proper traffic signal controls in accordance with Section 315.110 of this Chapter 315. (Vil. Ord. No. 531-01, 6-19-01)

### **SECTION 315.020: MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES**

All traffic control devices on roadways, alleys, and driveways within the Village shall conform to the "*Manual On Uniform Traffic Control Devices*" published by the Federal Highway Administration bearing the identification number D6.1-1978, and its latest revisions. Copies of the manual are on file in the office of the St. Louis County Clerk and in the Department of Highways and Traffic.

### **SECTION 315.030: OBEDIENCE TO TRAFFIC CONTROL DEVICES**

- B. The driver of any vehicle shall obey the instructions of any official traffic control device applicable to the driver placed in accordance with the provisions of this Code, unless otherwise directed by a Law Enforcement Officer. This Section is subject to the exceptions granted the driver of any authorized emergency vehicle by this Code.
- C. When a traffic control signal is not operating due to mechanical failure or other reasons, all traffic shall come to a complete stop before proceeding through the intersection at which the non-operating signal is stationed.

### **SECTION 315.040: WHEN OFFICIAL TRAFFIC SIGNS ARE REQUIRED FOR ENFORCEMENT PURPOSES**

No provisions of this Chapter 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 be seen by an ordinarily observant person. If a particular Section does not state that signs are required, the Section shall be effective even though no signs are erected or in place.

### **SECTION 315.050: TRAFFIC SIGNAL INDICATIONS**

Whenever traffic is controlled by traffic signal indications exhibiting different colored lights successively one at a time, or with arrows, the following colors only shall be used and the lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

1. "*Green indications*" shall allow the following:
  - a. Traffic, except pedestrians, facing a *circular green* may proceed straight through or turn right or left except as such movement is modified by lane-use signs, turn prohibition signs, lane

markings, or roadway design. But, vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles, and to pedestrians lawfully within the intersection or an adjacent crosswalk, at the time such signal indication is exhibited.

- b. Traffic, except pedestrians, facing a *green arrow*, shown alone or in combination with another indication, may cautiously enter the intersection only to make the movement indicated by the arrow, or such other movement as is permitted by other indications shown at the same time. Such vehicular traffic shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection.
  - c. Unless otherwise directed by a pedestrian signal, pedestrians facing any green indication, except when the sole green indication is a turn arrow, may proceed across the roadway within any marked or unmarked crosswalk.
2. "*Steady yellow indications*" shall have the following meanings:
    - a. Traffic, except pedestrians, facing a steady *circular yellow* or *yellow arrow* signal is thereby warned that the movement allowed by green indications is being terminated and that a red indication will be exhibited immediately following the yellow indications at which point vehicular traffic shall not enter the intersection. No vehicle shall be in the intersection at the time the yellow indication is terminated and the red indication is begun.
    - b. Pedestrians facing a steady *circular yellow* or *yellow arrow* signal, unless otherwise directed by a pedestrian signal, are thereby advised that there is insufficient time to cross the roadway before a red indication is shown and no pedestrian shall then start to cross the roadway.
  3. "*Steady red indications*" alone shall require the following:
    - a. Vehicular traffic facing a steady *circular red* signal alone shall stop at a clearly marked stop line or as near to the line as previously stopped traffic will allow, before entering the intersection. If no stop line is present, drivers shall stop before entering the intersection. If a crosswalk is present on the near side of the intersection, drivers shall stop before entering the crosswalk. No vehicular traffic may enter the intersection until the signal allows such movement, except under the provisions of Section 315.080.
    - b. No pedestrian facing the signal shall enter the roadway until the green is shown alone, unless authorized so to do by a pedestrian "*walk*" signal.
    - c. Unless otherwise directed by a pedestrian signal, pedestrians facing a steady *circular red* or *red arrow* signal alone shall not enter the roadway.
  4. "*Flashing signal indications*" shall have the following meanings:
    - a. *Flashing red (stop signal)*: When a red lens is illuminated with intermittent flashes, drivers of vehicles shall stop at a clearly marked stop line. If a crosswalk is present at the near side of the intersection, drivers of vehicles shall stop before entering the crosswalk. The right to proceed shall be subject to the rules applicable after making a stop at a *stop* sign.

- b. *Flashing yellow (caution signal)*: When a yellow lens is illuminated with intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.
5. In the event a traffic signal is erected and maintained at a place other than an intersection, the provisions of this Section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any such sign or marking, the stop shall be made at the signal.

#### **SECTION 315.060: PEDESTRIAN INDICATIONS**

Whenever pedestrian indications exhibiting the words or symbols for "*walk*" or "*don't walk*" are in place, the indications shall mean the following:

1. The "*don't walk*" indication or a symbol of a raised palm, steadily illuminated, means that a pedestrian shall not enter the roadway in the direction of the indication.
2. The "*don't walk*" indication or a symbol of a raised palm, while flashing, means that a pedestrian shall not start to cross the roadway in the direction of the indication, but that any pedestrian who has partly completed crossing during the steady *walk* indication shall proceed to a sidewalk, or to a safety island.
3. A "*walk*" indication or symbol of a walking person, steadily illuminated, means that pedestrians facing the signal indication may proceed across the roadway in the direction of the indication.

#### **SECTION 315.070: OBSERVANCE OF LANE DIRECTION CONTROL SIGNALS**

When lane direction control signal indications are placed over the individual lanes of a roadway, vehicular traffic may travel in any lane over which a green signal indication is shown. Traffic shall not enter or travel in any lane over which a red indication is shown.

#### **SECTION 315.080: WHEN RIGHT TURNS AT RED LIGHTS ARE PROHIBITED**

After stopping as required by Section 315.050(3), vehicular traffic facing a steady red signal may cautiously enter the intersection to make a right turn unless a sign is erected prohibiting the movement as listed herein. Vehicular traffic entering the intersection to make a right turn on the steady red signal shall yield the right of way to pedestrians and other traffic proceeding as directed by the signal at the intersection.

#### **SECTION 315.090: DISPLAY OF UNAUTHORIZED SIGNS, SIGNALS OR MARKINGS**

- A. No person shall place, maintain or display or cause to be placed, maintained or displayed upon or in view of a roadway an unauthorized sign, signal, marking or other device which purports to be or is an imitation of or resembles an official traffic control device or which attempts to direct the movement of

traffic, or which hides from view or interferes with the effectiveness of any official traffic control device or signal.

- B. No person shall place or maintain or cause to be placed or maintained nor shall any public authority permit upon any roadway any traffic sign or signal bearing any commercial advertising.
- C. This Section shall not be deemed to prohibit the erection upon private property adjacent to roadways of signs giving useful directional information and of a type that cannot be mistaken for official signs.
- D. Every such prohibited sign, signal or marking is hereby declared to be a public nuisance and the authority having jurisdiction over the roadway is hereby empowered to remove it or cause it to be removed without notice.

**SECTION 315.100: INTERFERENCE WITH TRAFFIC CONTROL DEVICES**

No person shall, without lawful authority, attempt to or in fact alter, deface, injure, knock down, or remove or cause to be altered, defaced, injured, knocked down or removed, any official traffic control device or any inscription shield or insignia thereon, or any part thereof.

**SECTION 315.110: SCHEDULE OF TRAFFIC CONTROL DEVICES**

In accordance with Section 315.010, traffic control devices have been installed at the following locations: (Vil. Ord. No. 531-01, 6-19-01)

<u>Street</u>	<u>Location</u>
Grant Road	Pedestrian Crossing to and from Grant’s Farm and Grant’s Farm Parking Lot.

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## **CHAPTER 320: SPEED REGULATIONS**

### **SECTION 320.010: SPEED LIMITS TO BE POSTED WITH SIGNS**

All portions of roadways on which a speed limit has been established shall be marked by signs erected at least at the beginning of such designated portions of roadways.

### **SECTION 320.020: GENERAL SPEED LIMIT ON ROADWAYS**

No person shall operate a motor vehicle on any roadway used by the general motoring public, at a rate of speed in excess of twenty (20) miles per hour, except in zones otherwise provided for by ordinance, and in accordance with Section 320.070 of this Chapter 320. (Vil. Ord. No. 531-01, 6-19-01)

### **SECTION 320.030: SPEED LIMIT ON PARKING LOTS**

No person shall operate a motor vehicle on any parking lot at a rate of speed greater than a reasonable and prudent rate of speed, having regard to the visibility, weather conditions, condition of pavement and traffic and use of the parking lot. In no case shall the rate of speed exceed fifteen (15) miles per hour.

### **SECTION 320.040: SPECIAL SPEED LIMITS ON ROADWAYS**

No person shall operate a motor vehicle upon those portions of the roadways which are set forth and described in Schedule II at a rate of speed in excess of that speed limit set for such portions of the roadways by said Schedule.

### **SECTION 320.050: IMPEDING TRAFFIC, ADVERTISING VEHICLES**

No person shall operate a motor vehicle used primarily for advertising purposes, or display posters or placards or any article for the inspection of the public on such vehicles or as a part of the vehicle, at a rate of speed less than twenty (20) miles per hour. The operator of such vehicle shall move the vehicle continuously and shall not stop the vehicle except when ordered by any Police Officer or in obedience to traffic signals or signs.

### **SECTION 320.060: IMPEDING TRAFFIC, SLOW DRIVING**

No person shall park or drive at such a slow speed or in such position on the roadway so as to impede or block the normal and reasonable movement of traffic. This provision shall not apply when reduced speed is necessary for safe operation, or because the driver is upon a grade or when the vehicle is a truck or trailer necessarily or in compliance with law, proceeding at reduced speed.

**SECTION 320.070: SPEED LIMITS**

In accordance with Section 320.020, no person shall operate a motor vehicle or any type of vehicle at a speed in excess of twenty (20) miles per hour on any street in the Village, except as a greater or lesser speed is hereinafter provided for certain streets, thoroughfares, areas or public ways in the Village (Vil. Ord. No. 531-01, 6-19-01):

<u>Location</u>	<u>Speed Limit</u>
Grant Road	30 MPH
Rock Hill Road within the Village limits	35 MPH

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## CHAPTER 325: TURNING MOVEMENTS

### SECTION 325.010: REQUIRED POSITION AND METHOD OF TURNING AT INTERSECTIONS

The driver of a vehicle intending to turn at an intersection shall do as follows:

1. *Signal lane right turns on roadways.* Both the approach for a right turn and the right turn shall be made as close as practicable to the right-hand curb or edge of the roadway. When entering the intersection, the right turn shall be made so as to leave the intersection, as nearly as practicable, in the right-most lane lawfully available to traffic moving in the direction upon the roadway being entered.
2. *Dual lane right turns on roadways.* Where right turns from two (2) lanes proceeding in the same direction are permitted by signs or pavement markings, the following action is required of drivers making right turns:
  - a. A driver turning from the outermost lane of the roadway from which the driver is leaving shall make the turn into the outermost lane of the intersecting roadway onto which the driver is entering.
  - b. A driver turning from the innermost lane of the roadway from which the driver is leaving shall make the turn into the innermost lane of the intersecting roadway onto which the driver is entering.
3. *Single lane left turns on roadways.* The driver of a vehicle intending to turn left at any intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle. When entering the intersection, the left turn shall be made so as to leave the intersection, as nearly as practicable, in the left-hand lane lawfully available to traffic moving in the direction upon the roadway being entered. Whenever practicable, the left turn shall be made in that portion of the intersection to the left of the center of the intersection.
4. *Dual left turns on roadways.* Where left turns from two (2) lanes proceeding in the same direction are permitted by signs or pavement markings, the following action is required of drivers making left turns:
  - a. A driver turning from the outermost lane of the roadway from which the driver is leaving shall make the turn into the outermost lane of the intersecting roadway onto which the driver is entering.
  - b. A driver turning from the innermost lane of the roadway from which the driver is leaving shall make the turn into the innermost lane of the intersecting roadway onto which the driver is entering.
5. *Two-way left turn lanes.* Where two-way left turn lanes are designated by pavement markings and signs, drivers of vehicles traveling in either direction may, with caution, utilize these lanes to remove themselves from the traffic stream in preparation for executing left turns within five

hundred (500) feet of having entered the lane. Such lanes shall not be used for overtaking or passing another vehicle when no left turning movement is made.

**SECTION 325.020: TURNING MOVEMENTS AT GRADE SEPARATIONS**

At or near all roadway grade separations all traffic turning movements shall be made with a series of right turns, and there shall be no left turns at or near grade separations. However, left turns may be made at grade separation intersections where directed by signs or arrows or pavement markings.

**SECTION 325.030: TURNING AND DIRECTIONAL MOVEMENTS RESTRICTED**

- A. The Board of Trustees may by ordinance establish those intersections and locations on or roadways at which drivers of vehicles shall not make a right, left, or "U" turn, or shall not proceed straight ahead. The Building & Street Commissioner shall place proper signs at such intersections. Where signs are posted indicating *No Right Turns*, *No Left Turns*, or *No "U" Turns*, or *Right Turn Only*, *Left Turn Only*, or *Right or Left Turn Only*, or words or symbols to that effect, no driver shall make a right turn, left turn, or "U" turn, or proceed straight ahead, within any intersection or on any portion of the roadway.
- B. All intersections and locations where the above turns are restricted shall be set forth and described in Section 325.070 of this Chapter. (Vil. Ord. No. 529-00, 12-12-00)

**SECTION 325.040: U-TURNS PROHIBITED AT CERTAIN PLACES**

- A. No driver of any vehicle shall turn the vehicle so as to proceed in the opposite direction at any intersection controlled by a traffic control device or Law Enforcement Officer.
- B. No driver of any vehicle shall turn the vehicle around so as to proceed in the opposite direction upon any curve or upon the approach to or near the crest of a grade, or any place where the vehicle cannot be seen by the driver of another vehicle approaching on the same roadway within three hundred (300) feet.
- C. No driver of any vehicle shall turn the vehicle around so as to proceed in the opposite direction at any place where the movement cannot be made safely or where it will interfere with other traffic or cause a traffic hazard.
- D. *U-turn on Grant Road Prohibited.* No person shall, and it shall be unlawful for any person operating a motor vehicle to make a U-turn on any portion of Grant Road located within the boundaries of the Town of Grantwood Village, Missouri. (Vil. Ord. No. 726.17, 8-15-17)

**SECTION 325.050: AUTHORITY TO PLACE AND OBEDIENCE TO PAVEMENT MARKINGS AND SIGNS**

- A. The Building & Street Commissioner is authorized to place signs and pavement markings within or adjacent to intersections indicating the course to be traveled by vehicles at such intersections.
- B. When authorized pavement markings or signs are placed within an intersection indicating the course to be traveled by turning vehicles, no driver of a vehicle shall disobey the directions of the indications.

**SECTION 325.060: SIGNALS FOR TURNING OR STOPPING**

- A. A driver intending to turn a vehicle to the right shall extend an arm at an angle above horizontal so that the arm may be seen from the rear of the turning vehicle and shall slow down and approach the intersecting road as near as practicable to the right side of the road along which the driver is proceeding before turning.
- B. A driver intending to turn a vehicle to the left shall extend an arm in a horizontal position so that the arm may be seen from the rear of the vehicle and shall slow down and approach the intersecting road so that the left side of the vehicle is as near as practicable to the center line of the road along which the vehicle is proceeding before turning.
- C. When stopping or slowing the speed of a vehicle, a driver shall extend an arm down in a vertical position so that the arm may be seen from the rear of the vehicle, but only if the movement of other vehicles may reasonably be affected by such slowing of speed.
- D. None of the above hand signals are required if the turning, slowing, or stopping vehicle's electrical signaling and brake lights are operating properly, and are used to signal the intended movement.

**SECTION 325.070: TURNING AND DIRECTIONAL MOVEMENT RESTRICTIONS**

In accordance with the provisions of Section 325.030, the following turning and directional movements are restricted at the intersections and other locations herein set forth and described:

**LEFT TURN** No left turn shall be made from Raleigh Drive onto the “Julia Dent Cut-Off” when traveling in a westerly direction on Raleigh Drive toward Granbury Circle. The “Julia Dent Cut-Off” is described as the one block roadway between Raleigh Drive at the north and Julia Dent Drive at the south, and having only one residence driveway (8801 Julia Dent Dr.) with direct access to the roadway. (Vil. Ord. No. 529-00, 12-12-00)

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## **CHAPTER 330: ONE-WAY STREETS**

### **SECTION 330.010: DESIGNATION OF ONE-WAY REGULATIONS ON ROADWAYS AND DRIVEWAYS**

Upon those roadways and driveways described herein, drivers shall move only in the described direction when signs indicating the direction of traffic are erected and maintained at every intersection where movement in the opposite direction is prohibited.

### **SECTION 330.020: AUTHORITY TO PLACE SIGNS AND OBEDIENCE TO THEM**

- A. Whenever any roadways and driveways are listed herein, the Building & Street Commissioner shall place and maintain the appropriate signs. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.
- B. No person shall operate any vehicle in violation of the signs or other devices placed in accordance with this Chapter.



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## **CHAPTER 335: STOP AND YIELD REGULATIONS**

### **SECTION 335.010: THROUGH ROADWAYS DESIGNATED**

Those roadways described herein, are hereby declared to be through roadways for the purpose of this Chapter.

### **SECTION 335.020: SIGNS REQUIRED AT THROUGH ROADWAY**

At any through roadway designated herein, it shall be the duty of the Building & Street Commissioner to place and maintain a stop sign or a yield sign on each roadway intersecting a through roadway. Drivers shall obey the directions of these signs.

### **SECTION 335.030: INTERSECTIONS WHERE STOP REQUIRED**

Traffic on the roadway in Section 335.100 of this Chapter 335, shall stop before entering the intersection of the named roadway described in Section 335.100.

### **SECTION 335.040: INTERSECTIONS WHERE YIELD REQUIRED**

Traffic on the roadway described herein shall yield the right-of-way before entering the intersection of the named roadway described herein.

### **SECTION 335.050: VEHICLES ENTERING YIELD INTERSECTION**

- A. The driver of a vehicle approaching a yield sign shall in obedience to the sign slow down to a speed reasonable for the existing conditions, or shall stop if necessary, and shall yield the right of way to any pedestrian crossing the roadway on which the vehicle is being driven. Said driver shall also yield to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard. After yielding, said driver may proceed, and the drivers of all other vehicles approaching the intersection shall yield to the vehicle so proceeding, provided however, that a driver who enters a yield intersection without stopping and has or causes a collision with a pedestrian in a crosswalk or a vehicle in the intersection shall prima facie be considered not to have yielded as required by this Code. The foregoing shall not relieve the drivers of other vehicles approaching the intersection at such distance as not to constitute an immediate hazard from the duty to drive with due care and to avoid a collision.
- B. The driver of a vehicle approaching a yield sign, if required for safety to stop, shall stop before entering the crosswalk on the near side of the intersection. In the event there is no crosswalk, said driver shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway.

### **SECTION 335.060: VEHICLE ENTERING STOP INTERSECTION**

- A. Except when directed to proceed by a Law Enforcement Officer or traffic signal, every driver of a vehicle approaching a stop intersection indicated by a stop sign shall stop before entering the

crosswalk on the near side of the intersection. In the event there is no crosswalk, the driver shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway where a driver would have a view of approaching traffic on the intersecting roadway before entering the intersection.

- B. The driver after having stopped shall yield the right-of-way to any vehicle which has entered the intersection from another roadway or which is approaching so closely on said roadway as to constitute an immediate hazard. Said driver having yielded may proceed and the drivers of all other vehicles approaching the intersection shall yield the right-of-way to the vehicle proceeding.

**SECTION 335.070: STOPPING BEFORE EMERGING FROM A PRIVATE ROADWAY OR DRIVEWAY**

The driver of a vehicle emerging either by forward motion or backing, from a private roadway, driveway, or building shall stop the vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area and shall yield the right-of-way to any pedestrian as may be necessary to avoid collision. Upon entering the roadway the driver shall yield the right-of-way to all vehicles approaching on the roadway.

**SECTION 335.080: STOP WHEN TRAFFIC OBSTRUCTED**

No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle the driver is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic signal indication to proceed.

**SECTION 335.090: RIGHT-OF-WAY AT INTERSECTION**

- A. The driver of a vehicle approaching an intersection from any roadway or alleyway shall yield the right-of-way to any vehicle which has entered the intersection from a different roadway or alleyway, absent other directions from a traffic control device or Law Enforcement Officer.
- B. When two (2) vehicles enter an intersection from different roadways, or alleyways at approximately the same time, the driver on the left shall yield the right-of-way to the driver of the vehicle on the right. This Subsection shall not apply to vehicles approaching each other from opposite directions when the driver of one vehicle is attempting to or is making a right turn.
- C. The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close to the intersection as to constitute an immediate hazard.
- D. The driver of a vehicle intending to make a left turn into an alley, private road or driveway shall yield the right-of-way to any vehicle approaching from the opposite direction when the making of the left turn would create a traffic hazard.

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**SECTION 335.100: STOP SIGNS**

In accordance with the provisions of Section 335.030, and when signs are erected giving notice thereof, drivers shall come to a complete stop at the following intersections:  
(Vil. Ord. No. 531-01, 6-19-01)

<u>Intersection</u>	<u>For traffic</u>
Bracken Circle and Rock Hill Road	Entering Rock Hill Road
Rock Forest Drive and Rock Hill Road	Entering Rock Hill Road
Rock Forest Drive and Bracken Circle	Moving in either direction on Rock Forest Drive
Raleigh Drive and Granbury Circle	Moving east on Raleigh Drive
Raleigh Drive and Julia Dent Drive	Entering Raleigh Drive
Raleigh Drive and Julia Dent Drive	Moving east on Raleigh Drive
Navarre Circle and Whitehaven Drive	Moving west on Navarre Circle
Whitehaven Drive and Capilia Drive	Moving in all four directions
Grantwood Lane and Gravois Road	Entering Gravois
Grantview Lane and Grantwood Lane	Moving in all three directions at T intersection
Grantview Lane and Grantwood Lane	Moving in all four directions
Grantview Lane and Gravois Road	Entering Gravois Road
Zinzer Court and Grantview Lane	Moving either direction on Grantview Lane, and entering Grantview Lane from Zinzer Court
Raleigh Drive and Whitehaven Drive	Moving west on Whitehaven Drive
Whitehaven Drive and Raleigh Drive	Moving southwest on Raleigh
Navarre Circle and Navarre Circle	Moving north to Navarre Circle
Shiloh Lane and Navarre Circle	Moving northwest on Shiloh Lane
Julia Dent Drive and Whitehaven Drive	Moving southeast on Julia Dent Drive
Whitehaven Drive and Laclede Station	Moving east on Whitehaven Drive
Whitehaven Drive and Navarre Circle	Moving northwest on Whitehaven Drive
Grant Road and Pardee Road	Moving northwest on Grant Road
Grantwood Lane and Grantwood Lane	Moving west on Grantwood Lane

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## **CHAPTER 340: MISCELLANEOUS DRIVING RULES**

### **ARTICLE I. MISCELLANEOUS REGULATIONS**

#### **SECTION 340.010: RIDING ON MOTORCYCLES**

A person operating a motorcycle shall ride only upon the permanent and regular seat attached to the motorcycle. The operator shall not carry, nor shall any other person ride on a motorcycle unless the motorcycle is designed to carry more than one (1) person. If so designed, a passenger shall ride upon the permanent and regular seat, or upon another seat firmly attached to the rear or side of the operator's position.

#### **SECTION 340.020: MOTORCYCLES—PROTECTIVE HEADGEAR**

Every person operating or riding as a passenger on any motorcycle shall wear protective headgear at all times the vehicle is in motion. The protective headgear shall meet standards and specifications established by the Missouri Director of Revenue.

#### **SECTION 340.030: CLINGING TO MOVING VEHICLES**

- A. No person riding on any bicycle, motorcycle, coaster, sled, roller skates, or any toy vehicle shall attach the item or said person to any moving vehicle, nor shall any person ride on the hood, roof, or fender of any vehicle.
- B. No driver shall allow or permit any attaching of such items to the vehicle the driver is operating.

#### **SECTION 340.040: PASSENGER LIMITATIONS**

No person shall drive a motor vehicle which has more than three (3) persons over the age of sixteen (16) years in the front seat. No person shall extend any body parts outside the vehicle, except the hand and arm for signaling purposes only.

#### **SECTION 340.050: LITTERING AND CARELESSLY LOADED VEHICLES**

- A. No person shall throw, dump, deposit, place or cause to be thrown, dumped, deposited or placed upon any roadway, alleyway, parking lot, private road or driveway, or right-of-way of same:
  - 1. Any tacks, nails, wire scrap metal, glass, crockery, sharp stones or other substances injurious to the feet of persons, animals, or the tires of vehicles.
  - 2. Any paper, rubbish, garbage, or debris of any and all kinds.
  - 3. Any mud, dirt, sand, gravel, rock, stone or other excavated material or substance dug, scooped, blasted, or removed from the earth on any lot or tract of land, provided however, that this

provision shall not apply to any excavation in roadways for which a special use permit has been issued by the Building & Street Commissioner .

4. Any and all substances and materials which cause or may cause a hazard and obstruction to the movement of traffic, including snow or ice.
- B. No person shall throw, dump, deposit or place or cause to be thrown, dumped, deposited or placed, such materials and substances in such a manner as to cause the same to roll, flow or wash upon any roadway, alleyway, parking lot, private roadway or driveway, or right-of-way of same.
  - C. No person, when moving or hauling any load upon any roadway, alleyway, parking lot, private road or driveway, or right-of-way of same, shall allow the load or parts of the load to blow, spill, drop, or otherwise come to rest over and upon said roadway, alleyway, parking lot, private road or driveway, or right-of-way of same.
  - D. All motor vehicles, and every trailer and semi-trailer operating upon any roadway, alleyway, parking lot, private roadway or driveway in the Village and carrying goods, materials, farm products, or any of the substances referred to in this Section, which may reasonably be expected to become dislodged and fall from the vehicle, trailer or semi-trailer as a result of wind pressure or air pressure or by the movement of the vehicle, trailer or semi-trailer shall have a protective cover or be sufficiently secure so that no portion of such goods or material can become dislodged and fall from the vehicle, trailer or semi-trailer while being transported or carried; provided that covers for vehicles transporting garbage, offal or other rubbish must be approved in accordance with Chapter 607, SLCRO 1974, as amended.
  - E. No person shall drive an overloaded vehicle or one loaded in a manner such that any part of the load is likely to fall upon and litter any road, or cause injury to persons or damage to other vehicles or property.
  - F. Any person who, by reason of accident, violates this Section, shall be held blameless of such violation upon an affirmative showing that the person:
    1. Immediately cleaned and cleared away materials or substances involved; or
    2. Immediately made reasonable and conscientious effort to clean and clear; or
    3. By reason of such accident was rendered incapable of cleaning and clearing away materials or substances involved.

#### **SECTION 340.060: PERMIT FOR PARADE OR PROCESSION**

No procession or parade containing twenty-five (25) or more persons or twenty-five (25) or more vehicles, excepting the Armed Forces of the United States, the military forces of this State, and the forces of the Police and Fire Departments, shall occupy, march, or proceed along any roadway or alleyway except in accordance with a permit issued by the Village Clerk, and such other regulations as are prescribed by Village ordinance which may apply. (Vil. Ord. No. 651-11, 1-18-11)



**SECTION 340.070: REGULATIONS FOR FUNERALS AND OTHER PROCESSIONS**

- A. A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant or other identifying insignia.
- B. Each driver in a funeral or other procession shall drive as near to the right-hand edge of the roadway as practical and shall follow the vehicle ahead as close as is practical and safe.
- C. No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this Code. This provision shall not apply at intersections where traffic is controlled by traffic signals or Law Enforcement Officers.

**SECTION 340.080: MERCHANDISE VENDING REGULATIONS**

It is unlawful to vend or distribute merchandise or materials from a vehicle, stand, or otherwise within the limits of any roadway or alleyway in the Village, except under such license, conditions and regulations prescribed by Village ordinances; but in no instance shall such vending be permitted or authorized where the same causes stopping, standing, or parking in or upon a roadway or alleyway, or when such vending or distributing causes traffic confusion and interferes with the free and unhindered mobile progression of traffic.

**SECTION 340.090: SCHOOL BUS REGULATIONS**

- A. Every bus used for the transportation of school children shall bear upon the front and rear of the bus, a plainly visible sign containing the words "*School Bus*" in letters not less than eight (8) inches in height. Each bus shall have lettered on the rear in plain and distinctive type the following: "*State Law: Stop while bus is loading and unloading.*" Each school bus subject to the provisions of this Section shall be equipped with a mechanical and electrical signaling device, which will display a signal plainly visible from the front and rear and indicating intention to stop. The driver of a school bus is required to use such equipment to indicate the intention to stop.
- B. No driver of a school bus shall take on or discharge passengers at any location upon a roadway consisting of four (4) or more lanes of traffic, whether or not divided by a median or barrier, in such manner as to require the passengers to cross more than two (2) lanes of traffic; nor shall the driver take on or discharge passengers while the vehicle is upon the roadway or alleyway proper unless the vehicle so stopped is plainly visible for at least three hundred (300) feet in each direction to drivers of other vehicles upon any roadway or alleyway and then only for such time as is actually necessary to take on and discharge passengers.
- C. The driver of any school bus driving upon any roadway of the Village after loading or unloading school children, should remain stopped if the bus is followed by three (3) or more vehicles, until such vehicles have been permitted to pass the school bus, if the conditions prevailing make it safe to do so.

**SECTION 340.100: ROADWAYS AND DRIVEWAYS CLOSED**

No person shall use or attempt to use any roadway or driveway withdrawn from public use. Nor shall any person drive or attempt to drive any vehicle or animal on the same during the period such roadway or driveway is withdrawn from public use.

**ARTICLE II. REGULATIONS FOR DRIVERS****SECTION 340.110: DRIVERS TO MAINTAIN FINANCIAL RESPONSIBILITY**

- A. It shall be unlawful for any person to operate a motor vehicle upon any public roadway or alleyway in the Village unless that person maintains the financial responsibility required by Chapter 303 R.S. Mo., as amended (Motor Vehicle Financial Responsibility Law), or is operating a motor vehicle as to which the owner has maintained financial responsibility.
- B. While operating a motor vehicle, all drivers shall carry proof of the financial responsibility required by Chapter 303 R.S. Mo. Proof of financial responsibility shall be displayed for inspection upon demand by any law enforcement officer. Failure of any driver to exhibit proof of financial responsibility to a law enforcement officer shall constitute prima facie evidence that the driver has not maintained financial responsibility and is not operating a motor vehicle as to which the owner has maintained financial responsibility. (Vil. Ord. No. 592-06, 5-15-06)

**SECTION 340.120: DRIVING WHILE INTOXICATED**

- A. No person shall operate a motor vehicle while intoxicated.
- B. Driving while intoxicated means operating a motor vehicle while:
  1. Under the influence of alcohol, or
  2. Under the influence of any controlled substance as defined by Chapter 195, RSMo. or
  3. Under the influence of model glue or any substance containing toluene or any such substance, or
  4. Under the influence of any combination of the above; to such extent as to impair the person of full possession of normal faculties. (Vil. Ord. No. 539.02, 2-12-02)

**SECTION 340.125: DRIVING WITH EXCESSIVE BLOOD ALCOHOL CONTENT**

- A. No person shall drive a motor vehicle when the person has eight-hundredths of one (.08) percent or more by weight of alcohol in his/her blood. As used in this section, percent by weight of alcohol in the blood shall be based upon grams of alcohol per one hundred (100) milliliters of blood and may be shown by chemical analysis of the person's blood, breath, saliva, or urine. For the purposes of determining the alcoholic contents of a person's blood under this section, the test shall be conducted

in accordance with the provisions of Sections 577.020 to 577.041 of the Revised Statutes of Missouri.

- B. Any person who violates the provisions of this section is guilty of a misdemeanor and upon conviction shall be punished under the provisions of Chapter 360 of the Grantwood Village Municipal Code.
- C. Evidence of prior convictions shall be heard and determined by the trial court, out of the hearing of the jury prior to submission of the case to the jury, and the court shall enter its findings thereon.
- D. Any person convicted of an intoxication-related offense shall have a judgment in the amount of twenty five dollars (\$25.00) entered against that person in favor of the Spinal Cord Injury Fund, pursuant to Section 304.027, RSMo.
  - 1. Judgments collected pursuant to Section 304.027 shall be paid into the State Treasury to the credit of the Spinal Cord Injury Fund.

Any court clerk receiving funds pursuant to judgments entered pursuant to Section 304.027 shall collect and disburse such amounts as provided in Sections 488.010 to 488.020, RSMo.

- 2. As used in this section, an “intoxication-related traffic offense” is driving while intoxicated, or under the influence of drugs while intoxicated pursuant to Section 340.120. (Vil. Ord. No. 540.02, 2-12-02)

#### **SECTION 340.130: CARELESS AND IMPRUDENT DRIVING**

Every person operating a motor vehicle shall drive the vehicle in a careful and prudent manner and at a rate of speed so as not to endanger the property of another or the life or body of any person, including the driver or passengers of the vehicle, and shall exercise the highest degree of care.

#### **SECTION 340.140: DRIVERS TO EXERCISE DUE CARE**

Every driver of a vehicle shall exercise due care to avoid collision with any pedestrian upon any roadway, alleyway or driveway notwithstanding any other provision of this Title. Such driver shall give warning by sounding the horn when necessary to avoid a collision.

#### **SECTION 340.150: DRIVING WITHIN SINGLE LANE**

Upon any roadway, alleyway or driveway, which has been divided into two (2) or more clearly marked lanes for traffic, a vehicle shall be driven as nearly as practicable entirely within a single lane. Such vehicles shall not be moved from the lane unless done with safety and without irregular movement.

**SECTION 340.160: KEEPING TO RIGHT**

Upon any roadway other than any one-way roadway, the driver of a vehicle shall keep as near to the right hand curb as practicable, except when overtaking and passing another vehicle.

Such overtaking and passing shall be subject to the limitations applicable by law to overtaking and passing. The driver of a vehicle shall also proceed to the right of a traffic island in the road unless signs designate otherwise.

**SECTION 340.170: FOLLOWING OTHER VEHICLES**

The driver of a vehicle shall not follow another vehicle more closely than is reasonably safe and prudent, having due regard for the speed of the vehicle and the traffic upon, and the condition of, the roadway. Vehicles being driven in a caravan or motorcade upon any roadway outside of a business or residence district shall be operated so as to allow sufficient space between each vehicle or combination of vehicles as to enable any other vehicle to overtake or pass such vehicle in safety. This Section does not apply to drivers in a funeral procession or in a duly authorized parade. This Section applies whether or not the following vehicle is towing other vehicles.

**SECTION 340.180: SHORTCUTTING TRAFFIC PROHIBITED**

No driver shall operate a motor vehicle on any private lot, road, driveway, parking lot or any area which is not a roadway, for the purpose of avoiding travel upon the right-of-way between one (1) roadway and the same or another roadway.

**SECTION 340.190: OPERATOR TO STOP WHEN PURSUED**

The operator of a motor vehicle shall bring the vehicle to a complete stop upon perceiving a police vehicle in pursuit with lights or siren activated. Such vehicle shall be parked in a position parallel to and as close to the right-hand edge of the road as possible.

**SECTION 340.200: BACKING OF VEHICLES**

The driver of any vehicle shall not back the vehicle unless the movement can be made with reasonable safety and without interfering with other traffic.

**SECTION 340.210: OPENING AND CLOSING VEHICLE DOORS**

- A. No person shall open the door of a motor vehicle on the side adjacent to moving traffic unless and until it is reasonably safe to do so. No person shall leave a door open on the side of a motor vehicle adjacent to moving traffic for a period of time longer than necessary to load or unload passengers.

**SECTION 340.220: DRIVING ON SIDEWALK**

The driver of any vehicle shall not drive within any sidewalk area except at a permanent or temporary driveway.

**SECTION 340.230: ENTRY AND EXIT ON LIMITED ACCESS ROADWAY**

No person shall drive a vehicle onto or from any limited access roadway except at entrances and exits as are established by public authority.

**SECTION 340.240: REGULATION OF THE KINDS AND CLASSES OF TRAFFIC ON CERTAIN ROADS**

No person shall operate any commercial motor vehicle with a gross weight in excess of the amounts specified herein at any time on any roadway or parts of roadways described herein. Such vehicles may be operated thereon for the purpose of delivering or picking up materials or merchandise upon the restricted roadways.

**SECTION 340.250: REGULATION OF THROUGH TRAFFIC ON CERTAIN ROADS**

When the proper signs are posted prohibiting such travel, no person shall operate any motor vehicle directly between the points specified herein along the roadways specified herein at specified times.

**SECTION 340.260: CROSSING FIRE HOSE**

No vehicle shall be driven over any unprotected hose of any Fire Department when the hose is laid down on any roadway, alleyway, or driveway, for use at any fire or alarm of fire, without the consent of the Fire Department Official in command.

**SECTION 340.270: FOLLOWING FIRE APPARATUS**

The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than five hundred (500) feet, or drive into or park such vehicle within the block or within five hundred (500) feet of where the fire apparatus has stopped in answer to a fire alarm.

**SECTION 340.280: DRIVERS TO STOP FOR SCHOOL BUS**

- B. The driver of a vehicle upon any roadway upon meeting or overtaking from either direction any school bus which has stopped on the roadway for the purpose of receiving or discharging any school children and whose driver has given the signal to stop in the manner provided by law, shall stop the vehicle before reaching the school bus and shall not proceed until the school bus resumes motion or until signaled by its driver to proceed.

- C. The driver of a vehicle need not stop for a stopped school bus under the following conditions:
  1. When on a divided roadway proceeding in the opposite direction.
  2. When proceeding in the opposite direction on a roadway carrying four (4) or more lanes of traffic.

**ARTICLE III. PASSING REGULATIONS**

**SECTION 340.290: NO PASSING ZONES**

- D. The Building & Street Commissioner is hereby authorized to determine those portions of any roadway where overtaking and passing or driving a vehicle to the left of the roadway would be especially hazardous and shall declare the same as a *"No Passing Zone"*.
- E. The Building & Street Commissioner shall mark the no-passing zone by applying a solid yellow line on the roadway surface just to the right of center of the roadway. When the aforesaid solid yellow line is in place, no driver of a vehicle shall pass another vehicle in the places where passing is prohibited.
- F. In any prosecution charging a violation of no-passing zones as provided in this Code, proof that such no-passing zones are appropriately marked in conformance with Section 315.020 shall constitute a prima facie presumption that the no-passing zone was duly and properly designated and marked as provided by the Code.

**SECTION 340.300: PASSING OF VEHICLES PROCEEDING IN THE SAME DIRECTION**

- A. The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to the limitations and exceptions hereinafter stated:
  1. The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left of the overtaken vehicle at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle.
  2. The driver of an overtaken vehicle shall give way to the right in favor of an overtaking vehicle on the left upon perceiving the overtaking vehicle. This Subsection does not apply when an overtaken vehicle is being passed on the right as permitted.
  3. No driver of a vehicle shall overtake and pass another vehicle moving in the same direction within an intersection, or within one hundred (100) feet of an intersection.
- B. The driver of a motor vehicle may overtake and pass to the right of another vehicle only under the following conditions:
  1. When the vehicle overtaken is making or about to make a left turn.

2. Upon a roadway with unobstructed pavement of sufficient width for two (2) or more lanes of vehicles in the same direction.
  3. Upon a one-way roadway.
  4. Upon any roadway with unobstructed pavement of such width and clearly marked for four (4) or more lanes of traffic.
  5. The driver of a motor vehicle may overtake and pass another vehicle upon the right under the foregoing conditions only when such movement may be made in safety. In no event shall such movement be made by driving off the roadway.
  6. The provisions of this Subsection shall not relieve a driver from the duty to drive as closely as practicable to the right-hand edge of the roadway.
- C. No vehicle shall be driven to the left side of the center line of a roadway in overtaking and passing another vehicle proceeding in the same direction, unless the left side is clearly visible and is free of on-coming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken.
- D. No vehicle shall at any time be driven to the left side of the roadway under the following conditions:
1. When approaching the crest of a grade or upon a curve of the roadway where the driver's view is obstructed within such distances as to create a hazard in the event that another vehicle might approach from the opposite direction.
  2. When the view is obstructed upon approaching within one hundred (100) feet of any bridge, viaduct, tunnel, or when approaching within one hundred (100) feet of or at any intersection or railroad grade crossing.

#### **ARTICLE IV. PROHIBITED TRAVEL—PUBLIC ROADWAYS**

##### **SECTION 340.310 COMMERCIAL VEHICLES PROHIBITED**

Commercial vehicles licensed in excess of 6,000 pounds and defined in Section 350.130, C. of this Traffic Code are prohibited at all times from traveling on Grant road, provided, however, such vehicles may use Grant Road for the limited purpose of making local deliveries and pickups within the Village.

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## **CHAPTER 345: PEDESTRIAN'S RIGHTS AND DUTIES**

### **SECTION 345.010: PEDESTRIANS TO OBEY TRAFFIC SIGNALS**

Pedestrians are subject to traffic signals as are declared in this Code. At all other places pedestrians have those rights and are subject to the restrictions stated in this Chapter.

### **SECTION 345.020: PEDESTRIANS RIGHT OF WAY IN CROSSWALKS**

When traffic signals are not in place or not in operation, the driver of a vehicle shall yield the right of way to a pedestrian crossing the roadway within the crosswalk when the pedestrian is on the half of the roadway on which the vehicle is traveling. Such driver shall also yield when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger. Such driver shall slow down or stop if need be to give the right of way to a pedestrian. No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield. A pedestrian's right of way in a crosswalk is modified under the condition and as stated in Section 345.050(B). Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass the stopped vehicle.

### **SECTION 345.030: USE OF CROSSWALK**

Pedestrians shall move upon the right half of a crosswalk whenever practicable.

### **SECTION 345.040: CROSSING AT RIGHT ANGLES**

No pedestrian shall cross a road at any place other than by a path at right angles to the curb, or by the shortest path to the opposite curb, except when in a crosswalk.

### **SECTION 345.050: WHEN PEDESTRIAN SHALL YIELD**

- E. Every pedestrian crossing a roadway at any point other than within a marked crosswalk, or other than crossing a roadway within an unmarked crosswalk at an intersection, shall yield the right of way to all vehicles upon the roadway.
- F. Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead crossing has been provided shall yield the right of way to any vehicle upon the roadway.

### **SECTION 345.060: PROHIBITED CROSSING**

Pedestrians shall not cross at any place between adjacent intersections at which traffic control signals are in operation, except when crossing in a marked crosswalk.

**SECTION 345.070: WALKING ALONG ROADWAY**

- A. Where sidewalks are provided, it shall be unlawful for any pedestrian to walk or otherwise move along and upon an adjacent roadway.
- B. Where sidewalks are not provided, any pedestrian walking along or otherwise moving along and upon a road shall, when practical, walk or otherwise move only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction.

**SECTION 345.080: PEDESTRIANS SOLICITING RIDES OR BUSINESS**

- A. No person shall stand in a roadway for the purpose of soliciting a ride, employment, charitable contribution or business from the occupant of any vehicle.
- B. No person shall stand on or in proximity to a road for the purpose of soliciting the watching or guarding of any vehicle parked or about to be parked on a road.

**SECTION 345.090: SLEDS, SNOWMOBILES, SKIS, OR SIMILAR DEVICES**

No person upon or riding on a sled, snowmobile, skis, or similar device, shall go upon any roadway in the Village.

**SECTION 345.100: DRIVERS TO AVOID HAZARD TO BLIND PEDESTRIAN**

The driver of a vehicle approaching a totally or partially blind pedestrian who is carrying a cane predominately white or metallic in color, with or without a red tip, or who is using a guide dog, shall take all necessary precautions to avoid injury or hazard to the blind pedestrian.

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## **CHAPTER 350: PARKING REGULATIONS**

### **ARTICLE I. METHOD OF PARKING**

#### **SECTION 350.010: REQUIRED DIRECTION AND MANNER OF PARKING**

- A. Except as otherwise provided in this Code, every vehicle stopped or parked upon a roadway shall be stopped or parked with the right-hand wheels of the vehicle parallel to and within eighteen (18) inches of the right-hand curb or right-hand edge of pavement and headed in the direction of lawful traffic movement.
- B. No person shall stop, stand or park any vehicle upon or within eighteen (18) inches of the traveled portion of any through roadway as established herein.

#### **SECTION 350.020: PARKING NOT TO OBSTRUCT TRAFFIC**

No person shall park any vehicle upon any roadway or alleyway in a manner or under conditions as to leave available less than ten (10) feet of the width of the roadway or alleyway for free movement of vehicular traffic. No person shall stop, stand or park a vehicle on a roadway or alleyway in such position as to block the entrance to any abutting property. (County Ord. No. 12.347 §1207.020, 11-21-85)

#### **SECTION 350.030: ANGLE PARKING PROHIBITED**

All angle parking is strictly prohibited upon any roadway or alleyway in the Village except where allowed by the Board of Trustees by the adoption of an appropriate ordinance, and the proper signs posted allowing the angle parking.

### **ARTICLE II. PROHIBITED OR RESTRICTED PARKING**

#### **SECTION 350.040: PARKING PROHIBITED IN SPECIFIED PLACES**

- A. No person shall stop or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a Law Enforcement Officer or traffic control device, in any of the following places:
  - 1. On a sidewalk.
  - 2. In front of a public or private driveway exiting onto any roadway, alleyway or parking lot.
  - 3. Within an intersection.
  - 4. Within fifteen (15) feet of a fire hydrant.
  - 5. On a crosswalk.
  - 6. With twenty (20) feet of a crosswalk.

7. Within thirty (30) feet upon the approach to any intersection or so close to an intersection as to obstruct the normal flow of traffic.
  8. Alongside or opposite any roadway excavation or obstruction when stopping, standing, or parking would obstruct traffic.
  9. On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
  10. At any place where official signs prohibit stopping.
  11. Within eight (8) feet of a public or private mailbox.
  12. Upon any portion of the road so as to obstruct emergency snow removal operation.
  13. Upon any unpaved shoulder or other unpaved portion of the right-of-way.
- B. Where it is determined by the Board of Trustees, upon the basis of an engineering and traffic investigation that it is to the best interest and safety of the general public to increase the distances set out above, the Building & Street Commissioner is hereby empowered to lengthen the distances of Subsections (4), (6), (7), (8), (9), and (14), not to exceed one hundred (100) feet in length, and when official signs are erected, no person shall stop, stand or park a vehicle at such designated places.
- C. No person shall move a vehicle not lawfully under such person's control into any such prohibited area or away from a curb such distance as is unlawful.

**SECTION 350.050: TIME LIMITATION ON PARKING**

No person shall park a vehicle, including a boat, trailer or camper, on any roadway in the Village between the hours of 3:00 A.M. and 5:00 A.M. on any day of the week, including Sundays.

**SECTION 350.060: PARKING PROHIBITED IN RESIDENTIAL FRONT YARDS**

- A. No person shall park or permit a vehicle to remain in the front yard of residential property, unless such vehicle is parked on a paved driveway or designated parking area as described in Subsection (C).
- B. For the purpose of this Section, "*front yard*" means the area between a road and a line parallel to the road and intersecting the closest point of residence. "*Required front yard*" means the area between a road and the front yard setback line established by application of the Zoning Ordinances of the Village. "*Residential*" refers to properties zoned non-urban or residential and includes property used for residential purposes regardless of zoning.
- C. A designated parking area shall be adjacent to and contiguous to the driveway within a residential property, and shall be paved. Such designated parking area may not be located within the required front yard, but may be located in any other part of the residential lot, including within a front yard which does not constitute a portion of a required front yard, if any.

§ 350.070

§ 350.080

**SECTION 350.070: PARKING PROHIBITED FOR CERTAIN PURPOSES**

No person shall park a vehicle on any roadway for the principal purpose of:

1. Displaying such vehicle for sale.
2. Washing, greasing or repairing or performing similar activities upon such vehicle, except repairs necessitated by an emergency.

**SECTION 350.080: PARKING REGULATIONS FOR ALL RESIDENTIAL DISTRICTS**

- A. No commercial motor vehicle shall be parked on any roadway in a residential district, except in an emergency or as set forth in Section 350.130 herein.
- B. No tractor or tractor-trailer or tractor-trailer truck unit shall be parked on any roadway in a residential district at any time, except while loading or unloading, with the exception of governmental vehicles during work-in-progress.

**C. PARKING REGULATIONS FOR ALL VEHICLES NOT LISTED IN A & B ABOVE**

1. Driveways and similar outdoor parking facilities accessory to a residential use which are developed in any residential district in accordance with the requirements of this Section shall be used solely for the parking of passenger automobiles including light trucks licensed by the State of Missouri, owned or leased by occupants of the dwelling structures to which such facilities are accessory, or by the guests of such occupants or owners, except as provided in paragraphs (2), (3) and (4) of this Subsection C.
2. No commercial vehicle shall be parked on residentially-zoned land except such vehicles temporarily parked on a lot for the purpose of providing permitted construction, or for maintenance or other contracted services specifically for the location. Vehicles engaged in construction for which a building permit has been issued by the Village must be moved from the site within 24 hours of job completion, expiration or revocation of a building permit. Vehicles engaged in maintenance or other contract services may not remain on the site for more than seven (7) calendar days and must be moved from the site within 24 hours of job completion.
3. A single trailer, motor home, recreational vehicle, boat, commercial vehicle, camping trailer, house trailer, motor home, tent trailer, boat trailer, material hauling trailer, horse trailer, etc. may be stored only in a garage on a residential lot, if the vehicle meets all of the following criteria:
  - a) Owned, leased and/or operated by an occupant of the residence;
  - b) Does not exceed three-quarter (3/4) ton rated capacity;
  - c) Does not have more than two (2) axles;

- d) Does not exceed sixteen (16) feet in length, eight (8) feet in width or eight (8) feet in maximum height as measured from the pavement to the highest point of the vehicle;
  - e) Is not designed or used for hauling explosives, liquefied petroleum products or any other hazardous materials;
  - f) Is not a vehicle for hire for the transportation of persons for a fee or other consideration;
  - g) Is not designed or used for transportation of freight, merchandise or construction materials for hire.
4. Any non-commercial vehicle meeting all of the criteria in paragraph (3) above except items (b) and (d) may be garaged on a residential lot, but shall not be stored in any yard area.
5. Temporary parking of a vehicle on an exposed, paved surface is permitted for a maximum period of fourteen (14) total days provided a permit is first obtained for the Building Commissioner. There shall be a 24 hour grace period before the permit is required. In deciding whether or not to issue said permit, the Building Commissioner shall determine that granting the permit will not create a traffic hazard by reason of blocking the view of drivers of other vehicles.
- The types of vehicles that are subject to the permit requirement are defined in Section 350.080 C. (3).
- No fourteen day period shall follow immediately any fourteen (14) day period. Said permit shall be issued no more than one time in any three month quarter and no more than four (4) times in any year. The fee for this permit will be Twenty –five dollars. (\$25.00).
6. A violation of Section 350.080 shall be punished by a fine not exceeding \$1,000.00. (Vil. Ord. No. 685.14, 12-16-14)

**SECTION 350.090: DESIGNATION OF NO PARKING AREAS**

- A. Parking on certain roadways or parts of roadways shall be prohibited or limited as set forth in Section 350.130, PROHIBITED PARKING, of this Chapter 350, or designated elsewhere herein. (Vil Ord. No. 560-02, 10-15-02)
  - B. Parking on certain parking lots or part of parking lots shall be prohibited or limited as designated herein when the property owner has posted the appropriate signs.
  - C. No person shall park or stand a motor vehicle, whether occupied or not, in a private driveway, on a private parking lot, or on private property, without the express or implied consent of the owner or other person in lawful charge of such driveway, parking lot, or property.
- “Private driveway”, “private parking lot” and “private property” mean any driveway, parking lot or property other than public streets, and include any other driveway, parking lot or property, even if owned by a governmental entity.

**SECTION 350.100: DESIGNATION OF HANDICAPPED PARKING SPACE**

- A. No person shall park or stand a motor vehicle, whether occupied or not, in handicapped parking space without the express or implied consent of the owner or other person in lawful charge of such parking space.



- B. A “handicapped parking space” is a parking space adjacent to which, and visible from which, there is posted a sign upon which is inscribed the international symbol of accessibility and the words “Handicapped Parking” in white on a blue background.
- C. “Handicapped” has the meaning ascribed to “physically disabled” in Section 301.142 R.S. Mo. or “eligible person” in 38 U.S.C. Section 1901.
- D. The parking or standing of a motor vehicle in a handicapped parking space is without the consent of the owner or other person in charge of the property unless the vehicle bears a distinguishing license plate or placard issued pursuant to Section 301. or Section 301.071 R.S. Mo., and the operator of the vehicle or passenger is presently handicapped.
- E. If a motor vehicle is found in violation of this section, the owner or person in whose name the vehicle is registered in the records of any city, county or state shall be held prima facie responsible for such violation, if the owner thereof is not present.

### **ARTICLE III. BUS AND TAXI REGULATIONS**

#### **SECTION 350.110: STOPPING, STANDING AND PARKING OF BUSES AND TAXICABS REGULATED**

- A. The operator of a bus shall not stand or park such vehicle upon any roadway at any place other than a bus stand so designated as provided by this Code.
- B. The operator of a bus shall not stop the vehicle upon any roadway at any place for the purpose of loading or unloading passengers or their baggage other than at a bus stop, bus stand or passenger loading zone so designated as provided by this Code except in case of an emergency and except for school buses loading or unloading children.
- C. The operator of a bus shall enter a bus stop, bus stand or passenger loading zone on a roadway in a manner that the bus when stopped to load or unload passengers or baggage shall be in a position with the right front wheel of the vehicle not further than eighteen (18) inches from the curb and the bus approximately parallel to the curb so as not to impede unduly the movement of other vehicular traffic.
- D. The operator of a taxicab shall not stand or park the vehicle upon any roadway at any place other than in a taxicab stand so designated as provided by this Code. This provision shall not prevent the operator of a taxicab from temporarily stopping in accordance with other stopping or parking regulations at any place for the purpose of and while actually engaged in the expeditious loading or unloading of passengers.

#### **SECTION 350.120: RESTRICTED USE OF BUS OR TAXICAB STANDS**

No person shall stop, stand, or park a vehicle other than a bus or taxicab in an area designated as a public carrier zone when any stop or stand has been officially designated and appropriately signed. However, the driver of a passenger vehicle may temporarily stop there for the purpose of and while actually engaged in loading or unloading passengers when the stopping does not interfere with any bus or taxicab waiting to enter or about to enter the zone.

**SECTION 350.130: PROHIBITED PARKING**

In accordance with the provisions of Section 350.090, A., parking on certain Village roadways or parts of such roadways, except as designated elsewhere in this Code, shall be prohibited or limited as set forth below:

- A. Parking of any vehicle, except in emergency situations or as otherwise provided in this Code, is prohibited at all times on:
1. Grant Road or the portion of Rock Hill Road located within the Village.
  2. Grantwood Lane from No. 1 to No. 19 and all of Grantview Lane by non-residents during the days that Grant's Farm is open to the general public. Visitors to a resident's home shall obtain a temporary dashboard permit from the resident they are visiting.
  3. Grantwood Lane, Grantview Lane, Zinzer Court and Vicksburg Circle, except for the following:
    - a. Residents' vehicles that have a Village license decal properly attached to the windshield.
    - b. Vehicles of the Village residents' invited guests.
  4. Zinzer Court from the northwest corner of the intersection of Grantview Lane and Zinzer Court to fifty (50) feet north on the west side of Zinzer Court.
  5. Grantview Lane on the east side from Gravois to the southeast corner of the driveway for #18 Grantview Lane. This section will be designated as "No Parking to Corner." (Vil. Ord. No. 606.07, 05-15-07)
  6. Grantview Lane on the west side from Gravois to the southwest corner of the driveway for \$1 Grantview Lane. This section will be designated as "No Parking to Corner." (Vil. Ord. No. 606.07, 05-15-07)
  7. Paragon Circle cul-de-sac designated as a "No Parking on School Days from 7:30 AM-4:30PM". This area includes the following addresses on Paragon Circle - 8816, 8808, 8804, 8800, 8801, 8805, 8809, 8815. Appropriate signage to be posted at the entrance to the cul-de-sac. (Vil. Ord. No. 325.08,6-17-08)
- B. Vehicles licensed at 6,000 lbs. or less and equipped with standard size tires are permitted, except where otherwise prohibited, to park on the Village streets at any time of the day or night, except there shall be no parking of any vehicle on any street of the Village between the hours of 3:00 A.M. and 5:00 A.M. on any day of the week, including Sunday.
- C. Parking on Village streets shall be prohibited for all non-allowed vehicles, except as provided in D. of this Section 350.130.
1. Non-allowed vehicles include, but are not limited to, commercial vehicles, trailers, recreational vehicles, campers, motor buses and any other vehicle not specifically allowed.

2. A *commercial vehicle* is one designed or regularly used for carrying freight, merchandise, supplies, tools, equipment, dirt, rock or debris, or used as a taxi.
3. A *motor bus* is a vehicle designed or regularly used for carrying more than fifteen passengers.

D. The only exceptions are as follows:

1. A delivery truck making a delivery to a Village home - 30 minute limit.
2. A contractor's truck parked while performing their services for a Village residence during regular working hours - working hours are defined as 8:00 a.m. to 5:00 p.m. Monday through Saturday.
3. Authorized emergency vehicles as per Section 310.060 of this Code.

(Vil. Ord. No. 605.07, 03-20-07)

## **CHAPTER 355: TRAFFIC VIOLATIONS - VILLAGE MUNICIPAL COURT**

### **SECTION 355.010: VILLAGE MUNICIPAL COURT ESTABLISHED—DUTIES**

- A. There is established a Traffic Violations Village Municipal Court.
- B. The Village Municipal Court shall have the duties enumerated hereunder and such other and further duties as may be imposed upon it by law and by the Village Board of Trustees.
  - 1. Accept designated fines and costs and issue receipts for them.
  - 2. Whenever any person charged with an offense which is payable at the Traffic Violations Municipal Court fails to appear and pay the fine and costs in the time prescribed, the Court Clerk shall notify the Village Prosecuting Attorney for appropriate action.

### **SECTION 355.020: PAYMENT OF DESIGNATED FINES AND COSTS**

- A. Any person charged with a violation for which payment may be made to the Traffic Violations Municipal Court may, anytime prior to the Court Date stated on the arrest notice, pay a designated fine and costs therefor to the Municipal Court except that costs shall not be charged for parking violations. The payment of a fine and costs to the Municipal Court shall be deemed an acknowledgment of conviction of the alleged violation.
- B. The Village may, by ordinance passed by the Board of Trustees, designate various violations, together with fines and costs for them, that may be satisfied by payment to the Municipal Court. These violations may be satisfied in the following manner: The person so charged may mail the Missouri Uniform Complaint and Summons issued and signed by the Village Police Officer or any St. Louis County Police Officer, along with the fine and costs thereof or may present said Complaint and Summons with the fine and costs in person or by attorney or by any member of the person's immediate family to the Traffic Violations Municipal Court. Speeding violations may be satisfied by payment to the Traffic Violations Municipal Court only if twenty (20) miles or less over the maximum limit.

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## **CHAPTER 360: VIOLATIONS, PENALTIES, ARRESTS**

### **SECTION 360.010: PENALTIES**

Every person who is convicted of any misdemeanor under the provisions of this Traffic Code, shall, where no different punishment is prescribed, be punished by imprisonment in the County Jail not exceeding one (1) year, or by a fine not exceeding one thousand dollars (\$1,000.00), or by both such fine and imprisonment.

### **SECTION 360.020: FORMS AND NOTICES OF ARREST OR APPEARANCE**

The Village Police Department shall provide, in quadruplicate, suitable serially numbered forms for notifying violators to appear and answer to charges of violating traffic laws and ordinances.

### **SECTION 360.030: PROCEDURE UPON ARREST**

Whenever any person is arrested for violating any provision of this Code, the arresting officer may take the violator's name, address, operator's or chauffeur's license number, and the registration number and the make of the motor vehicle involved, and issue to the person in writing a notice to answer to the charge against the person on a day specified in the notice, the day to be not less than five (5) days after the arrest, and during the hours and at a place specified in the notice. The officer may, upon the giving by the violator of a written promise to answer as specified in the notice, release the violator from custody, provided however, that if the violator is a non-resident of the County, the arresting officer, if not satisfied by personal knowledge or sufficient identification that the violator is a responsible and reliable citizen, may require that the violator post bond or enter into a recognizance with sufficient security conditioned that the violator will appear before the Village Municipal Court at the time and place appointed before the officer shall release the violator from custody, or the violator may be committed to the County Jail and be held to answer the complaint. Any person who violates a written promise to appear, given in accordance with this Section, shall be guilty of a misdemeanor, regardless of the disposition of the charge on which the person was originally arrested.

### **SECTION 360.040: ILLEGALLY PARKED VEHICLES, NOTICE**

Whenever any motor vehicle without a driver is found parked or stopped in violation of any of the restrictions imposed by the Ordinances of this Village, the officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user and shall conspicuously affix to the vehicle a notice in writing for the driver to appear in the Village Municipal Court on the date stated in the notice, or otherwise answer to the charge as may be provided by Village ordinance.

### **SECTION 360.050: FAILURE TO COMPLY WITH NOTICE ON VEHICLE**

If a violator of the restrictions on stopping, standing, or parking under the traffic laws or ordinances fails to answer to the charge as provided by Village ordinance, the Municipal Court Clerk shall send

to the owner of the motor vehicle to which the notice was affixed, a letter informing the owner of the violation and warning the owner that in the event such letter is disregarded for a period of thirty (30) days, a complaint shall be filed and a warrant of arrest issued.

**SECTION 360.060: PRESUMPTIONS FROM ILLEGALLY PARKED VEHICLE**

In any prosecution charging a violation of any law or regulation governing the standing or parking of a vehicle, proof that the particular vehicle described in the complaint was parked in violation of any such law or ordinance, together with proof that the defendant named in the complaint was at the time of the parking the registered owner of the vehicle, shall constitute in evidence a prima facie presumption that the registered owner of the vehicle was the person who parked or placed the vehicle at the point where, and for the time during which, the violation occurred.

**SECTION 360.070: COMPLAINT FILED AND WARRANT ISSUED, WHEN**

In the event any person fails to comply with a notice given to the person or attached to a vehicle or fails to make appearance pursuant to a summons directing an appearance in the Village Municipal Court or if any person fails or refuses to deposit bail as required and within the time permitted by ordinance, the Clerk of the Municipal Court shall forthwith have a complaint entered against such person and secure and issue a warrant for his/her arrest.

**SECTION 360.080: MOVING TRAFFIC VIOLATIONS, FAILURE TO PREPAY FINE OR APPEAR IN COURT, LICENSE SUSPENDED, PROCEDURE-REINSTATEMENT WHEN**

A. Definitions -

1. "Director" - the director of revenue acting directly or through the director's authorized officers and agents;
2. "License" - a license issued by a state to a person which authorizes a person to operate a motor vehicle;
3. "Moving violation" - that character of traffic violation where at the time of violation the motor vehicle involved is in motion, except that the term does not include the driving of a motor vehicle without a valid motor vehicle registration license, or violations of sections 304.170 to 304.240, RSMo, inclusive, relating to sizes and weights of vehicles; and
4. "Record" - includes, but is not limited to, papers, documents, facsimile information, microphotographic process, electronically generated or electronically recorded information, digitized images, deposited or filed with the department of revenue.

- B. If a Missouri resident charged with a moving traffic violation of this state or any county or municipality of this state fails to dispose of the charges of which the resident is accused through authorized prepayment of fine and court costs and fails to appear on the return date or at any subsequent date to which the case has been continued, or without good cause fails to pay any fine or court costs assessed against the resident for any such violation within the period of time specified or in such installments as approved by the court or as otherwise provided by law, any court having jurisdiction over the charges shall within ten days of the failure to comply inform the defendant by ordinary mail at the last address shown on the court records that the court will order the director of revenue to suspend the defendant's driving privileges if the charges are not disposed of and fully paid within thirty days from the date of mailing. Thereafter, if the defendant fails to timely act to dispose of the charges and fully pay any applicable fines and court costs, the court shall notify the director of revenue of such failure and of the pending charges against the defendant. Upon receipt of this notification, the director shall suspend the license of the driver, effective immediately, and provide notice of the suspension to the driver at the last address for the driver shown on the records of the department of revenue. Such suspension shall remain in effect until the court with the subject pending charge requests setting aside the noncompliance suspension pending final disposition, or satisfactory evidence of disposition of pending charges and payment of fine and court costs, if applicable, is furnished to the director by the individual. Upon proof of disposition of charges and payment of fine and court costs, if applicable, and payment of the reinstatement fee as set forth in section 302.304, the director shall return the license and remove the suspension from the individual's driving record. The filing of financial responsibility with the bureau of safety responsibility, department of revenue, shall not be required as a condition of reinstatement of a driver's license suspended solely under the provisions of this section. (Vil. Ord. No. 641.10, 5-18-10)



## **CHAPTER 365: REGISTRATION, LICENSES, PERMITS, INSURANCE**

### **SECTION 365.010: METHOD OF DISPLAYING LICENSE PLATES**

No motor vehicle or trailer shall be operated on any streets, roads or highway of this Village unless it shall have displayed thereon the license plate or set of license plates issued by the director of revenue or the state highways and transportation commission and authorized by Section 301.140 RSMo. Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired and the plates do not swing. Each such plate may be encased in a transparent cover so long as the plate is plainly visible and its reflective qualities are not impaired. License plates shall be fastened to all motor vehicles, except trucks, tractors, truck tractors, or truck-tractors licensed in excess of twelve thousand (12,000) pounds, on the front and rear of such vehicles not less than eight (8) nor more than forty-eight (48) inches above the ground with the letters and numbers thereon right side up. The license plates on trailers, motorcycles, motortricycles, and motorscooters shall be displayed on the rear of such vehicles, with the letters and numbers thereon right side up. The license plate on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand (12,000) pounds shall be displayed on the front of such vehicles not less than eight (8) nor more than forty-eight (48) inches above the ground, with the letters and numbers thereon right side up or if two plates are issued for the vehicle pursuant to Subsection (3) of Section 301.130 R.S.Mo., displayed in the same manner on the front and rear of such vehicles. The license plate or plates authorized by Section 301.140 RSMo., when properly attached, shall be prima facie evidence that the required fees have been paid. (Vil. Ord. No. 648.10, 8-17-10)

### **SECTION 365.020: VEHICLES TO DISPLAY CERTIFICATE OF INSPECTION AND APPROVAL**

No person, firm, or corporation shall operate or park a motor vehicle or trailer upon a roadway or alleyway of the Village unless the vehicle or trailer displays a certificate of inspection and approval, in accordance with Sections 307.350 to 307.390, RSMo., providing for Motor Vehicle Safety Inspection. This Section shall not apply to any motor vehicle owned and operated by the County or any municipality within the County.

### **SECTION 365.030: DRIVERS TO HAVE LICENSES**

- A. No person shall drive any motor vehicle, except farm tractors, upon any roadway, or alleyway unless the person has a valid license or permit as an operator under the provisions of the laws of Missouri. Any person holding a valid chauffeur's license shall not be required to procure an operator's license. A person operating a motor vehicle within the restrictions and limitations of a court order granting him/her limited hardship driving privileges and having a copy of such order in his/her possession shall not be guilty of operating a motor vehicle without a valid driver's license.
- B. No person shall drive as a chauffeur any vehicle upon any roadway or alleyway unless the person has a valid license as a chauffeur under the provisions of the laws of Missouri, except as provided in Chapter 302, Section 302.051, RSMo.

- C. While driving a motor vehicle, the holder of a license shall carry the license issued. The license shall be displayed for inspection when demand is made for its display by any Law Enforcement Officer. Failure of any driver of a motor vehicle to exhibit a license to Law Enforcement Officers shall be prima facie evidence that the person is not a duly licensed driver.
- D. No person shall operate a motorcycle or other self-propelled two (2) or three (3) wheeled vehicle upon any roadway or alleyway unless the person has a valid operator's or chauffeur's license which has been validated for motorcycle operation according to the provisions of Section 302.020.1(4), RSMo.
- E. No person shall operate a motor vehicle in any manner in violation of the restrictions imposed in a restricted license.

**SECTION 365.040: OPERATORS OF MOTORIZED BICYCLES TO HAVE LICENSES**

No person shall operate a motorized bicycle on any roadway or alleyway unless the person has a valid operator's or chauffeur's license.

**SECTION 365.050: AGE LIMIT OF OPERATOR**

- A. No person under the age of sixteen (16) years shall operate a motor vehicle on any roadway, or alleyway of the Village.
- B. No owner or lessee of any motor vehicle shall permit any person under the age of sixteen (16) years to operate such motor vehicle on any roadway or alleyway of the Village. Persons who have passed the age of fifteen (15) years but who have not reached sixteen (16) years, and who have been issued a driver's permit by the Director of Revenue of Missouri as provided in Section 302.130, RSMo., may operate a motor vehicle upon any roadway or alleyway when an instructor approved by the State Department of Elementary and Secondary Education is occupying a seat beside the driver.

**SECTION 365.060: PERMITTING UNLICENCED DRIVERS PROHIBITED**

No person shall authorize or knowingly permit a motor vehicle owned by or under the control of such person to be driven by any person who is not authorized to drive under any of the provisions of Chapter 302, Sections 302.010 to 302.270, RSMo., providing for driver's and chauffeur's licenses.

**SECTION 365.070: PRESUMPTION IN REFERENCE TO UNLICENCED PERSON OPERATING MOTOR VEHICLE**

In any prosecution charging a violation of Section 365.060 proof that an unauthorized person as described in Section 365.060 and Chapter 302, Sections 302.010 to 302.270, RSMo., was driving the motor vehicle described in the complaint, together with proof that the defendant named in the complaint was, at the time described in the complaint, the registered owner of the vehicle, shall constitute a prima facie presumption that the registered owner was the person who authorized or

knowingly permitted the unauthorized person to drive the vehicle at the point where, and during which the violation occurred.

**SECTION 365.080: PROHIBITED USES OF LICENSES**

- A. No person shall display, permit to be displayed, or have in possession, any operator's or chauffeur's license knowing it to be fictitious or to have been canceled, suspended, revoked, or altered.
- B. No person shall lend or knowingly permit the use by another of any operator's or chauffeur's license issued to the person lending or permitting its use.
- C. No person shall display or represent as one's own any operator's or chauffeur's license not issued to the person displaying the license.

**SECTION 365.090: MOTOR VEHICLES TO DISPLAY GRANTWOOD VILLAGE WINDSHIELD LICENSE EMBLEM**

- A. Every motor vehicle including motorcycles and recreational vehicles that are garaged or kept overnight at a residence shall display a Grantwood Village license emblem in the lower right corner of the windshield of the motor vehicle.
- B. This license requirement will apply to all motor vehicles used by residents of Grantwood Village, whether owned, leased or loaned to a resident. Guests of a resident are not required to display the emblem unless their motor vehicle is garaged within Grantwood Village for more than 30 days in a calendar year.
- C. There is an annual fee for this emblem established by the Grantwood Village Board of Trustees. This fee is collected by the St. Louis County Department of Revenue on the annual Personal Property bill issued to Grantwood Village residents and is remitted to the Village by the County.
- D. The Village Clerk shall maintain a record of the vehicles declared by Grantwood Village residents on their Personal Property Declaration and send a notice of fees due to each resident who has a leased vehicle or any motor vehicle not listed on such County Declaration each year.

New residents shall be notified of this emblem requirement by the Village Clerk and will receive emblems upon payment of the annual fee for each vehicle. New residents who take possession of their motor vehicle after December 1 will not be required to pay the annual fee, but will still receive their emblems.

If a resident replaces a motor vehicle with another replacement motor vehicle during the calendar year, such resident will be entitled to a replacement emblem for the new vehicle at no charge. The Village Clerk will issue such replacement emblem upon proper completion of the request form.

- E. The Grantwood Village Board of Trustees may, from time-to-time, enact an ordinance that would increase the annual emblem fee from the current charge of \$5.00 (five dollars) per annum.

- F. The Village Trustees may, from time-to-time, distribute revised replacement emblems that must be placed on each motor vehicle, removing the previous version. Such replacement emblems will be distributed to residents at no charge.
- G. Failure to display the current emblem is a violation of the Municipal Code and is subject to fine and court costs as described in ARTICLE III. FINES AND COURT COSTS of the Municipal Code of Grantwood Village.

(Vil. Ord. No. 597-06, 8-15-06)

## **CHAPTER 366: MOTOR VEHICLE DRIVERS/FINANCIAL RESPONSIBILITY REQUIRED**

### **SECTION 366.010: MOTOR VEHICLE DEFINED**

- A. Motor vehicle is a self-propelled vehicle which is designed for use upon a highway.
- B. Motor vehicle does not include farm tractors, motorized bicycles, as defined in Section 307.180, R.S.Mo., or other exceptions defined in Section 303.020 R.S.Mo. (Vil. Ord. No. 569-03, 9-16-03)

### **SECTION 366.020: DRIVERS TO MAINTAIN FINANCIAL RESPONSIBILITY**

- A. It shall be unlawful for any person to operate a motor vehicle upon any public roadway or alleyway in the Village unless that person maintains the financial responsibility required by Chapter 303, R.S.Mo., as amended (Motor Vehicle Financial Responsibility Law), or is operating a motor vehicle as to which the owner has maintained financial responsibility.
- B. While operating a motor vehicle, all drivers shall carry proof of the financial responsibility required by Chapter 303, R.S.Mo. Proof of financial responsibility shall be displayed for inspection upon demand by any law enforcement officer. Failure of any driver to exhibit proof of financial responsibility to a law enforcement officer shall constitute prima facie evidence that the driver has not maintained financial responsibility and is not operating a motor vehicle as to which the owner has maintained financial responsibility. (Vil. Ord. No. 569-03, 9-16-03)

### **SECTION 366.030: PENALTIES**

Every person found guilty of violating Section 366.020 of this Chapter shall be punished as provided in Section 360.010 of Chapter 360 of this Code. (Vil. Ord. No. 569-03, 9-16-03)

## **CHAPTER 370: VEHICLE REMOVAL CODE**

### **SECTION 370.010: CITATION OF CHAPTER**

This Chapter shall be known and may be cited as the "*Vehicle Removal Code*". This Chapter is part of the Traffic Code, and all provisions thereof that are general in application apply to this Chapter, including, but not limited to definitions and penalties.

### **SECTION 370.020: SCOPE**

In order to enhance the public health, safety and welfare of the citizens of the Village and of those persons traveling upon roads and streets of the Village, the provisions of this Code shall be in effect in all parts of the Village.

### **SECTION 370.030: AUTHORITY TO REMOVE VEHICLES—EMERGENCY TOWS**

The Village Police Department and its officers are hereby authorized to remove or cause to be removed any motor vehicle or junked or improperly licensed motor vehicle from any road, or alley without providing the owner with prior notification or an opportunity to be heard under the emergency circumstances hereinafter enumerated:

1. When the motor vehicle or junked or improperly licensed motor vehicle poses a real and imminent danger or hazard to the safety of others or a menace to traffic by being situated upon a road or alley without being competently attended; or although attended, when the person in charge of the vehicle fails or refuses to remove the vehicle upon request. For the purpose of this provision, in addition to any other situation meeting this criteria, a vehicle is declared to pose an imminent danger or hazard to the safety of others or a menace to traffic when it is:
  - a) Situated in any lane designated for the movement of traffic, including a curb lane in which parking is prohibited;
  - b) Situated, during such hours, in any area in which parking is prohibited during certain hours for the purpose of accommodating periods of peak (or rush hour) traffic.
2. When the motor vehicle or junked or improperly licensed motor vehicle is situated on or about a road or alley so as to impede snow removal operations or construction, repair and maintenance services conducted or authorized by the Building & Street Commissioner.
3. When the operator of a motor vehicle is disabled or arrested and there is no other person reasonably available to take custody of the vehicle and there is no reasonably safe place to leave the vehicle. (Vil. Ord. No. 651-11, 1-18-11)

### **SECTION 370.040: NOTICE FOLLOWING EMERGENCY TOW**

- A. Whenever an officer removes or causes to be removed a motor vehicle or junked or improperly licensed motor vehicle as authorized in Section 370.030, and the officer knows or is able to ascertain

the name and address of the owner by the accessible information contained on the vehicle, or by accessing the official vehicle registration records, and the registered address of the vehicle is three miles or less from the Grantwood Village city limits, the officer shall immediately give or cause to be given notice in writing to the owner.

- B. The notice shall provide the following information:
1. Notification of the vehicle's removal and the reasons for the removal;
  2. The procedure for obtaining the vehicle's release, and the location of the vehicle;
  3. A statement of the owner's right to a hearing and right to be represented by counsel at the hearing; and
  4. The procedure for obtaining a hearing.
- C. In the event the address is greater than three miles from the Grantwood Village city limits, or for any other reason the officer is unable to give notice as herein prescribed, and in the event the vehicle is not restored to the owner's possession within a period of three (3) days, the officer shall immediately mail or cause to be mailed a written report of the removal to the State agency whose duty it is to register motor vehicles. The notice shall include a complete description of the vehicle, the date, time and place of removal, the reasons for the removal and the name of the garage or place where the vehicle is stored. A copy of any such notice shall be filed with the proprietor of said garage.

**SECTION 370.050: NOTICE TO REMOVE ILLEGALLY PARKED VEHICLES—  
NON-EMERGENCY**

- A. Whenever a motor vehicle or junked or improperly licensed motor vehicle is parked or stopped on public property in violation of any Village ordinance or State Statute and the circumstances of the vehicle's location do not warrant an emergency tow as authorized by Section 370.030, a Police Officer shall conspicuously affix to the vehicle a notice in writing, which notice shall in addition be mailed to the registered owner of the vehicle, if the owner may be ascertained from the accessible information contained on the vehicle together with the official vehicle registration records. The officer shall send one (1) copy of the notice to the Village Municipal Court.
- B. The notice shall provide the following information:
1. The statute or ordinance violated;
  2. An order directing the removal of the vehicle within five (5) days of the date of the notice;
  3. A statement of the owner's right to a hearing;
  4. The procedure for obtaining a hearing; and
  5. A statement of the right to be represented by counsel at the hearing.

**SECTION 370.060: FAILURE TO COMPLY WITH NOTICE**

If the owner has not filed a request for hearing within five (5) days after the registered owner has been notified in accordance with Section 370.050, and the vehicle has not been removed within the five (5) day period, or in the event that a hearing is had, the Village Police Department has

determined that the vehicle's removal is warranted, and the vehicle has not been removed within such additional time allowed by the Village Police Department, if any, then the Village Police Department shall have the right to impound and dispose of the vehicle in accordance with Section 370.130. (Vil. Ord. No. 651-11, 1-18-11)

**SECTION 370.070: NOTICE OF REMOVAL**

Within seventy-two (72) hours of the removal of such vehicle, the Village Police Department shall give notice to the Director of Revenue of the State of Missouri and to the registered owner of the vehicle, if ascertainable, that the vehicle has been impounded and stored for violation of this Chapter. The notice shall describe the vehicle and give the location where the vehicle is stored and that the owner will be charged with the cost of removal and storage. (Vil. Ord. No. 651-11, 1-18-11)

**SECTION 370.080: JUNKED OR IMPROPERLY LICENSED MOTOR VEHICLES ON PRIVATE PROPERTY DECLARED A NUISANCE**

- A. No person shall park, store, leave or permit the parking, storing or leaving of a junked or improperly licensed motor vehicle or parts thereof upon any private property within the Village for a period of time in excess of seventy-two (72) hours. Provided however, this Chapter shall not apply to any vehicle enclosed within a building. Provided, further, that nothing in this Chapter shall be construed to prevent a person from keeping on the person's private property for a period of time not to exceed thirty (30) days one (1) junked motor vehicle for the purpose of making minor repairs or modifications to it, nor to prevent a person from keeping a motor vehicle of historic interest, as defined in Section 301.131, RSMo.
- B. The presence on private property of one (1) or more junked or improperly licensed motor vehicles or parts thereof contrary to the preceding Subsection is hereby declared to be a public nuisance which may be abated as such in accordance with the provisions of this Chapter.

**SECTION 370.090: RESPONSIBILITY FOR REMOVAL**

Upon proper notice and an opportunity to be heard having been given, the owner of the junked or improperly licensed motor vehicle or part thereof and the owner or occupant of the real property whereon the junked or improperly licensed motor vehicle or part thereof is situated shall be jointly and individually liable for the vehicle's removal. In the event of removal or disposition, or both, by the Village, the owner of the junked or improperly licensed motor vehicle and the owner or occupant of the private property where same is located shall be jointly and individually liable for the expenses incurred.

**SECTION 370.100: NOTICE PROCEDURE**

- A. The Village Police Department shall issue and conspicuously affix a citation to any vehicle in the village with invalid registration, license plates from another vehicle, outdated safety inspection or emission certification, requesting that the property owner appear or otherwise answer the charge in the Village Municipal Court on a specified date. (Vil. Ord. No. 651-11, 1-18-11)



- B. In the event that the vehicle's owner does not appear or otherwise answer the charge discussed in "A" above, the Village reserves the right to have the vehicle in question towed to a specified lot at the owner's expense. The Village Police Department shall give notice of removal to the owner of the vehicle, if ascertainable, and to the owner or occupant of the private property where the vehicle is located at least five (5) days before the time set for compliance. Any such interested party may file a written request for a hearing within the five (5) day period. (Vil. Ord. No. 651-11, 1-18-11)
- C. It shall constitute sufficient notice for a copy of the notice to be left at the residence of the occupant, if any, of the private property on which the vehicle is located, a copy placed on the vehicle, and a copy sent by certified mail or certificate of mailing to the owner of the vehicle, if ascertainable, and to the owner of the private property at the owner's last known address according to the Assessor's rolls of St. Louis County.
- D. The notice shall provide the following information:
  1. Cite the violation of this Section;
  2. Order the removal of the vehicle within the five (5) day period;
  3. State that there is a right to a hearing; and
  4. Advise that upon failure to comply with the notice to remove, the Village shall undertake such removal with the cost of removal to be levied against the owner or occupant of the real property upon which the vehicle is situated, or the owner of the vehicle.

**SECTION 370.110: REMOVAL OF JUNKED OR IMPROPERLY LICENSED MOTOR VEHICLE FROM PRIVATE PROPERTY**

- A. The Village Police Department shall have the right to enter upon private property to take possession of the junked or improperly licensed motor vehicle and remove it from the premises if the violation has not been remedied within the five (5) day compliance period. Provided however, the timely request for a hearing shall stay the compliance period until such time as the Village Police Department has entered a decision, and for such additional period of time as shall be allotted by the Village Police Department if abatement is ordered.
- B. It shall be unlawful for any person to interfere with, hinder or refuse to allow the Village Police Department or the Village Police Department's designee to enter upon private property for the purpose of removing a vehicle in accordance with this Chapter.
- C. Within seventy-two (72) hours of the removal of the junked or improperly licensed motor vehicle from private property, the Village Police Department shall give notice to the Director of Revenue of the State of Missouri, the registered owner of the vehicle, if ascertainable, and to the owner and occupant, if any, of the private property from which the vehicle was removed, that said vehicle or vehicles have been impounded and stored for violation of this Chapter. The notice shall describe the vehicle, give the location where the vehicle is stored, and state that the owner will be charged with the cost of removal and storage.

(Vil. Ord. No. 651-11, 1-18-11)

**SECTION 370.120: PROCEDURE FOR HEARING**

- A. The registered owner of a vehicle towed in accordance with Section 370.030 or such owner's duly authorized agent, or the owner of a vehicle notified to remove the vehicle under the provisions of Section 370.030 or such owner's duly authorized agent, and the owner or occupant of private property on which a junked or improperly licensed motor vehicle or part thereof is situated may file in the office of the Village Police Department a written request for a hearing. The request must be filed within the period of compliance, or in the event of an emergency tow the owner must file a request within seven (7) days after notification of the tow in accordance with Section 370.040.
- B. The hearing shall be held within twenty-four (24) hours of the hearing request before the Village Police Department. Formal rules of evidence shall not apply; however, the parties shall have the right to present evidence, confront and cross-examine witnesses, and receive a written decision based upon the facts adduced at the hearing.
- C. A public hearing shall be held by the Village Police Department to determine the following:
  - 1. The question of the existence of circumstances warranting an emergency tow in accordance with Section 370.030; or
  - 2. The question as to whether there are reasonable grounds to believe that an ordinance or statute is violated by the position of the motor vehicle or junked or improperly licensed motor vehicle.
- D. If the Village Police Department is satisfied that there are reasonable grounds to believe that a violation exists, the Village Police Department shall order the vehicle's removal. The Village Police Department may impose such conditions and take such other action as deemed appropriate under the circumstances to carry out the purpose of this Chapter, and may delay the time for the removal of the motor vehicle or junked or improperly licensed motor vehicle, if, in the Village Police Department's opinion, the circumstances justify it. In the alternative, the Village Police Department shall enter an order allowing such vehicle to remain if the Village Police Department finds no violation or nuisance. The costs of removal, storage and advertising expenses, if any, shall be charged against the Village or the owner of the vehicle or private property as deemed appropriate by the Village Police Department. (Vil. Ord. No. 651-11, 1-18-11)

**SECTION 370.130: METHOD OF REMOVAL AND DISPOSITION OF VEHICLES AND PROPERTY**

- A. The Village Police Department may remove or cause to be removed any motor vehicle or junked or improperly licensed motor vehicle in accordance with the provisions of this Chapter by requesting such services of a garage, towing operation or auto repair shop under contract with St. Louis County for towing services. Such vehicles shall be placed in a garage, towing service facility, auto repair shop or other place designated or maintained by the Village Board of Trustees. (Vil. Ord. No. 651-11, 1-18-11)
- B. In the event that the vehicle has not been redeemed by the owner within ninety (90) days of impoundment, the Village shall cause the vehicle to be appraised.
- C. If the vehicle is appraised at seventy-five dollars (\$75.00) or less, the Village Police Department shall execute and retain an affidavit so attesting and describing the vehicle, including the license

plate, if any, and stating the location and appraised value of the vehicle. The Village Police Department may thereupon summarily dispose of the vehicle and execute a certificate of sale. If the appraised value of the vehicle is in excess of seventy-five dollars (\$75.00), the Village Police Department shall give notice of public sale not less than ten (10) days before the date of the proposed sale in a newspaper of general circulation published within St. Louis County, and by posting public notices for at least ten (10) days prior to the sale at the location where the vehicle is stored, the Village Town Hall, and at one (1) other public place. (Vil. Ord. No. 651-11, 1-18-11)

D. The notice of sale shall state:

1. The sale is of unclaimed property in the possession of the Village;
2. A description of the vehicle, including any identifying marks or numbers, the date it was found, make, model, license number and any other information which will identify the vehicle;
3. The terms of the sale; and
4. The place of the sale.

E. Personal property found within a vehicle shall be considered and treated as lost property.

F. The vehicle shall be sold to the highest and best bidder. At the time of payment of the purchase price, the Village Police Department shall execute a certificate of sale in accordance with Section 301.210, RSMo., 1978, as amended, in duplicate, the original of which shall be given to the purchaser, and one (1) copy to be retained by the Village Police Department. The Village Police Department shall make available to the purchaser all documents necessary for the purchaser to apply to the Director of Revenue for issuance of a new certificate of title. Should the sale for any reason be invalid, the Village's liability shall be limited to the return of the purchase price.

G. Any proceeds in excess of the expenses incurred by the Village for the removal, storage, and sale of the vehicle shall be paid to the owner of the vehicle, if the name and address of the owner is ascertainable. In the event that the name and address of the owner cannot be determined, or in the event that the Department cannot locate the owner after a diligent search the vehicle shall be deemed abandoned and the excess proceeds shall be deposited to the General Revenue Fund of the Village upon the expiration of a sixty (60) day period following the date of the sale.

**SECTION 370.140: REDEMPTION OF IMPOUNDED VEHICLES**

The owner of any vehicle seized under the provisions of this Chapter may redeem the vehicle at any time during the normal business hours after the vehicle removal, but prior to the sale or destruction of the vehicle upon proof of ownership and payment to the Village Police Department or the Village Police Department's designee of such sum as may be determined and fixed by the Superintendent or Superintendent's designee for the actual and reasonable expense of removal, storage, and advertising expenses, if any.

**SECTION 370.150: PENALTY**

Any person violating Sections 370.060, 370.080 and 370.110 of this Chapter shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not more than five hundred dollars (\$500.00). Each act in violation of any of the provisions of this Chapter shall be deemed a separate offense.

(Vil. Ord. No. 598-06, 8/15/06)

## **CHAPTER 375: VEHICLE EQUIPMENT**

### **ARTICLE I. LIGHT REGULATIONS**

#### **SECTION 375.010: LIGHTS REQUIRED ON ALL VEHICLES**

- D. No driver shall operate a motor vehicle on any roadway or alleyway during the period from one-half (½) hour after sunset to one-half (½) hour before sunrise, unless the vehicle displays at least two (2) lighted lamps on the front, one on each side, having a light source of equal power, which project either white or yellow light.
- E. Every person driving a motor vehicle equipped with multiple-beam road lighting equipment, during the times when lighted lamps are required, shall use a distribution of light or composite beam, directed high enough and of sufficient intensity to reveal persons and vehicles at a safe distance in advance of the vehicle, subject to the following requirements and limitations: Whenever the driver of a vehicle approaches an oncoming vehicle within five hundred (500) feet, or is within three hundred (300) feet to the rear of another vehicle traveling in the same direction, the driver shall dim any high-beam lights operating at the time.
- F. No driver shall operate a motor vehicle except a motorcycle, on any roadway or alleyway during the period from one-half (½) hour after sunset to one-half (½) hour before sunrise, unless the vehicle displays two (2) lighted lamps on the rear, which display a red light visible from the rear for a distance of at least five hundred (500) feet. The number plate must be illuminated for at least fifty (50) feet in the direction from which the vehicle is proceeding.
- G. Every motorcycle shall be equipped with at least one (1) and not more than two (2) approved headlights. Every motorcycle equipped with a sidecar or other attachment shall be equipped with a lamp on the outside limit of the attachment capable of displaying a white light to the front.
- H. Every motorcycle when operated on a roadway shall carry at the rear, either as part of the rear lamp or separately, at least one (1) approved red reflector, which shall be of such size and characteristics and maintained as to be visible during the times when lighted lamps are required from all distances within three hundred (300) feet to fifty (50) feet from the vehicle when directly in front of a motor vehicle displaying lawful undimmed headlamps.
- I. Every passenger car, commercial motor vehicle, motor-drawn vehicle and omnibus with a capacity of more than six (6) passengers, when operated on a roadway shall also carry at the rear at least two (2) approved red reflectors, at least one (1) at each side, so designed, mounted on the vehicle and maintained as to be visible during the times when lighted lamps are required from all distances within five hundred (500) to fifty (50) feet from the vehicle when directly in front of a motor vehicle displaying lawful undimmed headlamps. Every reflector shall meet the requirements of this Chapter and shall be mounted upon the vehicle at a height not to exceed sixty (60) inches nor less than fifteen (15) inches above the surface upon which the vehicle stands.

#### **SECTION 375.020: PERMITTED AND RESTRICTED USE OF LIGHT DISPLAYED BY VEHICLE MOUNTED LAMPS**

- A. Vehicle mounted lamps, when illuminated, shall display lights substantially white in color. Vehicle mounted auxiliary lamps, cowl lamps and spot lamps, when illuminated shall display light substantially white, yellow or amber in color.

- B. No person shall drive or move any vehicle or equipment upon any roadway, alleyway or other public way when displaying a flashing warning signal of any color light visible in any and all directions from the signal, no matter how such flashing signal is mechanically produced. This provision shall not apply to school buses, to motor vehicles when used to transport United States mail from post offices to boxes of addresses thereof, to authorized emergency vehicles, to vehicles specified in Section 305.010(4) of this Code, and to firemen using blue flashing lights in accordance with Section 307.175, RSMo., 1969.

**SECTION 375.030: SPOT LAMPS**

No motor vehicle may be equipped with more than one (1) spot lamp. No spot lamp shall be aimed and used so as to be dazzling or glaring to any person.

**SECTION 375.040: AUXILIARY LAMPS—NUMBER—LOCATION**

No motor vehicle may be equipped with more than three (3) auxiliary lamps mounted on the front at a height not less than twelve (12) inches nor more than forty-two (42) inches above the level surface upon which the vehicle stands.

**SECTION 375.050: OTHER VEHICLES—HOW LIGHTED**

All vehicles, including agricultural machinery or implements, road machinery, road rollers, traction engines and farm tractors not in this Code specifically required to be equipped with lamps, shall be equipped during the times when lighted lamps are required with at least one (1) lighted lamp or lantern exhibiting a white light visible from a distance of five hundred (500) feet to the front of such vehicle and with a lamp or lantern exhibiting a red light visible from a distance of five hundred (500) feet to the rear, and such lamps and lanterns shall exhibit lights to the sides of such vehicle.

**SECTION 375.060: LIMITATION ON TOTAL OF LAMPS LIGHTED AT ONE TIME**

Whenever a motor vehicle equipped with headlamps as this Chapter requires is also equipped with any auxiliary lamps or a spot lamp or any other lamp on the front of the vehicle projecting a beam of an intensity greater than three hundred (300) candle power, not more than a total of four (4) of any such lamps on the front of a vehicle shall be lighted at any one time when upon a roadway.

**SECTION 375.070: LIGHTS FOR PARKED VEHICLES**

- A. Whenever a vehicle is lawfully parked upon a roadway during the hours between one-half (½) hour after sunset and one-half (½) hour before sunrise and in the event there is sufficient light to reveal any person or object within a distance of five hundred (500) feet upon the roadway no lights need be displayed upon the parked vehicle.
- B. Whenever a vehicle is parked or stopped upon a roadway or shoulder adjacent to it, whether attended or unattended, during the hours between one-half (½) hour after sunset and one-half (½)

hour before sunrise and there is not sufficient light to reveal any person or object within a distance of five hundred (500) feet upon the roadway, a vehicle parked or stopped shall be equipped with one (1) or more lamps meeting the following requirements: At least one (1) lamp shall display a white or amber light visible from a distance of five hundred (500) feet to the front of the vehicle, and the same lamp or at least one (1) other lamp shall display a red light visible from a distance of five hundred (500) feet to the rear of the vehicle, and the location of the lamps shall always be such that at least one (1) lamp or combination of lamps meeting the requirements of this Section is installed as near as practicable to the side of the vehicle which is closest to passing traffic. This Section does not apply to a motorized bicycle. Any lighted headlamp upon a parked vehicle shall be depressed or dimmed.

#### **SECTION 375.080: TAILLIGHT, HORSE-DRAWN VEHICLE—SPECIFICATIONS**

Any person who places or drives or causes to be placed or driven, upon or along any roadway any horse-driven vehicle whatsoever, whether in motion or at rest, shall after sunset to one-half (½) hour before sunrise have attached to every such vehicle at the rear a red taillight or a red reflecting device of not less than three (3) inches in diameter of effective area or its equivalent in area. When the device consists of reflecting buttons there shall be no less than seven (7) buttons covering an area equal to a circle with a three (3) inch diameter. The reflector shall be visible to the driver of any motor vehicle approaching such horse-drawn vehicle from the rear of a distance of not less than five hundred (500) feet.

#### **SECTION 375.090: COWL, FENDER, RUNNING BOARD AND BACKUP LAMPS**

No motor vehicle may be equipped with more than two (2) side cowl or fender lamps. Such lamps shall emit a white or yellow light without glare. No motor vehicle may be equipped with more than one (1) running board courtesy lamp on each side of the vehicle. Such lamp shall emit a white or yellow light without glare. Any motor vehicle may be equipped with a backup lamp either separately or in combination with another lamp; except that no backup lamp shall be continuously lighted when the motor vehicle is in forward motion.

### **ARTICLE II. IN GENERAL**

#### **SECTION 375.100: MUFFLER CUTOUTS AND EXCESSIVE NOISE PROHIBITED**

- A. Muffler cutouts shall not be used upon any vehicle. The motors of all vehicles shall be fitted with properly attached mufflers of such capacity or construction as to quiet the maximum possible exhaust noise. Any cutout or opening in the exhaust pipe between the motor and the muffler on any motor vehicle shall be completely closed and disconnected from its operating lever, and shall be arranged so that it cannot automatically open or be opened or operated while the vehicle is in motion.
- B. No person shall drive a vehicle in a manner or condition such that excessive and unnecessary noises are made by its machinery, motor, signaling device, tires, or other parts, or by any improperly loaded cargo.

**SECTION 375.110: OTHER EQUIPMENT OF MOTOR VEHICLES**

- A. *Brakes.* All motor vehicles except motorcycles shall be provided at all times with two (2) sets of adequate brakes. Motorcycles shall be provided with one (1) set of adequate brakes kept in good working order.
- B. *Mirrors.* All motor vehicles which are constructed or loaded so that the operator cannot see the road behind the vehicle by looking back or around the side of the vehicle shall be equipped with a mirror adjusted so as to reveal the road behind and be visible from the operator's seat.
- C. *Projections On Vehicles.* All vehicles carrying poles or other objects which project more than five (5) feet from the rear of the vehicle shall display a red flag or red cloth not less than sixteen (16) inches square at the end of the projections. During periods in which lights are required by this Chapter, vehicles carrying such projection shall carry a red light at or near the end of the projection.
- D. *Towlines.* When one (1) vehicle is being towed by another they shall be coupled by a line so that the two (2) vehicles will be separated by not more than fifteen (15) feet. There shall be displayed on the towline a white cloth or other material white in color that is clearly visible to other users of the roadway. During the time lights are required by this Chapter the required lights shall be displayed by both vehicles.

**SECTION 375.120: STUDED TIRES PROHIBITED**

No person shall operate any motor vehicle upon any roadway between the first (1st) day of April and the first (1st) day of November while the motor vehicle is equipped with tires containing metal or carbide studs.

**SECTION 375.130: RESTRICTION ON USE OF METAL-TIRED VEHICLES**

- A. No metal-tired vehicles shall be operated over any improved roadway, except over roadways constructed of gravel or claybound gravel, if the vehicle has on the periphery of any of the road wheels any lug, flange, cleat, ridge, bolt, or any projection of metal or wood which projects readily beyond the tread or traffic surface of the tire, unless the roadway is protected by putting down solid planks or other suitable material, or by attachment to the wheels so as to prevent such vehicles from damaging the roadway. This prohibition shall not apply to tractors or traction engines equipped with caterpillar treads, when the caterpillar does not contain any projection of any kind likely to injure the surface of the roadway. Tractors, traction engines and similar vehicles may be operated which have upon their road wheels "V" shaped, diagonal, or other cleats arranged in a manner as to be continuously in contact with the road surface if the gross weight on the wheels per inch of width of such cleats or road surface does not exceed eight hundred (800) pounds when measured in the direction of the axle of the vehicle.
- B. No tractor, tractor engine, or other metal-tired vehicle weighing more than four (4) tons including the weight of the vehicle and its load, shall drive onto, upon, or over the edge of any improved roadway without protecting the edge by putting down solid plans or other suitable material to prevent the vehicle from breaking off the edges of the pavement.

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- C. Any person violating this Section, whether operating with or without a permit, or who shall wilfully or negligently damage a roadway, shall be liable for the amount of the damage caused to any roadway, bridge, culvert, or sewer, and any vehicle causing such damage shall be subject to a lien for the full amount of the damage. The lien shall not be superior to any duly recorded or filed chattel mortgage or any other lien previously attached to the vehicle. The amount of the damage may be recovered in any action in any court of competent jurisdiction, in the name of the Village or other interested party.

**SECTION 375.140: HORNS REQUIRED, OTHER NOISE-MAKING DEVICES PROHIBITED**

- D. Every motor vehicle shall be equipped with a horn adequate for warning of the approach of the vehicle to users of the roadway or alleyway and to pedestrians.
- E. No person shall drive a motor vehicle to which is attached a gong, bell, whistle or siren, or activate such device while the motor vehicle is on a roadway.
- F. This Section does not apply to authorized emergency vehicles.

**SECTION 375.150: VEHICLES REQUIRED TO HAVE MUDFLAPS**

No person shall operate a vehicle without rear fenders upon any roadway, or alleyway which is not equipped with mudflaps for the rear wheels. When mudflaps are used, they shall be wide enough to cover the full tread width of the tire or tires being protected, shall be installed so that they extend from the underside of the vehicle body in a vertical plane behind the rear wheels to within eight (8) inches of the ground, and shall be constructed of rigid material or a flexible material which is of a sufficient rigid character to provide adequate protection when the vehicle is in motion. No provision of this Section shall apply to a motor vehicle in transit and in the process of delivery equipped with temporary mudflaps.

**SECTION 375.160: ALTERING MOTOR VEHICLES BY RAISING FRONT OR REAR OF VEHICLE PROHIBITED**

No person shall operate any motor vehicle upon any roadway or alleyway when the body has been altered in such a manner that the front or rear of the vehicle is raised at an angle so as to obstruct the vision of the operator to the front or to the rear of the vehicle.

**SECTION 375.170: PASSENGER RESTRAINT SYSTEM REQUIRED FOR CHILDREN UNDER FOUR YEARS OF AGE—EXCEPTION**

- A. Every person transporting a child under the age of four (4) years shall be responsible, when transporting such child in a motor vehicle operated by that person, for providing for the protection of the child. When traveling in the front seat of a motor vehicle the child shall be protected by a

child passenger restraint system approved by the Missouri Department of Public Safety. When traveling in the rear seat the child shall be protected by either a child passenger restraint system approved by the Missouri Department of Public Safety or the vehicle's seat belt. When the number of child passengers exceeds the number of available passenger positions, and all passenger positions are in use, remaining children shall be transported in the rear seat of the motor vehicle.

- B. Any person who violates this Section may upon conviction be fined not more than twenty-five dollars (\$25.00) and court costs.
- C. This Section does not apply to any public carrier for hire.

### **SECTION 375.180: SEAT BELTS REQUIRED FOR PASSENGER CARS**

- A. As used in this section, the term "passenger car" means every motor vehicle designed for carrying ten persons or less and used for the transportation of persons; except that, the term "passenger car" shall not include motorcycles, motorized bicycles, motor tricycles, and trucks with a licensed gross weight of twelve thousand pounds or more. "Driver" shall mean a person who is in actual physical control of a motor vehicle.
- B. Each driver, except persons employed by the United States Postal Service while performing duties for that federal agency which require the operator to service postal boxes from their vehicles, or which require frequent entry into and exit from their vehicles, and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this Town, and persons less than eighteen years of age operating or riding in a truck, as defined in section 301.010, RSMo, on a street or highway of this Town shall wear a properly adjusted and fastened safety belt that meets federal National Highway, Transportation and Safety Act requirements. No person shall be stopped, inspected, or detained solely to determine compliance with this subsection. The provisions of this section and section 375.185, hereafter, shall not be applicable to persons who have a medical reason for failing to have a seat belt fastened about their body, nor shall the provisions of this section be applicable to persons while operating or riding a motor vehicle being used in agricultural work-related activities. Noncompliance with this subsection shall not constitute probable cause for violation of any other provision of law. The provisions of this section shall not apply to the transporting of children under sixteen years of age, as provided in section 375.185, hereafter.
- C. Each driver of a motor vehicle transporting a child less than sixteen years of age shall secure the child in a properly adjusted and fastened restraint under section 375.185. No person shall be stopped, inspected, or detained solely to determine compliance with said subsection.
- D. Each person who violates this section 375.180 shall be guilty of an infraction for which a fine *not to exceed ten dollars (\$10.00)* may be imposed. (Ord. No. 603-07, 2-20-07)

**SECTION 375.185: CHILD RESTRAINT SYSTEM**

A. As used in this Section, the following terms shall have the meaning indicated herein:

**CHILD BOOSTER SEAT:** A seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, that is designed to elevate a child to properly sit in a federally approved safety belt system;

**CHILD PASSENGER RESTRAINT SYSTEM:** A seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, and which is either permanently affixed to a motor vehicle or is affixed to such vehicle by a safety belt or a universal attachment system;

**DRIVER:** A person who is in actual physical control of a motor vehicle.

**PASSENGER CAR:** every motor vehicle designed for carrying ten (10) persons or less and used for the transportation of persons; except that, the term "passenger car" shall not include motorcycles, motorized bicycles, motor tricycles and trucks with a licensed gross weight of twelve thousand (12,000) pounds or more.

- B. Every driver transporting a child under the age of sixteen (16) years shall be responsible, when transporting such child in a motor vehicle operated by that driver on the streets or highways of this City, for providing for the protection of such child as follows:
1. Children less than four (4) years of age, regardless of weight, shall be secured in a child passenger restraint system appropriate for that child;
  2. Children weighing less than forty (40) pounds, regardless of age, shall be secured in a child passenger restraint system appropriate for that child;
  3. Children at least four (4) years of age but less than eight (8) years of age, who also weigh at least forty (40) pounds but less than eighty (80) pounds, and who are also less than four feet, nine inches tall, shall be secured in a child passenger restraint system or booster seat appropriate for that child;
  4. Children at least eighty (80) pounds or children more than four feet, nine inches in height shall be secured by a vehicle safety belt or booster seat appropriate for that child;
  5. A child who otherwise would be required to be secured in a booster seat may be transported in the back seat of a motor vehicle while wearing only a lap belt if the back seat of the motor vehicle is not equipped with a combination lap and shoulder belt for booster seat installation;
  6. When transporting children in the immediate family when there are more children than there are seating positions in the enclosed area of a motor vehicle, the children who are not able to be restrained by a child safety restraint device appropriate for the child shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front seat area. The driver transporting children referred to in this subsection is not in violation of this section. This subsection shall only apply to the use of a child passenger restraint system or

vehicle safety belt for children less than sixteen (16) years of age being transported in a motor vehicle.

- C. Any driver who violates Subdivisions 1, 2, or 3 of Subsection B of this Section is guilty of an infraction and, upon conviction, may be punished by a fine of not more than fifty dollars (\$50.00) and court costs. Any driver who violates Subsection 4 of Subsection B of this Section shall be subject to the penalty set forth in 375.180 (D). If a driver receives a citation for violating Subdivisions 1, 2, or 3 of Subsection B of this Section, the charges shall be dismissed or withdrawn if the driver prior to or at his/her hearing provides evidence of acquisition of a child passenger restraint system or child booster seat satisfactory to the Court or the party responsible for prosecuting the driver's citation.
- D. The provisions of this section shall not apply to any public carrier for hire. The provisions of this section shall not apply to students four (4) years of age and older who are passengers on a school bus designed for carrying eleven (11) passengers or more and which is manufactured or equipped pursuant to Missouri Minimum Standards for School Buses as school buses as defined in Section 301.010, RSMo.
- E. The provisions of this Section shall not be applicable to persons who have a medical reason for failing to have a seat belt fastened about their body. (Vil. Ord. No. 634-09, 4-21-09)

**SECTION 375.190: VEHICLES WITH OBSTRUCTED VISION**

No person shall operate a motor vehicle unless the operator has a clear vision of all parts of the roadway essential to the safe operation of the vehicle unobstructed by the vehicle's load, modifications to the vehicle, accumulation on the windshield or other windows of snow, mud, or other material, or any other cause.

**CHAPTER 380: REGULATIONS FOR BICYCLIST, SCOOTER OPERATORS, ROLLER  
BLADERS, ROLLER SKATERS AND SKATEBOARDERS**

**SECTION 380.010: SCOPE OF REGULATIONS**

- A. It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this Chapter.
- B. These regulations apply to bicyclists, scooter operators, roller bladers, roller skaters, and skateboarders when such devices are permitted to operate upon any public roadway or upon any public paved path set aside for the exclusive use of such devices subject to those exceptions stated by this code. For purposes of this chapter, a “scooter” shall be defined as a device that typically has one front and one rear wheel with a low footboard between, is steered by a handlebar, and is propelled either by pushing one foot against the ground while resting the other foot on the footboard or by a motor. A scooter may have more than two wheels. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.020: TRAFFIC LAWS TO APPLY**

Every person operating [riding] a bicycle or motor scooter upon a public roadway or public paved path, and any person operating a scooter, roller blades, roller skates, or skateboard upon a public paved path is granted all of the rights and is subject to all of the duties applicable to the driver of a vehicle by the laws of this State declaring rules of the road applicable to the driver of a vehicle, except as to special regulations in this Chapter and except as to those provisions of laws and ordinances which by their nature can have no application. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.030: OBEDIENCE TO TRAFFIC CONTROL DEVICES**

- A. Any person operating a bicycle, scooter, roller blades, roller skates, or skateboard shall obey the instructions of official traffic control devices applicable to vehicles, unless otherwise directed by a Law Enforcement Officer.
- B. Whenever authorized signs are erected indicating that no right or left or "U" turn is permitted, no person operating a bicycle, or motor scooter, shall disobey the direction of any such sign. Where such person dismounts from such devices to make any such turn, the person shall then obey the regulations applicable to pedestrians. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.040: RIDING ON BICYCLES OR MOTOR SCOOTERS**

- A. A person propelling a bicycle or motor scooter shall not ride on a seat other than a permanent and regularly attached seat.
- B. No bicycle or motor scooter shall be used to carry more persons at one time than the number for which it is designed and equipped. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.050: RIDING ON ROADWAYS AND BICYCLE PATHS**

- A. Every person operating a bicycle, or motor scooter, upon a public roadway or bicycle path shall ride as near to the right side of the roadway or bicycle path as practicable and shall exercise due care when passing a standing vehicle or one proceeding in the same direction.
- B. Persons riding bicycles, scooters, roller blades, roller skates, or skateboards upon any roadway or bicycle path shall travel in a single queue.
- C. Wherever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use the path and shall not use the roadway.
- D. Wherever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use the path and shall not use the roadway. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.060: SPEED**

No person shall operate a bicycle, scooter, roller blades, roller skates, or skateboard at a speed greater than is reasonable and prudent under the existing conditions nor shall a person operating a bicycle or motor scooter exceed the legal speed limit for the roadway while riding upon the roadway. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.070: EMERGING FROM PRIVATE ROADWAY OR DRIVEWAY**

The operator of a bicycle, scooter, roller blades, roller skates or skateboard emerging from a private roadway, driveway or building shall, upon approaching a sidewalk or the sidewalk area yield the right-of-way to all pedestrians approaching on the sidewalk or sidewalk area. Upon entering the highway or roadway, the operator of a bicycle or motor scooter shall yield the right-of-way to all vehicles approaching on the highway or roadway. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.080: CARRYING ARTICLES**

No person operating a bicycle or scooter shall carry any package, bundle or article which prevents the rider from keeping at least one (1) hand upon the handle bars. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.090: PARKING**

No person shall park a bicycle or motor scooter upon a public roadway, or sidewalk in such a manner as to obstruct vehicular or pedestrian traffic. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.100: LAMPS AND OTHER EQUIPMENT ON BICYCLES AND SCOOTERS**

- A. Every bicycle or scooter when in use at nighttime shall be equipped with and shall use a lamp on the front which emits a white light visible from a distance of at least five hundred (500) feet to the front and with a red reflector on the rear of a type which is visible from all directions from fifty (50) feet to three hundred (300) feet to the rear when directly in front of lawful upper beams of headlamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred (500) feet to the rear may be used in addition to the red reflector.
- B. Every bicycle or scooter shall be equipped with a brake which will enable the operator to make the braked wheel skid on dry, level, clean pavement. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.110: OPERATORS AND PASSENGERS TO WEAR HELMETS**

- A. It shall be unlawful for:
  - 1. Any person to operate or be a passenger on a bicycle, scooter, roller skates, roller blades or skateboard unless such person shall wear protective headgear which properly fits and is fastened securely upon the head of the operator or passenger, and
  - 2. A parent or guardian to permit a child under the age of seventeen (17) years to operate or be a passenger on such devices without wearing properly fitted headgear.
- B. The required headgear shall meet or exceed the impact standards for protective bicycle helmets set by the U. S. Consumer Products Safety Commission, the American National Standards Institute (ANSI), the Snell Memorial Foundation or the American Society of Testing and Materials (ASTM). (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.120: ROLLER SKATES, ROLLER BLADES, AND SKATEBOARDS—USE RESTRICTED**

No person upon roller skates, roller blades, or a skateboard shall go upon any public road except while crossing the road. When so crossing, such person shall be granted all of the rights and shall be subject to all of the duties applicable to all other pedestrians. (Vil. Ord. No. 572-03, 11-18-03)

**SECTION 380.130: PENALTIES**

Every person convicted of a violation of any provision of this Chapter shall be punished by a fine of not more than one hundred dollars (\$100.00). Provided, however, that any parent or guardian found to be in violation of Section 380.110 may be issued an equipment violation notice as prescribed on a Missouri Uniform Complaint and Summons, which violation may be dismissed if the parent or guardian brings an approved helmet to the Grantwood Village Police Department within twenty five (25) working days of the receipt of the violation and receives compliance verification as set forth on the back of the Missouri Uniform Complaint and Summons. (Vil. Ord. No. 572-03, 11-18-03)