TITLE 6
MOTOR VEHICLES AND TRAFFIC

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CHAPTER 1

VEHICLE CODE ADOPTED

SECTION:

6-1-1: Intent
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6-1-1: INTENT: It is hereby declared to be the intent of the City Council to aid and assist by whatever means possible, for the utmost consistency in traffic regulation among and between agencies of Idaho having such jurisdiction. Toward that end, adoption of the Idaho Motor Vehicle Laws by the cities of Idaho is a necessary means of assuring maximum uniformity within the State. (Ord. 395, 1-4-1971; amd. 2000 Code)

6-1-2: ADOPTION: There is hereby adopted for the purpose of establishing rules and regulations for the use of all streets and public thoroughfares of the City that certain code, identified as the 1969 Revised Edition, Idaho Motor Vehicle Laws, published by the Department of Law Enforcement and more particularly described as title 49, Idaho Code, and as the same may hereafter be revised by the Idaho Legislature, or amended by the governing body, and the same is hereby adopted and incorporated as an ordinance of the City as fully as though set forth at length herein. (Ord. 395, 1-4-1971)

6-1-3: COPIES ON FILE: Three (3) copies of the Idaho Motor Vehicle Laws, together with any revisions or amendments, duly certified by the City Clerk/Treasurer, shall be kept on file in the Clerk/Treasurer's office for use and examination of and by the public. (Ord. 395, 1-4-1971; amd. 2000 Code)

City of Wallace
CHAPTER 2

OPERATION OF MOTOR VEHICLES

SECTION:

6-2- 1: Definitions
6-2- 2: One-Way Streets
6-2- 3: Speed Limits
6-2- 4: Traffic Signs
6-2- 5: Automatic Traffic Signals
6-2- 6: U-Turns
6-2- 7: Authority Of Mayor To Regulate
6-2- 8: Parades And Other Public Gatherings
6-2- 9: Deposits In Streets Prohibited
6-2-10: Damage To Streets Prohibited
6-2-11: Penalty

6-2-1: DEFINITIONS: As used in this Chapter, the following words and terms shall have the meanings ascribed to them in this Section:

CURB: The boundaries of a street.

DRIVER: Any person operating a motor vehicle.

PARKED: Applies to a waiting vehicle or to waiting vehicles drawn up along side of one another, not parallel to the curb, except outside the congested district, where vehicles shall be parked parallel to the curb.

STREET: That part of a public highway intended for vehicles, including alleys, unless otherwise indicated.

TERRA CONGESTED DISTRICT: Includes the following streets: Pine Street from Fifth Street to Sixth Street; Cedar Street from

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Fourth Street to the Cedar Street Bridge near the OWR&N Railway depot; Bank Street from Fifth Street to one hundred feet (100') east of Eighth Street; Hotel Street from Sixth Street to Eighth Street; Fifth Street from River Street to Bank Street; Sixth Street from the Bridge near the NP Railway depot to Bank Street; Seventh Street from Cedar Street to Hotel Street.

VEHICLE: Every device in, upon, or which any person or property is or may be transported upon a highway. (1944 Code § 9-101; amd. 2000 Code)

6-2-2: ONE-WAY STREETS:

A. Queen Street: Traffic on Queen Street and on the streets or alleys connecting Queen and King Streets shall be restricted to one direction only. Vehicles shall enter Queen Street from the north entrance to said street and move southward turning into King Street. (1944 Code § 9-103)

B. River Street: River Street from I-90 Business Route to Second Street shall be restricted to one direction only.

C. Second Street: Second Street from I-90 Business Route to River Street shall be restricted to one direction only. (2000 Code)

6-2-3: SPEED LIMITS:

A. Limits: It shall be unlawful for any person to operate, run, drive or cause to be operated, run or driven, a vehicle of any kind, at any place within the corporate limits of the City at a greater speed than twenty (20) miles per hour, or in crossing a street, or in turning a corner of a street, or within one hundred (100) yards of school buildings at a greater speed than twelve (12) miles per hour, with the exception of those areas posted not in accordance with this Section and which the City Council has deemed necessary for the public safety and welfare. Nothing herein contained shall be construed to prohibit the officers, men, apparatus and vehicles of the Fire District and Police Department of the City from proceeding at such a rate of speed as may be necessary for the proper discharge of their respective duties.

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B. Turning; Crossing Streets; Passing: A vehicle in making turns or in crossing other streets and crosswalks and in passing other vehicles shall do so with great caution.

C. Crossing Sidewalk: A vehicle shall not cross a sidewalk to or from any alley, lot or building, except very slowly and with great caution.

D. Following Emergency Vehicles: A vehicle shall not follow any emergency vehicle or apparatus or equipment going to an emergency closer than three hundred feet (300'). (1944 Code § 9-106; amd. 2000 Code)

6-2-4: TRAFFIC SIGNS:

A. Authority Of Chief Of Police: To inform users of the streets of the provisions of this Title relative to parking, traffic and travel, the Chief of Police is hereby directed and authorized to provide and to have placed on or above the streets and alleys of the City, suitable signs and markings wherever deemed necessary.

B. Placement Prohibited: It shall be unlawful for any person other than the Chief of Police or his duly authorized agents, to erect, place or exhibit any traffic sign or standard upon any public highway of the City or attempt by signs or written or printed instructions to regulate traffic or the parking of vehicles.

C. Malicious Injury; Removal: It shall be unlawful for any person to maliciously remove or injure any public traffic sign erected upon any public highway, or any inscription on such, or deface the same in writing, or in any other manner, or to remove any light placed upon a disabled vehicle, or upon an obstruction or defect in the highway. A violation of this Section shall be a misdemeanor. (1944 Code § 9-110; amd. 2000 Code)

6-2-5: AUTOMATIC TRAFFIC SIGNALS:

A. Chief To Install: The Chief of Police, as directed by the Mayor and City Council, shall install automatic signal lights for the controlling of traffic at intersections of the streets and alleys of the City as deemed necessary.
B. Specifications: Such automatic signal lights shall be of standard variety with alternating red and green lights; except, that when deemed advisable a standard variety of blinking lights may be used.

C. Applicability: When such automatic signal lights are installed and operating the movement of all traffic at such intersections, both pedestrians and vehicles, shall be governed by such automatic signal lights.

D. Visibility: Each such light shall be so installed that it shall be plainly visible from all streets entering the intersection at which such light is installed, and shall have facing each street entering such intersection alternating red and green lights.

E. Red Light: When such lights display red toward a street, all persons and vehicles approaching such intersection on said street shall come to a complete stop, and shall remain stopped and not cross such intersection until the green light facing such street shall be illuminated. (1944 Code § 9-111; amd. 2000 Code)

6-2-6: U-TURNS: U-turns will be permitted only at the intersection of streets in the City. No U-turns shall be permitted at the intersections of alleys and streets or at intersections in the City where warning signs prohibiting the same have been posted by order of the Chief of Police with the approval of the Mayor and City Council. (1944 Code § 9-112)

6-2-7: AUTHORITY OF MAYOR TO REGULATE: The Mayor, when he considers the public safety requires it, may further regulate or prohibit, in whole or in part, traffic on any public highway for a period of time not exceeding ten (10) days. (1944 Code § 9-113)

6-2-8: PARADES AND OTHER PUBLIC GATHERINGS:

A. Directed By Police: At theaters and public gatherings, or under unusual circumstances, vehicles shall stand or move as directed by the police.

B. Designate Routes: The Chief of Police is hereby empowered to designate routes for parades on the public highways and to police the same, and to adopt and enforce such measures as, in his
judgment, are necessary to keep the highway to be traveled upon free from obstruction.

C. Processions: No vehicle shall be driven or moved so as to pass through, into, or to interfere with any civic, military or funeral procession, except at the direction of a traffic officer.

D. Persons Not Participating: All persons not participating in any parade or procession shall keep off the highway temporarily closed for such parade or procession. No person shall break through or interrupt any regularly ordered parade or processions; provided, that no parade or procession shall be permitted to interfere with the governmental functions of the Fire and Police Departments, or ambulances. (1944 Code §9-114)

6-2-9: DEPOSITS IN STREETS PROHIBITED:

A. Oil; Gasoline: No oil, gasoline or like fluid shall be knowingly, wilfully or negligently spilled or allowed to drip from any vehicle on the pavements of the City.

B. Load: No person while hauling shall permit the vehicle of which he is in charge to spill, drop or lose any portion of its load.

C. Glass; Nails; Tacks:

1. Prohibited: It shall be unlawful for any person to deposit any crockery or glass, nails, tacks or any other article that would tend to injure rubber tires of any vehicle in or upon any public highway.

2. Removal: Any person, who through accident, may cause to be thrown or be placed in or upon any public highway any glass, nails or other material likely to injure the rubber tires of any vehicle, shall remove the same immediately. (1944 Code §9-115; amd. 2000 Code)

6-2-10: DAMAGE TO STREETS PROHIBITED: No person shall drag or haul any timber or other article along or over any public highway in such a manner that a portion of the same shall rest upon or come in contact with the surface of such highway: nor shall any person on any planked, paved or macadamized public highway, lock the wheels of any vehicle by the method commonly known as "rough lock"; nor by any method whereby anything more than the tire of such wheel, or a smooth shoe shall

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come in contact with the surface of the public highway. (1944 Code § 9-117)

6-2-11: PENALTY: Any person violating any provisions of this Chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to penalty as provided in Section 1-4-1 of this Code. (1944 Code § 9-119; amd. Ord. 350, 9-14-1959; 2000 Code)
CHAPTER 3

PARKING

SECTION:

6-3- 1: Jurisdiction
6-3- 2: Authority
6-3- 3: Interpretation
6-3- 4: Fifteen-Minute And Two-Hour Zones
6-3- 5: Parallel Parking
6-3- 6: Unlawful Acts Designated
6-3- 7: Prohibited Parking
6-3- 8: Temporary No Parking Zones
6-3- 9: Handicapped Parking
6-3-10: Deliveries, Pickups, Parking in Alleys And Loading Zones
6-3-11: Enforcement
6-3-12: Use Of Funds
6-3-13: Violation
6-3-14: Charges For Violations
6-3-15: Vehicle Ownership As Evidence

6-3-1: JURISDICTION: Law enforcement officials are empowered to enforce the provisions of this Chapter according to the authority conveyed by the laws of the State and they may enter upon private property open to the public when necessary to enforce the provisions of this Chapter. (Ord. 95-08, 11-3-1995)

6-3-2: AUTHORITY: The City or its designee shall be directed and authorized to mark off individual parking spaces in the parking zones designated and described in this Chapter, and in such other zones as may hereafter be established, such parking spaces to be designated by lines painted or durably marked on the surface of the street as proscribed in Idaho Code subsection 49-208(a). (Ord. 95-08, 11-3-1995)

1. The parking provisions of the City, as codified in this Chapter, have been indefinitely suspended, pursuant to City memorandum dated August 16, 1999.
6-3-3: **INTERPRETATION:** Nothing in this Chapter shall be construed as prohibiting the City from providing for bus stops, for taxicab stands and other matters of similar nature, including the loading or unloading of trucks, vans or other commercial vehicles, limited parking zones, and the granting of extended parking privileges for construction and maintenance vehicles in limited parking zones. (Ord. 95-08, 11-3-1995)

6-3-4: **FIFTEEN-MINUTE AND TWO-HOUR ZONES:**

A. **Hours Restricted:** No owner or operator of any vehicle shall on Monday through Friday, between the hours of nine o’clock (9:00) A.M. and five o’clock (5:00) P.M., allow to cause said vehicle to be continuously parked longer than two (2) hours in any parking space posted for two (2) hour parking, in the delineated areas on the map attached hereto as Exhibit A, and incorporated herewith as if fully set forth herein.

B. **Violation:** Any vehicle parked for in excess of the two (2) hour restriction may be subject to having the vehicle removed. Any costs associated with removal shall be the responsibility of the violator. (Ord. 95-08, 11-3-1995)

6-3-5: **PARALLEL PARKING:** Motor vehicles shall be parked parallel to the curb or edge of the roadway on all streets and avenues with the right-hand wheels within eighteen inches (18") of the curb or edge of the roadway, at locations where there is adequate right of way available; or within fifteen feet (15') of any fire hydrant. On one-way streets, motor vehicles shall be parked parallel to the curb on all streets and avenues with either the right-hand wheels or the left-hand wheels within eighteen inches (18") of the curb. (Ord. 95-08, 11-3-1995)

6-3-6: **UNLAWFUL ACTS DESIGNATED:** It is unlawful and a violation of the provisions of this Chapter for any person:

A. **Park Overtime:** To cause or permit any vehicle to be parked overtime or beyond the period of legal parking time established in this Chapter unless such person has previously obtained and has in effect a valid parking permit as issued by the Chief of Police upon compliance with requirements established by resolution of the City Council.
B. Park Across Markings: To park any vehicle across any line or marking of a parking space or in such position that the vehicle shall not be entirely within the area designated by the lines or markings.

C. Remove Chalk Lines: To remove, by any means, the chalk lines or markings made by the City or its agents for the purpose or necessity for the enforcement of the provisions of this Chapter.

Any such violation shall constitute an infraction and the same shall be assessed by a fine accordingly. (Ord. 95-08, 11-3-1995)

6-3-7: PROHIBITED PARKING:

A. Locations Prohibited: No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic, or in compliance with law or the direction of a police officer or traffic-control device, in any of the following places:

1. On a sidewalk;
2. In front of a public or private driveway;
3. Within an intersection;
4. On a crosswalk;
5. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
6. At any place where official signs prohibit stopping; or
7. In an alley.

B. Pedestrian, Nonmotorized Vehicle Areas: No person shall drive, operate or park a vehicle upon any officially marked bicycle lane, bicycle path, foot path or other separate right of way specifically set aside for use by pedestrians or nonmotorized vehicles except at an intersection or when entering or leaving a roadway at a driveway, private road or alley. This Section shall not apply to authorized emergency vehicles meeting the conditions specified in title 49 of the Idaho Code, or authorized maintenance and construction vehicles while actually engaged in work upon a roadway or nonmotorized right of way.
C. Prohibited Area; Distance From Curb: No person shall move a
vehicle not lawfully under his control into any such prohibited area or
away from a curb such distance as is unlawful.

D. Handicapped Parking:

1. Handicapped License Or Card: No person shall park any vehicle
in a parking space designated for handicapped parking except for a
vehicle that is momentarily in the space for the purpose of allowing a
handicapped person to enter or leave the vehicle, unless the vehicle
is displaying a special license of the handicapped, or official
handicapped card issued by the State, or an official temporary
handicapped card issued by the State or another state.

2. Spaces Required: There shall be one required handicapped
parking space on each block within that area set out in the map
attached hereto as Exhibit A, and incorporated herewith as if set
forth herein. (Ord. 95-08, 11-3-1995)

6-3-8: TEMPORARY NO PARKING ZONES:

A. Authority; Signs, Barricades: The Police Department is authorized to
indicate temporary zones where vehicles shall not be parked when,
in the opinion of the Chief of Police it is necessary to prevent
temporarily the parking of vehicles on any street or portion of such
street. The Chief of Police may do so either by placing appropriate
signs or placing barricades or officers at such places.

B. Parking Prohibited:

1. Special Permit: It is unlawful for any person to park any vehicle at
such time and at such designated places unless the person so
parked has obtained a valid special permit issued by the Chief of
Police.

2. Removal Of Illegally Parked Vehicle: The Police Department is
authorized to remove such illegally parked vehicles and the violator
thereof shall pay the cost of such removal and a citation may be
issued wherein the violator shall pay a fine for an infraction. (Ord.
95-08, 11-3-1995)

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6-3-9: HANDICAPPED PARKING:

A. Use Restricted: Parking a vehicle, on public or private property open to the public, in a space reserved for the handicapped, which space is marked in conformance with the requirements specified in the Idaho Code section 49-213, or any subsequent Idaho Code section which specifies the manner of marking or signing disabled parking, is prohibited, unless a vehicle is momentarily in the space for the purpose of allowing a handicapped person to enter or leave the vehicle, or unless a special license plate, card, or temporary card for the handicapped as prescribed in Idaho Code section 49-410, or any subsequent Idaho Code sections which provide for the issuance of a special license plate, card, or temporary card for person with a disability, is displayed on the vehicle.

B. Violation: The violator of the provisions of this Section is guilty of an infraction, and shall receive a fine consistent with Idaho Code sections 49-213 and 49-410. (Ord. 95-08, 11-3-1995)

6-3-10: DELIVERIES, PICKUPS, PARKING IN ALLEYS AND LOADING ZONES: No vehicles, including motor vehicles, shall be parked in the alleys or loading zones as described on Exhibit A except for the purpose of loading or unloading which shall be done as expeditiously as possible and shall not exceed fifteen (15) minutes elapsed time in any one block; unless a special permit is obtained from the Chief of Police. And, while loading or unloading, all vehicles shall use their hazard or flashing warning lights. (Ord. 95-08, 11-3-1995; amd. 2000 Code)

6-3-11: ENFORCEMENT: It shall be the duty of the Police Department or other persons designated by the City to enforce the provisions of this Chapter. (Ord. 95-08, 11-3-1995)

6-3-12: USE OF FUNDS: The fines received for parking violations shall be used to defray the City's expenses for the proper regulation of traffic upon the public streets of the City and to provide for the cost of supervision, regulation and control of the parking of vehicles in parking zones. (Ord. 95-08, 11-3-1995)
6-3-13: VIOLATION: Any person violating any of the traffic or parking provisions set out in this Chapter or those subsequently passed involving traffic or parking with the City and where not previously specified, shall have committed an infraction unless other penalty is provided by State law, and, upon being found to have violated a provision of this Chapter or those subsequently passed, shall be penalized as allowed by State law. (Ord. 95-08, 11-3-1995)

6-3-14: CHARGES FOR VIOLATIONS:

A. Bond: Any person violating any of the parking provisions set out in this Chapter shall be assessed a reasonable bond for each violation as set out by Idaho Code. If none is set out in Idaho Code, then in an amount to be set by the then current bond schedule submitted to the District Court.

B. Citation: Any police officer or other persons designated by the City or Chief of Police observing any of the foregoing violations shall issue a citation describing such violation and the charge assessed for the violation to the person committing the violation. The members of the Police Department or other persons designated by the City or Chief of Police are authorized to refrain from instituting a prosecution charging the person with an infraction or, where applicable, a misdemeanor if such person pays the charge herein assessed to the City cashier within ten (10) days of the violation. (Ord. 95-08, 11-3-1995)

6-3-15: VEHICLE OWNERSHIP AS EVIDENCE:

A. Registered Owner:

1. Prima Facie Evidence: In any prosecution against the registered owner of a motor vehicle charging a violation of any regulation governing the standing or parking of a vehicle under any ordinance of the City, proof that the particular vehicle described in the complaint was parked in violation of any such ordinance, together with proof that the defendant named in the complaint was, at the time of parking, the owner of the vehicle, shall constitute prima facie evidence that the 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. For the purposes of this subsection, proof that a person is the registered owner of a vehicle is not prima facie
evidence that the registered owner has violated any other provision of law.

2. Written Lease; Rental Agreement: Proof of a written lease or of rental agreement for a particular vehicle described in the complaint on the date and time of the violation, which lease or rental agreement includes the name and address of the person to whom the vehicle is leased or rented, shall rebut the prima facie evidence that the registered owner was the person who parked or placed the vehicle at the time and place where the violations occurred. Such lease or rental agreement when presented to the Chief of Police may be accepted as proof that the registered owner was not the violator.

B. Rented, Leased Vehicle: In any prosecution against the lessee or renter of a motor vehicle charging a violation of any regulation governing the standing or parking of a vehicle under any ordinance of the City, proof that the particular vehicle described in the complaint was parked in violation of any provision of the ordinances, together with proof that the defendant named in the complaint was, at the time of parking, the lessee or renter of the vehicle, shall constitute prima facie evidence that the lessee or renter 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. For the purposes of this subdivision, proof that a person is the lessee or renter of a vehicle is not prima facie evidence that the lessee or renter has violated any other provision of the law.

C. Bona Fide Sale Or Transfer: Any charge under such ordinance shall be dismissed when the person charged has made a bona fide sale or transfer of the vehicle as evidenced by a valid written instrument showing that possession was delivered thereof to the purchaser, and has complied with the requirements of chapter 4, title 49 of the Idaho Code prior to the date of the alleged violation and has advised the court of the name and address of the purchaser and the date of the sale, written proof of which shall be presented to the Chief of Police. (Ord. 95-08, 11-3-1995)
CHAPTER 4

ARTERIAL HIGHWAYS

SECTION:

6-4-1: I-90 Business Route

6-4-1: **I-90 BUSINESS ROUTE:** There is hereby established a main arterial highway, designated as I-90 Business Route, for the convenience, safety and information of the public. (2000 Code)
CHAPTER 5

SNOWMOBILES

SECTION:

6-5-1: Definition
6-5-2: Operators; Qualifications
6-5-3: Allowing Or Encouraging Unlicensed Operators
6-5-4: Equipment
6-5-5: Regulations For Operation
6-5-6: Designated Streets
6-5-7: Special Events
6-5-8: Penalty
6-5-9: Exhibit A, Designated Streets

6-5-1: DEFINITION: As used in this Chapter, unless the context requires otherwise, the term "snowmobile" shall mean every self-propelled device upon a combination of skis, skids, tracks or endless belts, in and upon or by which any person or property is or may be transported or drawn upon snow or snow-covered surface areas, and expressly includes devices known as "snowmobiles" or "skimobiles." (Ord. 93-5, as amd. 2-22-1994)

6-5-2: OPERATORS; QUALIFICATIONS: No person shall operate a snowmobile within the City limits without a valid motor vehicle operator's license. (Ord. 93-5, as amd. 2-22-1994)

6-5-3: ALLOWING OR ENCOURAGING UNLICENSED OPERATORS: It shall be unlawful for any person to knowingly permit, allow or encourage the operation or driving of a snowmobile by a person not holding a valid motor vehicle operator's license. (Ord. 93-5, as amd. 2-22-1994)

City of Wallace
6-5-4: **EQUIPMENT:** No snowmobile shall be operated in the City unless it is equipped with the following:

A. **Headlight:** At least one and not more than two (2) head lamps sufficient to render clearly discernible persons and vehicles at a distance of two hundred fifty feet (250') ahead.

B. **Taillight; Brake Light:** Tail lamps and brake lamps, which when lighted shall emit a red light plainly visible to the rear at a distance of two hundred fifty feet (250').

C. **Brake:** At least one brake which may be operated by hand or foot.

D. **Muffler:** A muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke; and no person shall use a muffler cutout, bypass, or similar device. (Ord. 93-5, as amd. 2-22-1994)

6-5-5: **REGULATIONS FOR OPERATION:**

A. **Sidewalk:** It shall be unlawful to operate or park a snowmobile on any sidewalk in the City;

B. **Speed:** No snowmobile shall be operated at a speed in excess of twenty (20) miles per hour in the City;

C. **Passengers; Weights:** No snowmobile shall carry more than one operator and one passenger or weights in excess of the capacity recommended by the manufacturer thereof;

D. **Towing:**

1. **Prohibited Devices:** No sled, toboggan, inner tube, trailer, snowmobile or any other similar equipment or device shall be towed by a snowmobile within the City limits;

2. **Person:** No person on skis, snowboards or similar devices shall be towed behind a snowmobile;

E. **Under Influence:** It shall be unlawful to drive or operate a snowmobile while under the influence of intoxicants; (Ord. 93-5, as amd. 2-22-1994)
F. Prohibited Areas: No person shall operate or park a snowmobile in or upon the following areas and places:

1. City parks (unless otherwise designated by this Chapter);

2. School property, alleyways, NP depot grounds and Wallace Public Library grounds;

3. Any privately-owned property without the express permission of the property owner. (Ord. 93-5, as amd. 2-22-1994; Ord. 95-B, 12-13-1994)

G. Careless, Negligent Manner: No person shall operate a snowmobile carelessly and heedlessly or in a negligent manner, or without due caution and circumspection and at a speed or in a manner as to endanger or be likely to endanger any person or property or to cause injury or damage to either, or to harass, chase or annoy any wild game or birds or domestic animals;

H. Traffic Rules: All snowmobile drivers shall abide by the same traffic rules required of motorized vehicle operators in the City, except for speed limits designated in subsection B of this Section;

I. Lights: All snowmobiles shall be operated with the headlights and tail lamps on at all times;

J. Noise: No snowmobile shall be operated whose motor is louder than seventy two (72) decibels. No excessive or unnecessary revving of the snowmobile shall be permitted;

K. Single File: All snowmobiles shall be operated only in single file on the extreme right-hand side of the designated street routes described in Section 6-5-6 of this Chapter;

L. Use Of City Streets: Operation of snowmobiles on the streets of the City shall be limited to ingress and egress to and from the City on said designated routes described in Section 6-5-6 of this Chapter, that City streets are not to be used as a place of recreation for snowmobiles. (Ord. 93-5, as amd. 2-22-1994)

6-5-6: DESIGNATED STREETS: Designated City street routes and areas for use upon which to operate a snowmobile are identified in Section 6-5-9 of this Chapter. (Ord. 93-5, as amd. 2-22-1994; Ord. 93-5B, 12-13-1994; 2000 Code)
6-5-7: **SPECIAL EVENTS:**

A. Permit Required: Any organization or individuals desiring to hold special snowmobile events shall submit a written request for a City permit which can be issued after approval of the permit by the City Council.

B. Liability Insurance: The organization or individuals shall carry special event liability insurance as determined by the permit. A copy of said insurance policy shall be provided to the City Clerk/Treasurer prior to the special event.

C. Release Of Liability: Every participant shall be required to sign a release of liability provided by the organization or individuals holding the City harmless from any injuries or damage sustained as a result of participation in the special event before he or she shall be allowed to participate or before the permit is issued. (Ord. 93-5, as amd. 2-22-1994; 2000 Code)

6-5-8: **PENALTY:** Any violation of this Chapter shall be a misdemeanor and shall be punishable as provided in Section 1-4-1 of this Ccode. (Ord. 93-5, as amd. 2-22-1994; 2000 Code)
6-5-9:  EXHIBIT A, DESIGNATED STREETS:

(Ord. 93-5)

City of Wallace
CHAPTER 6
BICYCLES, SKATEBOARDS, OTHER TOY VEHICLES

SECTION:

6-6-1: Bicycles
6-6-1-1: Bicycle Defined
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6-6-1-3: Registration
6-6-1-4: Serial Number
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6-6-1-8: Traffic Rules
6-6-2: Use Prohibited
6-6-3: Exhibits; Demonstrations
6-6-4: Violation; Penalty

6-6-1: BICYCLES:

6-6-1-1: BICYCLE DEFINED: A "bicycle" is defined to be, when used in this Section, any two (2) wheeled vehicle with the tandem arrangement of the wheels, containing a saddle or seat for the rider, steering handles and cranks or levers and pedals for its propulsion by the feet. (1944 Code § 9-402)

6-6-1-2: EXERCISE OF POLICE POWER: This Chapter shall be deemed an exercise of the police power of the City in its governmental capacity, for the protection and preservation of the health, welfare and order of the City, and all of its provisions shall be liberally construed for the accomplishment of that purpose. (1944 Code § 9-401)
6-6-1-3: **REGISTRATION:**

A. Required: It shall be unlawful for any person to ride, operate, allow or permit any bicycle to stand on the streets or alleys of the City unless such bicycle has been registered with the City Clerk, and without displaying the proper number plate thereon as hereinafter provided. (1944 Code § 9-403)

B. Time Of Registration: Before June 1 of each year, every bicycle in the City must be registered with the City Clerk, showing the proper name and address of the owner, and the make, serial number and general description of the bicycle, and the name of the person or dealer from whom such bicycle was purchased. (1944 Code § 9-404)

C. Number Plates: At the time of registration, a number plate shall be assigned to such bicycle, which number plate must be attached to the rear of said bicycle in plain view. Said number plate shall be displayed at all times during the current registration year. Any number plate issued shall expire on the June 1 of the year succeeding that in which issued. (1944 Code § 9-405)

D. Sale Or Transfer: In case of a sale or transfer of a bicycle from one individual to another, the registration of such bicycle, together with the number plate, originally assigned to it, shall be transferred to the new purchaser or transferee, and the number plate originally assigned to such bicycle must remain attached thereto until the end of the current registration year. (1944 Code § 9-406)

6-6-1-4: **SERIAL NUMBER:** No bicycle shall be sold or registered unless it shall have imposed, cut or impressed on some portion thereof a serial number or manufacturer’s number. Any person who has in his possession a bicycle from which the serial number or manufacturer’s number has been removed or defaced shall apply to the Chief of Police, who, if he is satisfied that said bicycle was not stolen, shall issue a number to be stamped on said bicycle and registered as a serial number therefor. Thereafter, the City Clerk may register said bicycle and issue number plates therefor. (1944 Code § 9-407)

6-6-1-5: **LIGHTING EQUIPMENT:** It shall be unlawful for any person to ride a bicycle upon the streets, alleys, or public places of the City during the nighttime without having such bicycle equipped with a headlight attachment to the front thereof and a reflector at least one and
one-half inches (1½") in diameter attached to the rear thereof. The headlight shall have a capacity sufficient to be seen a distance of at least three hundred feet (300') and shall be lighted at all times said bicycle is ridden upon the streets, alleys or public places of the City in the nighttime. (1944 Code § 9-408)

6-6-1-6: USE RESTRICTED: Bicycles shall be permitted only on City streets and shall not be parked in such a manner as to obstruct or impede the movement of pedestrians, motor vehicles, or other vehicles, or to cause damage to trees, shrubs, other plants, or other property. (Ord. 93-1, 4-20-1993)

6-6-1-7: PROHIBITED ACTS:

A. Double Riding: It shall be unlawful for two (2) or more persons to ride on a bicycle at the same time, unless such bicycle is manufactured with double seats or saddles, steering handles and cranks or levers and pedals. (1944 Code § 9-409)

B. Holding Onto Vehicles: It shall be unlawful for any person riding on a bicycle to take hold of or hang onto another vehicle for the purpose of being drawn along by such other vehicle. It shall be unlawful for any person to permit the rider or operator of a bicycle to take hold of, or hang onto any vehicle driven by any such person for the purpose of drawing or towing such vehicle. (1944 Code § 9-410)

C. Riding On Sidewalks: It shall be unlawful for any person to ride any bicycle upon any public sidewalk within the corporate limits of the City. (1944 Code § 9-411)

D. Parking In Doorways: It shall be unlawful for any person to park or leave unattended any bicycle in any doorways entering public places from the streets or alleys in the City. (1944 Code § 9-412)

E. Racing: It shall be unlawful for any person to run or engage in, or cause to be run or engaged in, any bicycle race within the corporate limits of the City; provided, however, that road races may be run and engaged in under the supervision and direction of the Chief of Police, who is hereby given the authority to designate the streets that may traversed and used in such road races. (1944 Code § 9-413)
6-6-1-8: **TRAFFIC RULES:** Every person riding a bicycle upon a highway, street or alley within the City shall be subject to all the rules and regulations applicable to the driver of any other vehicle, except such rules and regulations as by their very nature can have no application. (1944 Code § 9-414)

6-6-2: **USE PROHIBITED:** It shall be unlawful for any person to ride of operate or cause to be operated any skateboard, roller skates, rollerblades, human powered scooters, or other toy vehicles on any sidewalk and street within the City from Bank Street to Frontage Road, from Fourth Street to Burke Road, and on Hotel Street behind the courthouse. (Ord. 93-1, 4-20-1993; amd. 2000 Code)

6-6-3: **EXHIBITS; DEMONSTRATIONS:** Nothing in this Chapter shall prohibit the Mayor and/or City Council from allowing bicycles, skateboards, roller skates, or human-powered scooters, or other toy vehicles to serve as exhibits or demonstrations. Such exhibits or demonstrations shall be by permit or other ordinance only. (Ord. 93-1, 4-20-1993)

6-6-4: **VIOLATION; PENALTY:** A violation of any of the above sections shall constitute a misdemeanor which shall be punished in accordance with Idaho Code sections 49-110, 49-1503 and 50-302. In that event, the maximum punishment for any offense shall be by a fine of not more than three hundred dollars ($300.00) or by imprisonment not to exceed six (6) months, or by both such fine and imprisonment. (Ord. 93-1, 4-20-1993)

*City of Wallace*