

**CHAPTER 18
TRAFFIC**

- Article 1. Title 47 of Oklahoma Statutes, Titled Motor Vehicles, Adopted.**
- Article 2. Traffic Regulations.**
- Article 3. Impoundment of Vehicles.**
- Article 4. Vehicle and Equipment Prohibitions.**
- Article 5. Traffic Control Devices.**
- Article 6. Parking, Stopping and Loading.**
- Article 7. Bicycles.**
- Article 8. Pedestrians.**
- Article 9. Miscellaneous Provisions.**
- Article 10. Penalty.**

Article 1. Title 47 of Oklahoma Statutes, Titled Motor Vehicles, Adopted.

Section 18-1. Title 47 Oklahoma Statutes, Title Motor Vehicles, Adopted.

1. **The Oklahoma Highway Traffic Safety Code** Title 47 of the Oklahoma Statutes, titled Motor Vehicles, **as current and as may be amended and as the same applies to municipalities and municipal ordinances**, is hereby adopted and **incorporated fully by reference** for the purposes of establishing locally appropriate rules and regulations for the control of traffic within municipality.
2. The definitions of words used in this Chapter shall be the same as those definitions in **Title 47 O.S. §§ 1-101 through 1-186, as current and as may be amended.**
3. The Office of the Town Clerk-Treasurer shall maintain at least three (3) copies of the current Oklahoma Highway Traffic Safety Code adopted by this Code of Ordinances, on file in the Office of the Town Clerk-Treasurer.

Sections 18-2 through 18-9. (Reserved for future use.)

Article 2. Traffic Regulations.

Section 18-10. Town Board May Adopt and Enforce Regulations.

1. The Town Board of Trustees is hereby empowered to adopt and provide for the enforcement of regulations necessary to make the provisions of this Chapter and any other traffic or related ordinances of the Town of Mountain Park, Oklahoma, effective, and to adopt and provide for the enforcement of temporary regulations to cover emergencies or special conditions.

2. No person shall willfully fail or refuse to comply with any lawful order or direction of the Chief of Police, any police officer, fireman or any other authorized municipal employee.

Section 18-11. Speed Regulations.

1. No person shall drive a vehicle on any street within the corporate limits of the Town of Mountain Park, Oklahoma, at a speed greater or less than is reasonable or prudent under the conditions then existing (including, among other things, the condition of the vehicle, roadway, weather, visibility, amount of traffic, presence of pedestrians and any obstruction of view).
2. No person shall drive any vehicle upon a street at a speed greater than will permit a stop within the assured clear distance ahead.
3. No person shall drive any vehicle, except an authorized emergency vehicle (as provided in this Chapter), at a speed greater than:
 - a. Twenty-five (25) miles an hour on any street adjacent to any school, or in any school zone, between 8:00 o'clock a.m. and 4:00 o'clock p.m. on days when school is in session, unless otherwise posted; and
 - b. Twenty-five (25) miles per hour on other streets and on streets adjacent to schools at other times than that specified immediately above, unless otherwise posted.

4. No person shall travel at a speed in excess of the posted speed limit.

Section 18-12. Citation Tags; Failure to Comply.

1. Police Officers are hereby authorized to give notice to persons violating provisions of this Chapter, by delivering citation tags to violators or, in cases where vehicles without drivers are parked or stopped in violation of this Chapter, by affixing such tags to the vehicles by means of which the violation occurred. Such citation tags shall indicate briefly the charge, shall bear the registration number of the vehicle and shall direct the violator to present the tag at the Police Station or other designated place within ten (10) days, or such other reasonable time **and location** as may be specified thereon. Nothing in this Section shall abridge the power to arrest any violator, to take **the** person into custody or to file a complaint against any violator at any time.
2. The Town Board of Trustees may require that Police Officers use serially numbered citations furnished by the Town Clerk-Treasurer and **the** Town Board may also regulate the use and handling of citations **tags**.
3. If a violator of any provision of this Chapter who has been given a citation as provided above, fails to appear in accordance with the instructions of **the citation**, the **municipal court may send notice to the** person to appear and directing that, in the event such

notice is disregarded a warrant of arrest **may be** issued; provided, that, nothing in this Section shall abridge the power to file a complaint prior to the expiration of such time.

4. In the event any person fails to comply with a citation ~~tag~~ given to such person, or attached to a vehicle, a complaint **may be** entered against such person before the Municipal Judge, and Judge **may** issue a warrant for **the** person's arrest.

Section 18-13. Authorized Emergency Vehicles.

1. The driver of an authorized emergency vehicle, when responding to an emergency call, when in the pursuit of an actual or suspected violator of a law or Ordinance, or when responding to, but not upon returning from, a fire alarm, may exercise the following privileges **but giving due regard to the safety of persons and property:**
 - a. Park or stand (irrespective of the provisions of this Chapter);
 - b. Proceed past a red or stop signal or sign (slowing down as may be necessary for safe operation);
 - c. Exceed the maximum speed limits, so long as this action does not endanger life or property; or
 - d. Disregard regulations governing direction of movement or turning in specific directions.
2. The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any such vehicle is making use of audible and/or visual signals, except that an authorized emergency vehicle, operated as a police vehicle, need not be equipped with, or display, a red light visible from the front of the vehicle.
3. Upon the immediate approach of any authorized emergency vehicle making required use of audible and/or visual signals, or of a police vehicle properly and lawfully making use of an audible signal only, the driver of every other vehicle shall yield the right-of-way, 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, or shall clear the roadway in the safest possible manner, and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a Police Officer.
4. This Section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway, nor shall such provisions protect the driver from the consequences of reckless disregard for the safety of others.
- 5.

Section 18-14. Duties of Policemen and Firemen.

1. It shall be the duty of the Chief of Police and any police officers to enforce the traffic regulations **and applicable ordinances** of the Town of Mountain Park, Oklahoma and all of the State **laws applicable to in-said the** municipality, **including without limitation State vehicle and traffic laws, and** to make arrests for traffic violations **and other applicable violations of law or ordinance**, to investigate accidents **and** to cooperate with other municipal officials in the administration of the traffic laws and in developing ways to improve traffic conditions, and to carry out those duties specifically imposed upon **the** police officers by this Chapter and any other traffic or related ordinances of **the** municipality.
2. The Chief of Police and all police officers are hereby authorized to direct all traffic by voice, hand or signal, in conformance with traffic laws and ordinances. In the event of a fire or other emergency, or to expedite traffic, or safeguard pedestrians, police officers may direct traffic as conditions may require notwithstanding the provisions of the traffic laws and ordinances.

Section 18-15. Stopped School Bus.

1. No person shall pass any school bus (as defined by State Law) when such bus is stopped for the purpose of discharging or taking on passengers, and is displaying flashing red lights **and/or has extended a stop sign signal**, as required by State Law.
2. All persons shall stop upon approaching a stopped school bus (as described in Subsection 1, above), regardless of the direction of **the** approach.

Section 18-16. Accident Reports: Leaving an Accident Scene.

1. The driver of a vehicle which is in any manner involved in an accident resulting in bodily injury to, or death of, any person, or damage to any vehicle or other property shall, as soon as practicable, report such accident to the Chief of Police or to the Police Department **and shall make** a written report of the accident in the Police Department, as soon as practicable after the accident (to be forwarded to the State Department of Public Safety in accordance with State Law)..
2. Leaving the scene of an accident, as defined by current State Law, shall be unlawful within the corporate limits of the Town of Mountain Park, Oklahoma.

Section 18-17. Driving by Unauthorized Persons.

1. It shall be unlawful for any person who does not have a valid driver's license, as required by State Law, to operate a motor vehicle within the corporate limits of the Town of Mountain Park, Oklahoma.
2. It shall also be unlawful and an offense for any person to permit an unlicensed driver to operate a motor vehicle within the corporate limits of the Town of Mountain Park, Oklahoma.

Section 18-40. Purpose and Effect of Impoundment.

Impoundment of vehicles under the authority of the provisions of this Article shall be construed as an enforcement procedure for protection of the public peace, safety, welfare and safeguarding of property, and shall be used generally for the prevention and removal of traffic hazards, prevention and abatement of public nuisances arising from traffic law violations, protection of the public rights in the use of streets and thoroughfares in the Town of Mountain Park, Oklahoma, from obstructions placed and left in derogation of those rights, and for safeguarding and protecting recovered stolen vehicles.

Section 18-41. Place of Impoundment.

Every vehicle that is impounded under the provisions of this Article shall be removed to the nearest garage, or other place of safekeeping designated by the Town Board of Trustees and shall not be removed to any other place.

Section 18-42. Duration of Impoundment.

1. Unless otherwise provided hereinafter, any vehicle impounded under the provisions of this Code of Ordinances shall be stored and held safely until a written order for its release, signed by the Chief of Police (or a designated representative), has been issued.
2. The written order for release shall be conditioned upon:
 - a. Payment of all impoundment costs and accrued storage charges assessed against the vehicle, by the person to whom the release is issued; and
 - b. Payment of all fines and costs due the Town of **Mountain Park**, Oklahoma, because of traffic law or other law violations involving the vehicle, or proper security posted for **the** fine or law violation.

Section 18-43. Redemption and Release of Vehicle.

1. The person holding the written order for release shall be entitled to obtain possession of the vehicle upon presentation of the order for release at the place of impoundment, together with payment (or tender of payment) of all impoundment costs and accrued storage charges due **and compliance with the remaining, applicable provisions of this Section.**
2. The Town Clerk-Treasurer is hereby authorized to release vehicles which have been impounded (and accept agreements and bonds to save the Town of Mountain Park, Oklahoma, harmless by such releases) to persons other than the registered owner of the vehicle.
3. Any party claiming an interest in an impounded vehicle shall submit (by written instruments or other documents) to the Town Clerk-Treasurer and the Chief of Police, proof of compliance with the following requirements:

- a. Proof of **a legal interest in the vehicle**; and
- b. Agreement to save and hold harmless the Town of Mountain Park, Oklahoma, and all of its employees.

Section 18-44. Authority to Impound Vehicles.

1. The Chief of Police of the Town of Mountain Park, Oklahoma, and members of the Municipal Police Department, are hereby authorized, within the limits set forth in this Chapter, to impound vehicles under the circumstances hereinafter enumerated.
2. No impoundment shall be valid unless made under order of an authorized Police Officer, and in strict adherence to the procedures established in this Article and other policies of the Town of Mountain Park, Oklahoma.

Section 18-45. Causes of Impoundment.

1. A disabled vehicle upon a street or highway may be impounded, under the following circumstances:
 - a. If left unattended and improperly parked on a street or highway **or other public place**;
 - b. If left unattended longer than seventy—two (72) hours on the shoulder of any highway; **or**
 - c. If the person in charge of the vehicle is physically incapacitated to such extent as to be unable to provide for its custody or removal; **or**
 - d. **For any of the reasons provided for under State law.**
2. Any unattended vehicle left upon any bridge, viaduct, causeway or within the structure of a grade separation, may be impounded.
3. Whenever the driver, or person in charge, of any vehicle is placed under arrest, taken into custody and detained by police under circumstances which leave, or will leave, a vehicle unattended on any street or highway **or other public place**, the vehicle may be impounded.
4. A vehicle left unattended upon any street, alley or thoroughfare **or other public place**, and so parked illegally as to constitute a definite hazard or obstruction to the normal movement of traffic, shall be impounded.
5. When any derelict vehicle is discovered by the Police Department to have been parked upon any street **or other public place** in the Town of Mountain Park, Oklahoma, for a period of seventy-two (72) hours, or more, the Police Department is authorized to

impound the vehicle, and if the owner of the vehicle may be ascertained by reasonable diligence, the owner shall be notified of the action by the Police Department.

6. A trespassing, unattended vehicle may be impounded when the required complaint has been properly made and filed. The owner or legal occupant who complains shall sign a complaint against the person parking the vehicle on the owner's (or legal occupant's) property; if the identity of the person parking the vehicle is unknown, then the complaint may be filed against the registered owner of the vehicle. The complaint shall be verified and shall allege that the complaining party is the owner or legal occupant of the property upon which the vehicle is parked or standing. Upon filing of the complaint by the property owner or legal occupant, and if there appears to be proper cause to believe a violation has occurred, the Police Department shall cause the vehicle to be impounded and placed in storage.
7. Any unattended vehicle parked at the street curbing of any zone where parking is prohibited, and where official signs are in place giving notice thereof in violation of the prohibition, may be impounded.
8. Any vehicle illegally parked in such a manner that it blocks a fire escape, ladder or exit, or blocks ready access to a fire hydrant, shall be impounded.
9. Any unattended vehicle illegally parked in any street intersection, shall be impounded. A disabled vehicle in an intersection with the person in charge of the vehicle being present, shall be moved out of the intersection and to the nearest available legal parking space at the street curbing.
10. Whenever a stolen vehicle is located by police and the registered owner cannot be found within a reasonable time, not exceeding eight (8) hours, or cannot be determined from the registration papers or other identification in the vehicle (or from records or information available from reports of stolen cars), the vehicle may be removed to the nearest authorized place of impoundment and the registered owner of the vehicle notified of the location of the place of impoundment as soon as possible by the Police Department. If the registered owner is identified, located and notified of the recovery of the stolen vehicle, the owner shall be given the right to make arrangements for the removal of the vehicle within a period of twenty-four (24) hours from the time he or she is actually notified of its recovery; if the owner is unable or unwilling to effect the removal within the time specified, the vehicle may be impounded.

Section 18-46. Abandoned, Wrecked or Non-Operating Vehicles.

1. Except as otherwise provided, no person shall abandon any partially dismantled, non-operating, wrecked or junked vehicle, nor leave such vehicle for such time, and under such conditions, as to cause it to reasonably appear to have been abandoned, upon any private property, dedicated street right-of-way or public easement **or other public place**. Vehicles so abandoned or left shall constitute a public nuisance.

2. Persons excepted are those who maintain such vehicles:
 - a. In enclosed buildings;
 - b. On the premises of a business enterprise operated in a lawful place and manner, when such vehicles are necessary to the operation of **the** business; or
 - c. In an appropriate storage facility or depository which is maintained by or for the Town.
3. A rebuttable presumption exists that vehicles have been abandoned when any one (1) of the following conditions exists:
 - a. Weeds and/or grass undergrowth indicates to a reasonable person that the vehicle has not been moved, thereby permitting such growth to occur; or
 - b. One (1) or more wheels are flat or missing; or
 - c. Portions of the vehicle which are needed for its **lawful** operation or control are missing; or
 - d. Neighboring residents provide written statements as to the length of time such vehicle has been standing in one (1) place without removal, or statements that parts are taken from, or added to, such vehicle, which would indicate a salvage, garage or used parts operation; or
 - e. Evidence exists that provisions of the Code of Ordinances pertaining to Zoning or to junk or salvage yards, are being violated; or
 - f. No current license tag is present or visible on the vehicle.
4. Appropriate municipal officials (including, but not limited to, the Mayor, the Chief of Police, the Municipal Building Inspector, the Fire Chief and the Town Clerk-Treasurer) may remove and impound, or cause to be removed and impounded, those vehicles which appear to be in violation of this Section.
5. Prior to the removal and impoundment of any vehicle under the provisions of this Article, or any of the appropriate methods of nuisance abatement (see Chapter 12 , this Code of Ordinances), the appropriate municipal officials **may** attempt to notify, by certified mail **or any other reasonable method of notice**, the registered owner of such vehicle, stating that the vehicle appears to be in violation of this Article, and that the owner has forty-eight (48) hours from the receipt of such notice to remove the vehicle. Should the municipal officials be unable to serve notice upon the owner, a notice containing similar provisions **may** be affixed to the abandoned vehicle instead, at least forty-eight (48) hours prior to the required time of compliance.

Sections 18-47 through 18-59.

(Reserved for future use.)

Article 4. Vehicle and Equipment Prohibitions.

Section 18-60. Injurious or Obstructive Vehicles; Oversized Vehicle Permits.

1. No vehicle or object which injures, or is likely to injure, any street within the Town of Mountain Park, Oklahoma, shall be driven or moved on any street within the municipality.
2. No person shall drive any vehicle which is in such condition, so constructed or so loaded as to cause, or be likely to cause, a delay in traffic or constitute a hazard to persons or property, without having obtained an Oversized Vehicle Permit from the Office of the Town Clerk- Treasurer.

Section 18-61. Size and Weight of Vehicles; Truck Routes.

1. No person shall drive or convey through any street any vehicle, the width, height, length, weight or load of which exceeds that authorized by State Laws, except in accordance with a Permit issued by State authority.
2. Except for the purpose of making local deliveries, vehicles required by State statute to be licensed or permitted for three (3) ton or greater capacity, shall be prohibited from using any public street, alley or place within the Town of Mountain Park, Oklahoma for travel, except legally designated truck routes or State and federal highways.
3. The Town Board of Trustees may prescribe routes through the municipality for the use of trucks and/or other vehicles, which are not ordinary private passenger vehicles, passing through the Town of Mountain Park, Oklahoma. When it is necessary for vehicles of the class hereinabove described to travel to and from a location on any of the Town's public streets, alleys or places for the purpose of loading or unloading merchandise, or the provision of necessary services at such location, the route traveled shall be as short and direct as possible from and to the most available, legally designated truck route or State or federal Highway.
4. The Town Board of Trustees shall see that appropriate and adequate signs are placed along such routes so that drivers of such vehicles may follow the routes. When such signs are erected and in place, the driver of a truck or other vehicle for which a route has been so prescribed, while passing through the Town of Mountain Park, Oklahoma, shall keep on such route and shall not deviate therefrom, except in case of emergency.

Section 18-62. Mufflers and Cut-Outs.

No motor vehicle with an internal combustion engine shall be operated within the Town of Mountain Park, Oklahoma, unless the exhaust from such engine is muffled by a suitable and sufficient muffler. No muffler, cut-out, or exhaust or vacuum whistle shall be used on any motor vehicle, except that exhaust whistles may be used on authorized emergency vehicles.

Sections 18-63 through 18-69. (Reserved for future use.)

Article 5. Traffic Control Devices.

Section 18-70. Installation of Traffic Control Devices.

The Town Board of Trustees shall have traffic control signs, signals and devices placed and maintained, as required under the ordinances of the Town of Mountain Park, Oklahoma, to make the provisions of such ordinances effective.

Section 18-71. Specifications for Traffic Control Devices.

All traffic control signs, signals and devices shall conform to the Manual and specifications approved by the Oklahoma State Highway Department. All signs and signals required hereunder for a particular purpose shall, so far as practicable, be uniform as to type and location throughout the municipality. All traffic control devices so erected and not inconsistent with the provisions of State law or this Chapter, shall be official traffic control devices.

Section 18-72. Turn Signs and Indicators.

1. The Town Board of Trustees is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right, left or u-turn, and shall have placed proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event, the same shall be plainly indicated on the signs.
2. Whenever authorized signs are erected, indicating that no right, left or u-turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.
3. Unless otherwise indicated by such signs, a right turn on red or stop shall be permitted after the vehicle has come to a complete stop.

Section 18-73. Designation and Marking of One-Way Streets.

Whenever the Town Board of Trustees designates any street, alley or part thereof as a one-way street or alley, the Town Board shall have signs placed, giving notice thereof. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

Section 18-74. Marking of Traffic Lanes.

1. The Town Board of Trustees is hereby authorized to have traffic lanes marked upon the roadway of any street where a regular alignment of traffic is necessary.
2. Where traffic lanes have been marked, it shall be unlawful for the operator of any vehicle to fail or refuse to keep such vehicle within the boundaries of any such lanes, except when lawfully passing another vehicle, preparing to make a lawful turning movement or as otherwise authorized by ordinance.

Section 18-75. Designation and Marking of Crosswalks.

The Town Board of Trustees shall have the authority to designate, by appropriate devices or lines upon the surface of the roadway, crosswalks at intersections or other places **for the safety of pedestrians** crossing the roadway.

Section 18-76. Unauthorized Signs or Devices.

1. No person shall place, maintain or display, upon or in view of any highway, an unauthorized sign, signal, marking or device which purports to be, is an imitation of, or resembles an official traffic control device or railroad sign or signal, which attempts to direct the movement of traffic, which project any flashing or revolving beams of light, or which hides from view or interferes with the effectiveness of any official traffic control device or any railroad sign or signal.
2. No person shall place or maintain, nor shall any public authority permit, upon any highway, any traffic sign, signal or device bearing thereon any commercial **or private** advertising.
3. This Section shall not be deemed to prohibit the placement, upon private property, of signs giving useful directional information and of a type that cannot be mistaken for official signs.
4. Every such prohibited sign, signal, marking or device is hereby declared to be a public nuisance, and the Town Board of Trustees is hereby empowered to remove the same or cause it to be removed.

Section 18-77. Classification of Streets.

1. The Town Board of Trustees may adopt, by Resolution, a Street Classification System for the Town of Mountain Park, Oklahoma. Whenever such a system is adopted, it shall be the duty of **the** Town Board to have stop signs placed and maintained, or if deemed more appropriate at any intersection, yield signs, on each and every street involved in the implementation of the Classification System (unless traffic at any intersection is controlled at all times by traffic control signals).
2. The Town Board of Trustees is hereby authorized to determine and designate intersections where a particular hazard exists and to determine:

- a. Whether vehicles shall stop at one (1) or more entrances to any such intersection, in which event it shall cause to be erected a stop sign at every such place where a stop is required; or
 - b. Whether vehicles shall yield the right-of-way to vehicles on a different street at such intersection, in which event, it shall cause to be erected a yield at every place where obedience thereto is required.
3. Every stop and yield sign shall be erected as near as practicable to the nearest line of the crosswalk on the near side of the intersection or, if there is not crosswalk, then as near as practicable to the nearest line of the intersecting roadway.

Sections 18-78 through 18-89.

(Reserved for future use.)

Article 6. Parking, Stopping and Loading.

Section 18-90. Stopping or Parking Prohibited in Specified Places.

1. No person shall stop or park a vehicle, except when necessary to avoid a conflict with other traffic or in compliance with State law, ordinance, the directions of a police officer or traffic control device, or in an emergency situation, in any of the following places:
 - a. On any sidewalk or between the sidewalk and any street;
 - b. In front of, or obstructing, any public or private driveway;
 - c. Within an intersection;
 - d. Within fifteen (15) feet of a fire hydrant (except in an officially marked parking space);
 - e. Within or on a crosswalk;
 - f. Within twenty (20) feet of the driveway of any fire station;
 - g. Near any street work or excavation, when stopping or parking would obstruct traffic;
 - h. On the roadway side of any vehicle stopped or parked at the edge or curb of a street (double parking or double stopping);
 - i. In an alley where less than ten (10) feet of the roadway will be left available for the movement of vehicular traffic; or
 - j. At any place where official signs prohibit stopping.

2. The Town Board of Trustees is hereby authorized to establish parking time limits, and to prohibit parking on designated streets and parts of streets by having appropriate signs placed thereon.
3. It shall be unlawful for any person to place or park a motor vehicle in any parking space on (a) private property accessible to the public and where the public is invited **absent authority to do so**, or (b) on public property, that is designated and posted as a reserved area for parking of motor vehicles of physically disabled persons, unless such person has a physical disability insignia (consistent with the provisions of Title 47 of Oklahoma Statutes) and such insignia is displayed as provided as provided in Title 47 of Oklahoma Statutes (or other regulations adopted pursuant thereto).
4. The driver or owner of any vehicle, including but not limited to, cars, trucks, semi-trailer or tractor trailers, shall not park such vehicles on any municipal street rights-of-way, alleys or other public easements, in such a way that **the** parking obstructs the street right-of-way, alley or easement, and prevents key municipal functions (such as fire protection, servicing of utilities and meter readings from being performed). This Subsection shall not be construed to prohibit temporary parking by trucks which are engaged in construction activity which directly affects the neighborhood. The Town Board of Trustees shall alleviate such obstructive parking by delivering and placing a written "request for removal" of such obstruction at the front entrance of the offending property or property owner; if **the** request is not honored within three (3) days, the Mayor is authorized to have the obstructive vehicle removed as soon as possible, sending any bill for such removal to the property owner for payment. Such billing shall constitute a debt owed to the municipality and may be placed on the utility rolls for collection, or collected by other legal means available to the Town of Mountain Park, Oklahoma.

Section 18-91. Angle Parking.

1. The Town Board of Trustees may determine upon what streets and parts of streets, angle parking shall be permitted, and shall have such streets marked or signed.
2. On those streets which have been so signed or marked for angle parking, no person shall park or stand a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings, or outside of the area enclosed by said markings.

Section 18-92. Standing or Parking Close to Curb; Brakes.

1. Except as otherwise provided in this Article, every vehicle stopped or parked upon a roadway where there are adjacent curbs, shall be so stopped or parked with the right-hand wheels of such vehicle parallel to, and within eighteen (18) inches of, the right-hand curb; provided, that, every vehicle stopped or parked upon the left-hand side of a one-way street where there are adjacent curbs, shall be parked or stopped with the left-hand wheels parallel to, and within eighteen (18) inches of, the left-hand curb.

2. Adequate brakes shall be set on all parked vehicles.

Section 18-93. Parking on Private Property; Truck Parking.

1. It shall be unlawful to place or park a motor vehicle or a trailer upon the posted private property of another, without first obtaining permission from the person in charge of such property, except where the placing or parking is involuntary.
2. A landowner, or other person in charge of the land, may cause any motor vehicle or trailer which is left on private property after posted hours, to be removed and impounded by an appropriate wrecker service. The Police Department or any Police Officer is also authorized to remove any unauthorized vehicles from private property upon direction of the owner of the property or persons in charge of the property. The Town of Mountain Park, Oklahoma, any landowner or person in charge of the property shall not be liable for any damages which may occur to the trespassing vehicle or trailer under the terms of this Section, while the same is trespassing, while it is being removed from said property or while it is in storage.
3. It shall be unlawful for any person to park a truck or trailer over one (1) ton capacity, being used for transport of gasoline or liquefied petroleum gas, on any street or alley in any residential area of the Town of Mountain Park, Oklahoma.

Section 18-94. Presumption in Reference to Illegal Parking.

1. In any prosecution charging a violation of any law or ordinance 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 such parking, the registered owner of such vehicle, shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred.
2. The foregoing stated presumption shall apply only when the procedure of giving a citation tag has been followed.

Section 18-95. Loading Zones.

1. The Town Board of Trustees is hereby authorized to determine the location of passenger and freight curb loading zones, and shall have appropriate signs placed, indicating the same and stating the hours during which the provisions of this Section are applicable. By the same authority, such loading zones may be changed or discontinued.
2. When such a loading zone is established upon the request of any person, firm or corporation, the Town Board of Trustees shall not have signs placed until the applicant has paid to the Town Clerk-Treasurer an amount of money estimated by the Town Board to be adequate to reimburse the Town for all costs of establishing the signing of the same.

3. No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a freight curb loading zone, during hours when the provisions applicable to such zones are in effect.

Sections 18-96 through 18-99.

(Reserved for future use.)

Article 7. Bicycles.

Section 18-100. Traffic Laws Applicable to Persons Riding Bicycles.

Every person riding a bicycle upon a roadway shall be granted all the rights and shall be subject to all of the duties applicable to the driver of a vehicle by the laws of this State declaring the rules of the road applicable to vehicles, or by the ordinances of the Town of Mountain Park, Oklahoma, applicable to the driver of a vehicle, except as to special regulations in this Article and to those provisions of State Law or Ordinances which, by their nature, can have no application.

Section 18-101. Bicycle Equipment.

Every bicycle in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from all distances, up to five hundred (500) feet to the front, and with a red reflector on the rear, of a type which shall be visible from all distances up to three hundred (300) feet to the rear, when directly in front of lawful upper beams of headlamps on a motor vehicle.

Section 18-102. Obedience to Traffic Control Devices.

1. Any person operating a bicycle shall obey the instructions of official traffic control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a Police Officer.
2. Whenever authorized signs are erected indicating that no right, left or u-turn is permitted, no person operating a bicycle shall disobey the direction of any such sign, except where such person dismounts from the bicycle to make any such turn, in which event, such person shall then obey the regulations applicable to pedestrians.

Section 18-103. Riding on Bicycles.

1. No bicycle shall be used to carry more persons at a time than the number for which it is designed and equipped.
2. Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a vehicle standing or proceeding in the same direction.
3. Wherever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and not the roadway.
4. No person shall operate a bicycle at a speed greater than is reasonable and prudent under the conditions then existing **or in excess of a posted speed limit.**
5. The operator of a bicycle emerging from an alley, driveway or building shall yield the right-of-way to all approaching pedestrians, and upon entering a roadway, shall yield the right-of-way to all approaching pedestrians, and upon entering a roadway, shall yield the right-of-way to all vehicles approaching on such roadway.
6. The Town Board of Trustees is authorized to have signs placed on any sidewalk or traffic way prohibiting the riding of bicycles thereon by any person; when such signs are in place, no person shall disobey the same.

Sections 18-104 through 18-109. (Reserved for future use.)

Article 8. Pedestrians.

Section 18-110. Application of Article.

Pedestrians shall be subject to traffic control signals but at all other places shall be granted those rights and be subject to those restrictions in this Article.

Section 18-111. Pedestrians.

1. When traffic control signals are not in place or in operation, the driver of a vehicle shall yield the right-of-way, slowing down or stopping, if need be, to so yield to a pedestrian crossing the roadway within a crosswalk.
2. No pedestrian shall suddenly leave any place of safety or walk or run into the path of a vehicle.
3. 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 such stopped vehicle.

Section 18-112. Drivers to Exercise Due Care.

Notwithstanding the foregoing provisions of this Article, every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway, shall give warning by sounding the horn when necessary, and shall exercise proper precaution upon observing any child or confused or incapacitated person upon a roadway.

Sections 18-113 through 18-119. (Reserved for future use.)

Article 9. Miscellaneous Provisions.

Section 18-120. Obedience to Chapter.

1. It shall be unlawful for any person, firm or corporation to authorize or knowingly to permit any vehicle registered in his, her or its name, to be driven or be parked in violation of any provisions of this Chapter.
2. The parent or guardian of any child or ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this Chapter.

Section 18-121. Public Officials and Employees.

1. The provisions of this Chapter shall apply to the driver of any vehicle owned by, or used in the service of, the United States Government, and any State, County, Municipal or other governmental unit or agency, as well as to other vehicles; it shall be unlawful for any such driver to violate any of the provisions of this Chapter, except as otherwise permitted in this Chapter or by State law.
2. This Chapter shall not apply to the military forces of the United States and organizations of the National Guard when performing military duty.

Section 18-122. Necessity of Signs.

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. Whenever a particular Section does not state that signs are required, such Section shall be effective even though no signs are erected or in place.

Section 18-123. Vehicles: Equipment; Licensing; Inspection; Security Form.

1. It shall be unlawful to operate a vehicle which is not equipped as required by law upon any street within the Town of Mountain Park, Oklahoma. It shall also be unlawful to fail to use such equipment in the manner required by law, use it in a manner prohibited by law or to operate a vehicle which has equipment prohibited by law upon any street within **the** Town.

2. It shall be unlawful to operate a vehicle of any kind upon a street of the Town of Mountain Park, Oklahoma, unless such vehicle is licensed and displays a valid license plate thereon, as required by State law.
3. It shall be unlawful to operate a motor vehicle, or any combination of such vehicles licensed by the Oklahoma Tax Commission, unless **the** vehicle or vehicles bears a valid, official State Inspection Sticker issued by an official inspection station licensed by the Oklahoma Department of Public Safety; provided, that, such sticker is required by current State Law.
4. The owner of a motor vehicle registered in this State and operating **the** vehicle within the boundaries of the Town of Mountain Park, Oklahoma, shall carry in such vehicle at all times a current owner's Security Verification Form (or an equivalent form which has been used by the Department of Public Safety) listing the vehicle, which shall be produced by any driver thereof, upon request, for inspection by any law enforcement officer and, in case of a collision, the form shall be shown, upon request, to any person affected by **the** collision.
5. The following shall not be required to carry an owner's or operator's Security Verification Form (or an equivalent form) from the Department of Public Safety during operation of the vehicle and shall not be required to surrender such form for vehicle registration purposes:

- a. Any vehicle owned or leased by the Federal or State Government, or any agency or political subdivision thereof;
 - b. Any vehicle bearing the name, symbol or logo of a business, corporation or utility on the exterior, and which is in compliance with the Compulsory Insurance Law according to records of the Department of Public Safety (which reflect a deposit, bond, self-insurance, or fleet policy);
 - c. Any vehicle authorized for operation, under a permit number issued by the Interstate Commerce Commission or the Oklahoma Corporation Commission;
 - d. Any licensed taxicab; and
 - e. Any vehicle owned by a licensed ~~used~~ motor vehicle dealer.
6. The following definitions shall apply to Subsections 4, 8, 9 and 10 (herein):
- a. "Compulsory Insurance Law." The term "Compulsory Insurance Law" shall mean the law requiring liability insurance in conjunction with the operation of a motor vehicle in this State as found in Article VI, Chapter 7 of Title 47 of the Oklahoma Statutes.
 - b. "Operator's Policy." The term "operator's policy" of liability insurance shall insure the named person against loss from the liability imposed by law for damages arising out of the operation or use of any motor vehicle not owned by said person, subject to the same limits of liability required in an owner's policy.
 - c. "Owner's Policy." The term "owner's policy" of liability insurance:
 - (1) Shall designate, by explicit description or by appropriate reference, all vehicles with respect to which coverage is thereby to be granted;
 - (2) Shall insure the person named therein and insure any other person, except as provided in this Subsection, using an insured vehicle with the express or implied permission of the named insured, against loss from the liability imposed by law for damages arising out of the ownership, maintenance, operation or use of such vehicle;
 - (3) May provide for exclusions from coverage in accordance with existing Law; and
 - (4) Shall be issued by an authorized carrier providing coverage in accordance with Title 47 of the Oklahoma Statutes.

- d. “Security.” The word “Security” means:
- (1) A policy or bond meeting the requirements of Title 47 of the Oklahoma Statutes
 - (2) A deposit of cash or securities having the equivalency of limits required under Title 47 of the Oklahoma Statutes, as acceptable limits for a policy or bond; or
 - (3) Self-insurance, pursuant to the provisions of Title 47 of the Oklahoma Statutes, having the equivalency of limits required under Title 47 as acceptable limits for a policy or bond.
- e. “Security Verification Form.” The term “Security Verification Form” shall mean a form, approved by the State Board of Property and Casualty Rates **or other authorized State agency**, verifying the existence of security required by the Compulsory Insurance Law of the State of Oklahoma. **The** form shall contain the following minimum information:
- (1) Name and address of carrier;
 - (2) Name and address where security may be verified, if other than carrier;
 - (3) Name of insured;
 - (4) Notice that an owner’s policy has been issued pursuant to Compulsory Insurance Law;
 - (5) Year, make, and at least the last **six (6) digits, letters or characters of the Vehicle Identification Number** (VIN) of each insured vehicle (not required if Owner’s Form states “Fleet Coverage”);
 - (6) Inclusive dates liability policy is in effect; and
 - (7) A warning to the owner of State Law requirements.

7. Every operator of a motor vehicle registered in this State, shall, while operating or using such vehicle within the corporate limits of the Town of Mountain Park, Oklahoma, carry either an operator’s or an owner’s Security Verification Form issued by a carrier (if required by the State, and providing the operator is not excluded from coverage thereon) or an equivalent form issued by the Department of Public Safety, reflecting liability coverage. An owner’s Security Verification Form issued to the owner of a motor vehicle may be used as an operator’s Security Verification Form by an operator who is not the owner of the motor vehicle, if **the** operator is not excluded from coverage on the motor vehicle liability insurance policy for the vehicle; any such exclusions from **the** policy shall be included on the owner’s Security Verification Form. An owner or operator who fails to produce for inspection a valid and current Security Verification Form (or equivalent form) which has been issued by the Department, upon request of any peace officer of the Town of Mountain Park, Oklahoma, Police Department, shall be guilty of an offense.

8. A sentence imposed for any violation of this Section may be suspended or deferred in whole or in part by the Court.
9. Any person producing proof in Court that a current Security Verification Form or equivalent form which has been issued by the Department of Public Safety reflecting this liability coverage for such person was in force at the time of the alleged offense, shall be entitled to dismissal of such charge.
10. Upon conviction, bond forfeiture or deferral of sentence, the Court Clerk shall forward an abstract to the Department of Public Safety within ten (10) days, reflecting the action taken by the Court.

Section 18-124. Inspection of Vehicles.

Police officers shall have authority to inspect and test any vehicle upon the streets of the Town at any time, with **lawful** cause, to determine whether it is safe, properly equipped and whether its equipment is in proper adjustment and repair.

Section 18-125. Motorcycles.

A person operating a motorcycle, motor scooter or motor bicycle shall ride only upon the permanent and regular seat attached thereto and shall not carry any other person, nor shall any other person ride on the vehicle, unless it is designed to carry more than one (1) person; in such event, a passenger may ride only upon the permanent and regular seat if designed for two (2) persons, or upon another seat firmly attached to the rear or side of the operator.

Section 18-126. Construction Zones.

1. Municipal personnel, contractors or utility companies, while repairing or improving the streets of the Town of Mountain Park, Oklahoma, or when installing, improving or repairing lines or other utility facilities in the streets, are hereby authorized, subject to control by the Town Board of Trustees, to close any street, or section thereof, to traffic during such activity and shall erect or cause to be erected, proper control devices and barricades to warn the public that such street has been closed to traffic.
2. When any street has been closed to traffic under the provisions of Subsection 1 (above) and traffic control devices or barricades have been erected, it shall be unlawful for any person to drive any vehicle under, over, around or through such traffic control devices or barricades, or otherwise to enter the closed area (except that the provisions of this Subsection shall not apply to persons while engaged in such construction, maintenance and repair, to persons having their places of residence or business within such closed area, who may travel through such area at their own risk).
3. Whenever construction, repair or maintenance of any street, utility line or facility is being performed, and the street is not closed to traffic in accord with this Section, the

Municipal personnel, contractor or utility company concerned shall erect warning devices for the public. Every person using such street shall obey such warning devices.

Section 18-127. Persons Working on Streets.

1. Unless specifically made applicable, the provisions of this Chapter, except those relating to reckless driving and driving while intoxicated, shall not apply to persons, teams, motor vehicles and other equipment while actually engaged in work upon the surface of a street, or to persons, motor vehicles and other equipment while actually engaged in construction, maintenance or repair of public utilities; provided, that, all highway and public utility operations shall be protected by adequate warning signs, signals, devices or flagmen.
2. The provisions of this Chapter shall apply to such persons and vehicles when traveling to or from such work.

Section 18-128. Riding or Clinging to Vehicles.

1. No person shall ride upon any vehicle or portion thereof not designed or intended for the use of passengers. This provision shall not apply to an employee engaged in the necessary discharge of a duty or persons riding within truck bodies in space intended for merchandise.
2. No person riding upon any bicycle, coaster, roller skates, skateboard, sled or toy vehicle shall attach the same to any vehicle upon a roadway.

Section 18-129. Dangerous Objects in Streets.

It shall be unlawful for any person to place, cause to be placed, or let fall and remain, in or upon any street, any scrap iron, nail, tack, glass, stick or other thing which is likely to injure persons, damage property or render a street unsafe for traffic.

Section 18-130. Funerals.

1. 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.
2. This provision shall not apply at intersections where traffic is controlled by traffic control signals or Police Officers.

Section 18-131. Eluding a Police Officer.

It shall be unlawful and an offense for any operator of a motor vehicle who has received a visual and/or an audible signal (red light and/or a siren) from a Police Officer driving a motor

vehicle, with insignia showing the same to be an official police, sheriff or Highway Patrol car, directing the operator to bring his vehicle to a stop, to willfully increase his speed or extinguish his lights in an attempt to elude such Police Officer, to willfully attempt, in any other manner, to elude the Police Officer.

Section 18-132. Following Fire Apparatus.

The driver of any vehicle, other than when 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 where fire apparatus has stopped in answer to a fire alarm.

Section 18-133. Crossing Fire Hose.

No vehicle shall be driven over any unprotected hose of any Fire Department when laid down on any street or private driveway to be used at any fire or alarm of fire, without the consent of the Fire Department.

Section 18-134. Obstruction of Driver's View.

1. No person shall drive a vehicle when it is so loaded, or when there are, in the front seat, such a number of persons exceeding three (3) as to obstruct the view of the driver to the front or sides of the vehicle, or as to interfere with the driver's control over the driving mechanism of the vehicle.
2. No passenger in a vehicle shall ride in such position as to interfere with the driver's view ahead or to the sides or to interfere with his or her control over the driving mechanism of the vehicle.

Section 18-135. Seat Belt Usage; Child Passenger Restraint System.

1. Every operator and passenger of a passenger car operated in the Town of Mountain Park, Oklahoma, shall wear a properly adjusted and fastened safety seat belt system, required to be installed in the motor vehicle when manufactured pursuant to Federal Motor Vehicle Safety Standards. For the purposes of this Section, "passenger car" shall mean "automobile" as defined in Title 47 of the Oklahoma Statutes.
2. This Section shall not apply to an operator or passenger of a passenger car in which the operator or passenger possesses a written verification from a physician licensed in this State that said person unable to wear a safety seat belt system for medical reasons; provided, that, the issuance of such verification by a physician, in good faith, shall not give rise to, nor shall such physician thereby incur, any liability whatsoever in damages or otherwise, to any person injured by reason of such failure to wear a safety belt system.

3. This Section shall not apply to an operator of a motor vehicle who is a route carrier of the United States Postal Service.
4. Every driver, when transporting a child in a motor vehicle operated on the roadways, streets or highways of the Town of Mountain Park, Oklahoma, shall provide for the protection of **the** child by properly using (1) a child passenger restraint system in car, or (2) a properly secured seat belt in the rear seat of the motor vehicle. For purposes of this Section, "child passenger restraint system" means an infant or child restraint system, a set by the United States Department of Transportation.
5. The provisions of Subsection 5 shall not apply to:
 - a. The driver of a school bus, taxicab, moped, motorcycle or other motor vehicle not required to be equipped with safety belts **or a child passenger restraint system** pursuant to State or Federal Laws;
 - b. The driver of an ambulance or emergency vehicle;
 - c. The driver of a vehicle if all of the seat belts in the vehicle are in use; or
 - d. The transportation of children who for medical reasons are unable to be placed in such devices.

Sections 18-136 through 18-149.

(Reserved for future use.)

Article 10. Penalty.

Section 18-150. Penalty.

Any person, firm or corporation who violates any provision of this chapter, performs any unlawful act as defined in this Chapter or fails to perform any act required in this Chapter, shall be guilty of an offense and, upon conviction thereof, shall be fined in any amount not to exceed the limits established in Section 11-40, Article 3, Chapter 11 of this Code of Ordinances. Each day upon which a violation continues shall be deemed a separate offense.