

TITLE VII: TRAFFIC CODE

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CHAPTER 70: TRAFFIC REGULATIONS

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GENERAL PROVISIONS

' 70.01 DEFINITIONS.

Words and phrases not specifically defined in this title shall be governed by the definitions set forth in the Uniform Act Regulating Traffic on Highways, I.C. 9-21-1-1 *et seq.* ('87 Code, ' 8-1)

REGULATIONS**' 70.15 HORSE REGULATIONS.***(A) Horses permitted upon public streets.*

(1) No person shall permit a horse owned by him or her or under his or her control to be within the town limits, including the park, except upon public streets. A sidewalk shall not, for the purposes of this section, be considered to be a part of a public street.

(2) Any person found to be in violation of this section shall be fined as determined by ' 10.99. (^87 Code, ' 8-36) (Ord. 1977-7A, passed 7-12-77)

(B) Compliance with signals and signs required.

(1) All intersections of streets of the town now or thereafter marked by automatic stop signals or other signs or signals to indicate the manner of passing said intersections and on all portions of the streets of the town now marked or hereafter to be marked by proper signs and signals that would be readily distinguished as ANo Parking@ or APolice Order,@ places that it shall be unlawful for any person or persons operating any motor vehicle or horse drawn vehicle to pass such intersection without first obeying such sign or signals as indicated thereon.

(2) If such sign or signal, automatic or otherwise, indicates to such person approaching the intersection that he or she shall stop before crossing such intersection and such person so operating any of such vehicles who fails or refuses to obey such stop signals and bring such vehicle operated by him or her to a full stop, until such sign or signal indicated go, shall be guilty of violation of this section and on conviction shall forfeit and pay to the town as damages for the violation as determined by ' 10.99. (^87 Code, ' 8-37) (Ord. 3-1925, passed 8-11-25)

' 70.16 TEN THOUSAND POUND (FIVE TON) RESTRICTION ON RESIDENTIAL STREETS.

(A) General restriction. No person shall drive any vehicle on a residential street if that vehicle has gross weight of more than 10,000 pounds (five tons).

(B) Limited exceptions to weight limitations. Division (A) above shall not apply to vehicles under the following circumstances:

- (1) Any public or private emergency or medical services vehicle;
- (2) Regular trash removal and pickup service vehicle;

(3) Recreational vehicles owned by Fortville residents or visiting guests;

(4) Vehicles picking up and/or delivering goods, or performing services to or at any location abutting or accessed by a town street, provided that the drivers of same have in their possession written confirmation or the name and telephone number of an individual who is authorized and able to confirm that they are then engaged in such pick-up, delivery of goods or provision of services;

(5) Moving vans engaged in removing or delivering residential or business property;

(6) Construction vehicles which are entering or leaving a construction site which cannot reasonably be accessed by another route;

(7) School buses titled to a municipal entity and use to transport children to and from school and to and from athletic games, events or school functions, but not including privately owned vehicles with the capacity of five passengers or less;

(8) (a) Any vehicle(s) for which permission is granted by the Street Superintendent or Town Marshal to use residential streets or establish a service route on residential streets;

(b) However, in any such case, such vehicles shall travel over the shortest possible route upon said street from the point of entry and shall leave the same at the nearest available point of exit;

(9) Vehicles owned and operated by a governmental agency;

(10) Anyone violating any of the provisions of this section shall be subject to a fine as determined by ' 10.99 for each violation thereof.

(C) *Definition.* For purposes of this section, **RESIDENTIAL STREET** shall mean any roadway within the town limits which is primarily used to provide circulation of vehicular traffic within neighborhood areas, or to provide convenient means of ingress and egress for vehicular traffic to reach main arterial streets, state and federal highways.

(D) *Streets not covered by this restriction.*

(1) The following streets are not covered by this restriction:

(a) Any state highway within the town limits;

(b) Garden Street/1000 North, from State Road 67 to the west corporate limits;

(c) Fortville Pike/Maple Street, from State Road 67 south to corporate limits;

(d) Industrial Drive;

(e) Commerce Parkway;

- (f) Business Park Drive;
- (g) Ohio Street, from State Road 67 east to Business Park Drive;
- (h) Michigan Street;
- (i) Merrill Street, from Michigan Street north to the corporate limits.

(2) Any other street within the town limits will fall under this five-ton limit.
(Ord. 2010-2A, passed 3-15-10; Am. Ord. 2012-11B, passed 11-19-12)

' 70.17 USE OF PUBLIC STREETS AND SIDEWALKS.

(A) No person shall walk, stand or run in a public street if it obstructs vehicle traffic on a street or pedestrian traffic on a sidewalk, or if it is a public safety hazard.

(B) No person may sell or solicit in a public street without a permit.

(C) No objects other than vehicles may be placed upon streets or sidewalks without a permit. This prohibition includes equipment for basketball, hockey or other games.

(D) No person shall play on a street.

(E) No person shall park an inoperable or unlicensed vehicle on a street.

(F) No person may work on a vehicle on a public street for more than one hour if it is on jacks or blocks, and then only if attended by a person over the age of 18 years.

(G) Any person found to be in violation of this section shall be fined as determined by ' 10.99. The fine may be paid to the Fortville Violations Bureau. Property placed upon the streets or sidewalks in violation of this section will be seized and held until the fine is paid.

(Am. Ord. 1998-5B, passed 6-9-98)

' 70.18 RAILROAD REGULATIONS.

(A) *Maintenance of railroad crossings.*

(1) There shall be maintained by all railroads a smooth and level crossing at all railroad crossings of Main Street and the first alley west of Main Street. The crossings shall be the complete width of the right-of-way of the street and alley.

(2) Any person or corporation violating any provision of this division shall be fined as determined by ' 10.99. Each day that a person or corporation is found to be in violation of this division shall constitute a separate offense.

(^87 Code, ' 8-44) (Ord. 1965-6A, passed 6-22-65)

(B) *Railroad right-of-way.* All vehicles crossing the railroad right-of-way at the alley between Main street and Merrill Street shall come to a stop before entering the intersection and shall yield the right-of-way to all vehicles traveling upon the railroad tracks. (^87 Code, ' 8-45) (Ord.1966-, passed 7-26-66)

(C) *Disregarding railroad crossing signs.* No person shall disregard a railroad crossing arm when lowered and proceed across the railroad tracks before the crossing arms have fully raised.

(Am. Ord. 2014-4A, passed 4-21-14)

Statutory reference:

Construction, repairs and maintenance of railroad crossings, see I.C. 8-6-1-1

Railroad right-of-way rules and regulations, see I.C. 8-3-1-1

' 70.19 SKATEBOARD AND TOY VEHICLE REGULATIONS.

(A) *Definitions.* For the purposes of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BUSINESS DISTRICT. Any areas of town zoned businesses or industrial.

SKATEBOARD. A device with wheels for riding upon, usually standing, including, without limitations, skateboards of all types.

TOY VEHICLES. Coasters, scooters, roller skates, or any other non-motorized device with wheels or rollers upon which a person may ride. This definition does not apply, so long as they are used

for the purposes for which they are intended, to wagons, wheelchairs and strollers or other devices designed and used for the purpose of transporting children, infants, physically challenged, or incapacitated persons, or to bicycles, or to carts or other devices intended and used for transporting merchandise or materials.

(B) *Skateboarding on a street.* No person shall operate a skateboard or toy vehicle on a public street if there is a sidewalk adjacent to such street. If no sidewalk exists, skateboards may be ridden on the street providing street riding shall be done as far to the right side of the road as possible, and in the same direction as traffic.

(C) *Clinging to a vehicle.* No person operating a skateboard, toy vehicle, or other non-motorized device shall attach himself or herself to any vehicle upon a roadway.

(D) *Yield right-of-way.* Any person operating a skateboard or other toy vehicle must yield right-of-way to any pedestrian or motor vehicle.

(E) *Skateboarding on private property.*

(1) No person shall operate a skateboard or toy vehicle on the premises of any business, residence or other private property in violation of a sign complying with this section.

(2) Areas in which skateboarding or operation of a toy vehicle is prohibited must be indicated by one or more signs which are positioned to provide notice and which contain the words ANo Skateboarding@ or any other word or combination of words indicating that skateboarding or operation of a toy vehicle is prohibited. Letters on the sign must be clearly legible.

(F) *Skateboarding on public property.* No person shall operate a skateboard or toy vehicle in, upon, or on the grounds of the fire station, municipal building or police station.

(G) *Skateboarding in the business district.* No person shall operate a skateboard or toy vehicle within the town=s business district.

(H) *Damaging town property.* No person shall operate a skateboard or toy vehicle on or against any town-owned table, bench, structure, tennis court, parking stop, retaining wall, fountain, statue, or other improvement which may suffer damage by such use. In addition to any penalty imposed pursuant to division (L) below, any person violating this section shall be liable for restitution for said damage. If the person is a minor, his or her parent or legal guardian shall be jointly liable with the minor for said restitution.

(I) *Skateboard ramps.* No person shall use or place a ramp, jump or any other device used to force a skateboard or toy vehicle off the pavement on the grounds of any town-owned parking lot, street, sidewalk, or any portion of any town park not designated as a skateboard park.

(J) *Agreement for impoundment.* In place of any other penalty provided by law, any person violating this section may, for a first offense, agree to have the skateboard or play vehicle impounded by the Police Department for one week.

(K) *Bicycles not included.* The operation of bicycles is covered by other provisions, and is not intended to be regulated by this section.
(Ord. 2005-10A, passed 10-25-05)

' 70.20 TURNING MOVEMENTS.

(A) *Improper left turn.* When turning left at an intersection, the turning vehicle must leave the intersection on the right of the centerline of the road or street being entered.

(B) *Improper left turn.* When turning left, the turning vehicle shall initiate the turn from the right half of the road nearest the center line.

(C) *Improper right turn.* When turning right, the turning vehicle shall make the turn from as close as practical to the right edge of the road.

(D) *Improper u-turn.* No vehicle shall make a u-turn where an official traffic control device or sign indicates u-turns shall not be made.
(Ord. 2014-4A, passed 4-21-14)

' 70.21 BICYCLE REGULATIONS.

(A) *Riding more than two abreast.* It shall be a violation of this section to ride with more than two bicycles abreast in any one lane of a street or road.

(B) *Using a whistle or siren.* No person shall use a whistle or siren in an unsafe manner while riding a bicycle.

(C) *Brakes.* No bicycle may be operated without at least a rear brake that functions properly.

(D) *Passengers.* All riders must be carried in a regular seat on the bicycle.

(E) *Number of riders.* No more than the number of riders a bicycle is designed for may ride the bicycle at any one time.
(Ord. 2014-4A, passed 4-21-14)

' 70.22 MISCELLANEOUS DRIVING RULES.

(A) *Funeral processions.* All vehicles shall yield the right-of-way to any funeral procession until the procession has passed.

(B) *Parades*. All vehicles shall yield the right-of-way to any parade or similar sanctioned assembly on a public street until the parade or assembly has passed.

(Ord. 2014-4A, passed 4-21-14)

' 70.23 MT. VERNON SCHOOL PROPERTY.

(A) *Leaving vehicles or equipment*. No vehicle or equipment shall be left on school property without authorization.

(B) *Parking-speed*. No vehicle shall be operated across or into any parking space at a speed in excess of 5 mph.

(C) *Speeding*. No vehicle shall be operated on any other area of school property at a speed in excess of 15 mph.

(D) *Parking*. Pupils shall only park in student parking areas designated as student parking.

(E) *Reckless operation of vehicle*. No person shall recklessly operate a motor vehicle on school property.

(F) *Parking permit*. No pupil shall park any motor vehicle on school property without displaying a valid sticker on the vehicle.

(G) *Safe operation of vehicle*. No person operating a motor vehicle on school property shall start a vehicle which is stopped, standing or parked unless and until the movement can be made with reasonable safety.

(H) *Travel lanes*. Persons operating a motor vehicle on school property shall operate the motor vehicle only upon travel lanes.

(I) *Stop signs*. All persons operating motor vehicles on school property shall stop at all stop signs.
(Ord. 2014-4A, passed 4-21-14)

' 70.24 SCHOOL BUS SIGN ARM.

Disregard of stop sign. No vehicle or equipment shall pass a school bus when the bus has its stop sign extended.

(Ord. 2014-4A, passed 4-21-14)

' 70.99 PENALTY.

Any person, firm or corporation violating any provision of ' 70.19 shall be fined \$25 for the first offense and \$50 for each offense thereafter, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

(Ord. 2005-10A, passed 10-25-05)

Section

- 71.01 Parking near fire hydrants
- 71.02 Parking near intersections
- 71.03 Angle parking
- 71.04 Parking citations
- 71.05 Towing and impoundment of motorized and/or non-traditional vehicles
- 71.06 Additional parking provisions
- 71.07 Vehicles of five tons or more in weight
- 71.08 Proper parking required

CHAPTER 71: PARKING REGULATIONS

' 71.01 PARKING NEAR FIRE HYDRANTS.

No motor vehicle may be parked within 15 feet of a fire hydrant. In addition to other penalties provided, such vehicles may be immediately towed away at the violator=s expense.
(^87 Code, ' 8-10) (Ord. 1978-5C, passed 5-23-78)

Statutory reference:

Parking near a fire hydrant, see I.C. 9-21-16-5

' 71.02 PARKING NEAR INTERSECTIONS.

No motor vehicle may be parked within 20 feet of the intersecting extension of curb lines, of if there are no curbs, within 20 feet of the intersecting extensions of the traveled portion of the street.
(^87 Code, ' 8-11) (Ord. 1978-5C, passed 5-23-78)

' 71.03 ANGLE PARKING.

Where angle parking is permitted, no one shall back a vehicle into the parking space except for the purpose of loading or unloading.
(Am. Ord. 1993-1C, passed 2-9-93)

' 71.04 PARKING CITATIONS.

Any vehicle that has accumulated three or more unpaid citations under this chapter may, upon receiving additional citations, be towed and impounded to secure payment of the citations and the cost of towing.
(^87 Code, ' 8-17) (Ord. 1977-9A, passed 9-13-1977; Am. Ord. 1993-1C, passed 2-9-93)

' 71.05 TOWING AND IMPOUNDMENT OF MOTORIZED AND/OR NON-TRADITIONAL VEHICLES.

(A) Any motorized and/or non-traditional vehicle parked or left standing unattended upon any street or public place in the town, at any time, in violation of any provisions of this code or other ordinances of the town, or of any state law, any motorized and/or non-traditional vehicle known to have been stolen and so left on any street, or authorized to be towed and impounded by any state or federal statute, is declared a nuisance and an unlawful obstruction upon the street or public place, and a hazard to traffic thereon.

(B) Any police officer, when discovering a motorized and/or non-traditional vehicle parked or kept standing unattended, or when it is attended and the occupant or operator refuses, if able to do so, or fails to move it on request, shall attach to the motorized and/or non-traditional vehicle, or serve upon the person a notice of violation, as provided for in this chapter. In addition, the officer may remove the motorized and/or non-traditional vehicle, or cause it to be removed to any town-owned or operated property, or to a private storage area or place authorized pursuant to contract, where the motorized and/or non-traditional vehicle shall be impounded and detained as hereinafter provided. The motorized and/or non-traditional vehicle shall be released only upon a police order authorizing the motorized and/or non-traditional vehicle to be surrendered, or upon an order of a judge of any court having jurisdiction, pursuant to any other legal proceedings and only after the owner's completion of a tow/impound release form and the payment of \$20 (the "vehicle release payment"). If, however, during the impoundment illegal drugs are discovered in the vehicle, the vehicle release payment shall be \$300. And, if during the impoundment, illegal drugs and fire arms (illegal or otherwise) are discovered in the vehicle, the vehicle release payment shall be \$500.

(C) *Owner=s risk.* Removal and impounding of a motorized and/or non-traditional vehicle shall be accomplished with reasonable care but otherwise shall be at the risk of the owner, his or her agent or representative, and the expense and result of removal and storage shall be borne by the owner, his or her agent, or representative, for the use and benefit of the town, or of the person who operates or has charge of the garage or other storage place, whether public or private, unless otherwise ordered by a judge of a court of competent jurisdiction.

(D) Removal, impounding, and storage of a motorized and/or non-traditional vehicle, pursuant to this chapter=s provisions, shall in no way supersede, bar, excuse, or prevent a prosecution of any person or in any way relieve him or her from the penalty prescribed for his violation of this code or any other town ordinance or state law, for the violation of which the motorized and/or non-traditional vehicle has been removed, impounded, and stored, but remedies and penalties are declared to be distinct and separate as means of enforcing compliance to this code.

(E) *Refusal to pay impounding costs; affidavit.* Whenever an owner, his or her agent, or representative fails or refuses to pay expenses of removal and storage of a motorized and/or

non-traditional vehicle impounded, in addition to and separate from the penalty incurred by him or her, the police officer discovering the motorized and/or non-traditional vehicle parked or left standing, illegally, shall file or cause to be filed, in any court having jurisdiction, an affidavit charging the owner, his or her agent, or representative with the committed offense. The person so charged shall be cited to appear on a certain day and hour to answer and stand trial upon the charge. The police officer, who executed the affidavit, shall be present and assist in the prosecution of the charge.

(F) Pending a hearing upon the charge, the owner, his or her agent, or representative may obtain possession of the impounded motorized and/or non-traditional vehicle by filing a bond with the clerk of the court of \$20 plus accrued towing and storage charges, or in another reasonable sum fixed by the judge of the court, conditioned upon the appearance of the owner, his or her agent or representative before the court at the day and hour set for trial, to answer the charge in the affidavit.

(G) In the event the judge finds the motorized and/or non-traditional vehicle to have been properly towed and/or impounded, the judge shall, in all instances, not only assess the penalty prescribed herein, or by law for the violation, but in addition thereto, shall determine and assess against the defendant whatever amount, within the limits prescribed by this chapter, the judge finds from the evidence is a fair and equitable reimbursement to the town or other persons, for the removal expense for impounding and storage of the motorized and/or non-traditional vehicle, plus attorney fees incurred by the town. However, in no event, shall the sum assessed for impounding be more than the maximum amount in this chapter, but the charge shall be additional to the assessment of the reasonable charges for the towing and storage of the motorized and/or non-traditional vehicle, not exceeding the towing and storage charges herein provided for.

(H) *Returning car to owner.* In the event that the judge finds from the evidence that the motorized and/or non-traditional vehicle was not parked or left standing in violation of any provisions of this code, or other ordinance or statute, as charged in the affidavit, the judge shall order the motorized and/or non-traditional vehicle restored to the owner, agent or representative without any penalty or the assessment of any charges made against him or her.

(I) *Impounding and storing motorized and/or non-traditional vehicles.* Independent of, and in addition to the remedy, action, and assessment of any penalty provided for such violations, a police officer may order and effect the removal of the motorized and/or non-traditional vehicle from the street or other public place and may cause it to be impounded and stored, as provided for in this chapter, and any action against or charges assessed against or paid by or for the person as a result of impounding and storage shall be wholly distinct from and independent of any offense and penalty which may be assessed against and paid by or for the person.

(J) Any and all sums collected in excess of the expenses incurred for towing and/or storage of an impounded motorized and/or non-traditional vehicle shall be deposited into the local law enforcement continuing education fund for expenditure in compliance with the ordinance creating said fund.

(K) Except as otherwise provided in this chapter, whoever violates any provisions of this chapter shall be fined not more than \$200. Whoever violates any provision of this chapter, and whose motorized and/or non-traditional vehicle has been impounded, towed in, and stored pursuant to this chapter's provisions, in addition to and independent of the payment of all aforesaid costs and charges incurred by

the tow-in, impounding and storage, shall complete a tow/impound release form and pay the sum of \$20 before said motorized and/or non-traditional vehicle shall be released. Each violation shall constitute a separate offense in addition to any separate charges incurred by reason of each separate offense.
(Ord. 2010-3A, passed 4-5-10; Am. Ord. 2014-4A, passed 4-21-14)

' 71.06 ADDITIONAL PARKING PROVISIONS.

(A) *Non-motorized vehicle parking.* Non-motorized vehicles may not park upon the streets, alleyways or easements within the town for more than 72 hours.

(B) *Parking of registered vehicles.* Properly registered vehicles may not park upon the streets, alleyways or easements within the town for no more than 14 consecutive days.

(C) *Time limitation.* Vehicles may not park on Main Street between Pearl Street and Staat Street for more than two consecutive hours on either side of Main Street from 8:00 a.m. to 6:00 p.m., except on Sunday and all legally recognized holidays.

(D) *Sidewalks and other areas.* No parking on all streets in the town with sidewalks on or across, either the sidewalk or the grassy area between the street or sidewalk.

(E) *Streets without curbs.* No parking on all streets, alleyways and easements within the town with no curbs on the travel portion of said street, alleyway or easement for its entire length.

(F) *Obstruction of Mailbox.* No vehicle shall be parked so that it obstructs access to a mailbox.
(Ord. 2008-11C, passed - -08; Am. Ord. 2014-4A, passed 4-21-14)

' 71.07 VEHICLES OF FIVE TONS OR MORE IN WEIGHT.

Parking is prohibited on all streets, alleyways and easements within the town for all vehicles of five tons or more in weight in excess of 24 consecutive hours in any one location.
(Ord. 2008-11C, passed - -08)

' 71.08 PROPER PARKING REQUIRED.

All vehicles parked within the town shall be parked parallel to the curb facing with the flow of traffic on the side of the street upon which said vehicle is parked and must be parked no more than 12 inches away from the curb, unless said vehicle is parked in area marked for diagonal parking, in which instance said vehicle must be parked facing with the flow of traffic.
(Ord. 2008-11C, passed - -08)

Schedule

- I. Speed limits
 - II. One-way traffic designations
 - III. No exit alleys
 - IV. Preferential streets
- CHAPTER 72: TRAFFIC SCHEDULES**

SCHEDULE I. SPEED LIMITS.

(A) No person may operate a motor vehicle on any town residential street in excess of a speed of 25 miles per hour.

(B) No person may operate a motor vehicle on the specified arterial streets in excess of a speed of 30 miles per hour. The specified arterial streets are:

(1) East Garden Street: beginning approximately 275 feet east from the intersection of Garden Street and Poplar Street and proceeding east to municipal limits of the town.

(2) West Garden Street: beginning at the intersection of State Road 67 and Garden Street and proceeding west and continuing to municipal limits of the town.

(3) Maple Street: beginning at the intersection of Garden Street and Maple Street and proceeding south 1,500 feet.

(4) East Ohio Street: beginning approximately 300 feet east of the Emerson Street and Ohio Street intersection and proceeding east to the municipal limits of the town.

(5) Michigan Street from Merrill street to Madison Street.

(6) Merrill Street from Michigan Street north to the point of 500 feet northwest of the intersection of Marie Lane.

(C) No person may operate a motor vehicle on the following specified arterial streets in excess of a speed of 45 miles per hour:

(1) Two hundred west from Maple Street/Fortville Pike to S.R. 234.

(2) Maple Street from 1,500 feet south of Garden Street to the southern municipal limits of the town.

(D) No person may operate a motor vehicle on the following specified arterial street in excess of a speed of 50 miles per hour:

(1) Merrill Street/Southeastern Ave from the point of 500 feet northwest of the intersection of Marie Lane to the county line.

(E) No person may operate any street in Memorial Park in excess of a speed of 15 miles per hour.

(F) A School zone is designated from the intersection 200 West and S.R. 234 proceeding 2,700 feet North along 200 west. No person may operate a motor vehicle within the specified school zone from 7 a.m. to 4 p.m. Monday thru Friday when school is in session in excess of 25 miles per hour.

(`87 Code, ' 8-26) (Ord. 1983-6B, passed 6-28-83; Am. Ord. 1993-9A, passed 9-14-93; Am. Ord. 2000-10B, passed - -00; Am. Ord. 2001-7A, passed - -01; Am. Ord. 2002-6A, passed 7-24-02; Am. Ord. 2011-6A, passed 7-5-11; Am. Ord. 2017-6E, passed 7-3-17)

SCHEDULE II. ONE-WAY TRAFFIC DESIGNATIONS.

(A) There shall be one-way traffic only on the following streets:

(1) Mill Street from Main Street to Merrill Street, westbound traffic only;

(2) Vehicular traffic on Main Street shall move only south between State Road No. 67 and Garden Street;

(3) The alley beginning immediately north and east of the railroad tracks on Main Street is designated as a one-way alley running from Main Street to Staat Street.

(B) Any person found to be in violation of this schedule shall be fined in an amount as determined by ' 10.99.

(' 87 Code, ' 8-39) (Ord. 1963-, passed 3-12-63; Ord. 1969-7A, passed 7-8-69; Am. Ord. 1994-5A, passed 5-10-94)

SCHEDULE III. NO EXIT ALLEYS.

(A) No motor vehicle traveling in a southerly direction may enter State Road 67 from the alley located between Main Street and Oak Street.

(B) Any person found to be in violation of this section shall be fined in an amount determined by ' 10.99.

(Ord. 1989-3A, passed 3-28-89)

SCHEDULE IV. PREFERENTIAL STREETS.

(A) The streets set out in Column A are preferential through streets. The streets set out in Column B shall come to a complete stop and yield the right-of-way to vehicles traveling streets set out in Column A.

<i>Column A</i>	<i>Column B</i>
200 West	900 North
200 West	925 North
200 West	Orchard Drive
Alden Dr.	Holiday Dr.
Alden Dr.	Laurel Dr.
Alden Dr.	Sunset Ln.
Beacon Point Ln.	Bluff Creek Dr.
Beacon Point Ln.	Breakers Ln.
Beacon Point Ln.	Lighthouse Dr.
Bluff Creek Dr.	Flatrock Blvd.
Broadway St.	300 West
Broadway St.	Elm St.
Broadway St.	Emerson Dr.
Broadway St.	Flint Blvd.
Broadway St.	Garden St.
Broadway St.	Garden St./96th St.
Broadway St.	High St.
Broadway St.	Industrial Dr.
Broadway St.	Linda Dr.
Broadway St.	Madison St.
Broadway St.	Main St.
Broadway St.	McCarty St.
Broadway St.	Merrill St.
Broadway St.	Motel Dr.
Broadway St.	Oak St.
Broadway St.	Ohio St.
Broadway St.	Poplar St.

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<i>Column A</i>	<i>Column B</i>
Broadway St.	Walnut St.
Brooks Dr.	Berkley Dr.
Carolina St.	School St.
Center St.	Monroe St.
Center St.	Vera Ct.
Church St.	School St./Veterans Ct.
Commerce Pkwy.	Business Park Dr.
Delaware St.	Center St.
Delaware St.	Peony St.
Delaware St.	Tulip St.
Emerson Dr.	Linda Dr.
Emerson Dr.	Motel Dr.
Flint Blvd.	Pebble Dr.
Garden St.	300 West
Garden St.	Flatrock Blvd.
Garden St.	Main St.
Garden St.	Merrill St.
Garden St.	Oak St.
Garden St.	Peach Blossom Dr.
Garden St.	Poplar St.
Garden St.	Staat St.
Garden St.	Swan Dr.
Garden St./96th St.	Garden St.
Holiday Dr.	Bradley Dr.
Industrial Dr.	Commerce Pkwy.
Leland St.	Carolina St.
Leland St.	Church St.
Leland St.	Illinois St.
Leland St.	Monroe St.
Leland St.	Ohio St.
Leland St.	Virginia St.

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Traffic Schedules

<i>Column A</i>	<i>Column B</i>
Madison St.	Alden Dr.
Madison St.	Brooks Dr.
Madison St.	Delaware
Madison St.	Hamilton St.
Madison St.	Illinois St.
Madison St.	Michigan St.
Madison St.	Mill St.
Madison St.	Monroe St.
Madison St.	Pearl St.
Madison St.	Staat St.
Madison St.	Vera Ct.
Main St.	Church St.
Main St.	High St.
Main St.	Mill St.
Main St.	Noel Ave
Main St.	Oak St.
Main St.	Ohio St.
Main St.	Park St.
Main St.	Pearl St.
Main St.	Staat St.
Maple St.	Garden St.
Maple St.	High St.
Maple St.	Main (Pearl) St.
Maple St.	Park St.
Maple St.	Saundra Dr.
Maple St./Fortville Pike	200 West
Maple St./Fortville Pike	950 North
McCarty St.	Mill St.
Merrill St.	High St.
Merrill St.	Marie Ln.
Merrill St.	Michigan St.

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<i>Column A</i>	<i>Column B</i>
Merrill St.	Mill St.
Michigan St.	Center St.
Michigan St.	Leland St.
Michigan St.	Main St.
Michigan St.	School St.
Mill St.	Ash St.
Mill St.	Noel Ave.
Mill St.	Poplar St.
Mill St.	Walnut St.
New York St.	Leland St.
New York St.	Mendora St.
New York St.	Tulip Way
Oak St.	High St.
Oak St.	Park St.
Ohio St.	Business Park Dr.
Ohio St.	Church St.
Ohio St.	Emerson Dr.
Ohio St.	Noel Ln.
Ohio St.	School St.
Peach Blossom Dr.	Cherry Blossom Ln.
Pearl St.	Ash St.
Pearl St.	Elm St.
Pearl St.	Noel Ave.
Pearl St.	Poplar St.
Pearl St.	Walnut St.
Pebble Dr.	Boulder Ln.
Pebble Dr.	Shale Dr.
Peony St.	Virginia St.
Poplar St.	High St.
Poplar St.	Park St.
S.R. 234	300 West
Saundra Dr.	Peach Blossom Dr.

Traffic Schedules

<i>Column A</i>	<i>Column B</i>
Shale Dr.	Flint Blvd.
Staat St.	Leland St.
Staat St.	McCarty St.
Staat St.	Noel Ave.
Staat St.	School St./Veterans Ct.
Swan Dr.	Bridge Ct.
Swan Dr.	Garden Ct.
Swan Dr.	Saundra Dr.
Swan Dr.	Swan Ct.
Walnut St.	High St.

(B) All vehicles entering the intersections of the following streets shall come to a complete stop and yield the right-of-way to any motor vehicle already in the intersection:

<i>INTERSECTION</i>
Berkley Dr. and Alden Dr.
Brooks Dr. and Holiday Dr.
Church St. and McCarty St.
Delaware St. and Leland St.
Hamilton St. and Center St.
Hamilton St. and Leland St.
Illinois St. and Center St.
Laurel Ln. and Brooks Dr.
Main St. and Carolina St.
Main St. and Delaware St.
Merrill St. and Church St.
Ohio St. and Merrill St.
Ohio St. and Staat St.
Pearl St. and Oak St.
Staat St. and Merrill St.
Sunset Ln., Brooks Dr., Holiday Dr.
Thomas Point Dr. and Beacon Point Ln.

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(C) All non-paved streets of 15 feet width or less are designated as alleys. All vehicles traveling on an alley shall come to a complete stop and yield the right-of-way to vehicles traveling any street.

(D) All paved streets of 15 feet width or less are designated as minor streets. All vehicles traveling on a minor street shall come to a complete stop and yield the right-of-way to vehicles traveling any street.

(E) Any person found in violation of this section shall be fined in an amount determined by ' 10.99. (Ord. 2000-4A, passed 4-25-00; Am. Ord. 2002-6B, passed 6-11-02; Am. Ord. 2011-6B, passed 7-5-11; Am. Ord. 2012-11A, passed 11-19-12)

Schedule

- I. Parking regulations **CHAPTER 73: PARKING SCHEDULES**
- II. Large vehicle parking regulations
- III. Two-hour parking limits
- IV. Parallel parking
- V. Parking prohibited during certain hours

SCHEDULE I. PARKING REGULATIONS.

There shall be no parking in the parking areas located on the following named streets in the Town of Fortville:

<i>Street Intersection</i>	<i>Parking Regulation</i>
300 block West Staat Street	No parking 150 feet west and east of the curve on both sides of street.
Alden Drive (north side)	No parking.
Ash Street	No parking on the west side from Mill Street to Pearl Street.
Beacon Point Lane	No parking on the east side.
Berkley Drive (west side)	No parking.
Bluff Creek Drive	No parking on the north side.
Bradley Drive	No park on either side from Holiday Drive 140 feet to the west.
Breakers Lane;	No parking on the north side.
Brooks Drive (north side)	No parking.
Brooks Drive (south side)	No parking 50 feet either direction from the intersection of Laurel Lane and Brooks Drive.

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<i>Street Intersection</i>	<i>Parking Regulation</i>
Center Street	No parking on the west side from Michigan Street to Delaware Street.
Church Street (south side)	No parking between McCarty Street and Main Street.
East Staat Street (north side)	No parking from Main Street to first alley east.
Flatrock Blvd	No parking on the west side.
Holiday Drive (north and west sides)	No parking.
Laurel Drive (west side)	No parking
Leland Street	No parking on the east side from Hamilton Street to Delaware Street.
Leland Street	No parking on the west side 100 feet north of Hamilton Street.
Leland Street	No parking on the west side 100 feet north of Hamilton Street.
Leland Street (east side)	No parking from Staat Street to Ohio Street.
Light House Drive	No parking on the south side.
Main Street (west side)	No parking between SR 67 and Garden Street.
Main Street	No parking from 4:00 a.m. to 6:00 a.m from Pearl Street to Church Street, both sides.
Maple Street	No parking between Main Street and SR 67.
Maple Street	No parking from SR 67 to town limits.
McCarty Street	No parking on the east side from SR 67 to Mill Street.
McCarty Street (west side)	No parking 25 feet South of Mill Street.
McCarty Street (west side)	No parking from SR 67 North to 300 South McCarty.

Parking Schedules

<i>Street Intersection</i>	<i>Parking Regulation</i>
Merrill Street	No parking either side from Ohio Street to Michigan Street.
Merrill Street (west side)	No parking from CSX Railroad to Stottlemeyer Ditch.
Merrill Street	No parking either side 50 feet south of SR 67.
Merrill Street	No parking on west side from SR 67 to CSX Railroad.
Michigan Street	No parking on the south side.
Mill Street	No parking either side from Main Street to Oak Street.
Mill Street (north side)	No parking between Oak Street and Madison Street.
Mill Street at Madison Street	No parking 100 feet from the intersection.
Mill Street	No parking from Merrill Street to Baker Street.
Ohio Street	No parking on the north and south sides from Main Street to Merrill Street.
Ohio Street (south side)	No parking from Merrill Street to 300 feet west of Merrill Street.
Ohio Street	No parking west of Merrill Street to Fortville town limits.
Old Bridge Addition and Blossom Trace Addition	One side parking as designated by signage.
Park Street	No parking on the south side from Walnut Street to Poplar Street.
Park Street	No parking on the north side from Walnut Street to 45 feet west.
Pearl Street (south side)	No parking between Main Street and Noel Avenue.
Poplar Street and SR 67	No parking 50 feet from the intersection on the North and South sides of SR 67.
Poplar Street	No parking from Garden Street North to 50 feet north of the curve.

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<i>Street Intersection</i>	<i>Parking Regulation</i>
Sandy Point Lane	No parking on the west side.
Staat Street (north side)	No parking west from Main Street to Jackson Ditch.
Sunset Lane (west side)	No parking.
Thomas Point Drive	No parking on the north side.
Veteran's Court (west side)	No parking between Staat Street and Church Street.
Walnut Street	No parking on the west side from Mill Street to SR 67.
Walnut Street	No parking on the west side from SR 67 to Park Street.
Wyndstone subdivision	No parking except for one side parking as designated by signage.
All streets in the Town of Fortville with no curbs	No parking on the travel portion of the roadway.
All streets in the Town of Fortville with sidewalks	No parking on or across either the sidewalk or the grassy area between street and sidewalk.
No parking of any non-motorized vehicles for more than 72 consecutive hours.	
No parking of properly registered vehicles on town streets for two consecutive weeks.	
Parking prohibited on town streets of vehicles of five tons in weight and above for not more than 24 hours in one location.	

(Ord. 2000-9A, passed - -00; Am. Ord. 2002-12C, passed 1-14-03; Am. Ord. 2003-7B, passed 7-29-03; Am. Ord. 2008-11C, passed - -08; Am. Ord. 2016-7C, passed 8-1-16)

SCHEDULE II. LARGE VEHICLE PARKING REGULATIONS.

No vehicle with an overall length of more than 25 feet shall park on either side of Main Street between Pearl Street and Church Street, except for the purpose of loading or unloading.
(`87 Code, ' 8-6) (Ord. 1963-, passed 3-12-63)

SCHEDULE III. TWO-HOUR PARKING LIMITS.

There shall be a two hour parking limit from 8:00 a.m. to 6:00 p.m. on all days except Sunday and legal holidays at the locations on the following named streets:

(A) Both sides of Main Street, between Church Street and Broadway Street, excepting the parking area on the east side of Main Street, between Pearl Street and Highway No. 67, and excepting the parking area in front of the United States Post Office located on the west side of Main Street between Staat Street and Church Street, and excepting the parking area on the east side of Main Street between Staat Street and Church Street;

(B) The north side of Staat Street from Merrill Street to School Street, except at such times and places as no parking is permitted under Schedule I.
(`87 Code, ' 8-7) (Ord. 1963-, passed 3-12-63)

SCHEDULE IV. PARALLEL PARKING.

All motor vehicles must be parked parallel to the curb and facing with the flow of traffic on the side of the street upon which it is parked on all streets in the town and must be parked within 12 inches of the curb. In areas marked for diagonal parking, motor vehicles must be parked in such places facing with the flow of traffic.

(Ord. 2000-9A, passed - -00; Am. Ord. 2002-12C, passed 1-14-03; Am. Ord. 2016-7C, passed 8-1-16)

SCHEDULE V. PARKING PROHIBITED DURING CERTAIN HOURS.

(A) There shall be no parking on any posted street on Thursdays from 3:00 a.m. to 6:00 a.m. and on Fridays from 3:00 a.m. to 6:00 a.m.

(B) There shall be no parking on Main Street from 3:00 a.m. to 6:00 a.m. on Fridays between Church Street and Pearl Street.

(`87 Code, ' 8-14) (Ord. 1964-, passed 7-7-64; Ord. 1971-11A, passed 11-9-71)

Section

74.01 Application

74.02 Definition

74.03 Golf cart specifications

74.04 Operation

74.05 Violations

CHAPTER 74: NON-TRADITIONAL VEHICLE REGULATIONS

' 74.01 APPLICATION.

This chapter shall apply to the operation of golf carts on town roadways within the corporate limits of the Town of Fortville.

(Ord. 2017-6D, passed 7-3-17)

' 74.02 DEFINITION.

The following term shall apply to this chapter as written unless context indicates or requires a difference meaning.

GOLF CART. An electric or gas vehicle that was originally designed and manufactured for operation on a golf course for sporting or recreational purposes and is not capable of exceeding speeds of 35 mph and does not include other "non-traditional vehicles" such as ATVs or utility vehicles, Segway's, scooters, or any other motorized vehicle that is not a golf cart and is not otherwise allowed by Indiana law to be operated on a public street or roadway.

(Ord. 2017-6D, passed 7-3-17)

' 74.03 GOLF CART SPECIFICATIONS.

All golf carts shall comply with the following:

(A) Golf carts shall be equipped with headlights, a rear-view mirror, taillights, turn signals and braking system. Golf carts must include the following:

(1) Reflective slow moving vehicle sign;

(2) *Rear flashing light.* Between the hours of sunset and sunrise the rear flashing light must be operational.

(B) All golf carts to be operated on town roadways must be inspected by the Fortville Police Department for compliance with this chapter. The Fortville Chief of Police is authorized to develop, implement and enforce those policies, procedures and forms necessary to assure compliance with this chapter of golf carts and operators for use on town roadways. The Fortville Chief of Police is specifically authorized to develop those policies and procedures necessary to maximize the safety of persons and property and protect the interests of the town. Inspections remain valid for two years. Golf carts that pass inspection shall display a permit sticker on the right rear fender issued by the town the cost of inspection will be \$25 for a two-year permit.

(C) Only golf carts described, equipped and insured as described in this section, shall be allowed to operate within the Fortville town limits.
(Ord. 2017-6D, passed 7-3-17)

' 74.04 OPERATION.

(A) Operators of golf carts within the corporate limits must be at least 16 years of age, possess a valid driver's license and be insured by liability insurance in an amount not less than the minimum the State of Indiana requires for automobiles.

(B) Operators of golf carts within the corporate limits shall obey all Indiana traffic laws, yield the right of way to all pedestrians and bicycles and are only permitted to operate upon roadways with a speed limit of 30 mph or less. Crossing of roadways with speed limits in excess of 30 mph is permitted only where normal vehicular traffic would cross.

(C) Golf carts are not permitted on any town owned or operated sidewalk, trail, walking path or perimeter trail unless posted for golf cart use. Golf carts are not to be used in any Town of Fortville Park, without prior written permission from the Town Manager or Chief of Police. Notwithstanding the foregoing, properly registered golf carts may be operated on town streets and roads within the parks.

(D) This chapter shall not apply to public or private golf courses, construction sites, retail golf cart outlets or operation upon private property.

(E) Golf carts may not be operated on public roadways during inclement weather such as rain, fog, or when there is an accumulation of ice or snow on the ground. A golf cart may only accommodate as many passengers as originally designed.

(F) *Exception.* Golf carts, gators, or any type of vehicle operated, owned or used by the Town of Fortville/ Government entities or employees' of the town for the use of official business are exempt from compliance of the inspection and registration fees.
(Ord. 2017-6D, passed 7-3-17)

' 74.05 VIOLATIONS.

(A) Golf carts shall be subject to the Town of Fortville's traffic and parking regulations as contained in the Code of Ordinances of the Town of Fortville, Indiana, in addition to all rules and regulations of the State of Indiana as contained within the statutes of said state.

(B) The following shall constitute a violation of this section, subject to the penalties provided in ' 11.02 - Penalty Schedule of the Code of Ordinances of the Town of Fortville, Indiana:

- (1) Operation of a golf cart that is not registered with the town pursuant to this chapter.
- (2) Operation of a golf cart by a person younger than 16 years of age.
- (3) Operation of a golf cart by a person without a valid Indiana driver's license or a valid driver's license issued by another state or recognized authority.
- (4) Operation of a golf cart in a reckless manner.
- (5) Operation of a golf cart without valid insurance.
- (6) Operation of a golf cart without all required equipment, as provided by this chapter.
- (7) Operations of a golf cart on Broadway Street (State Road 67) and Madison Street (State Road 13) except when necessary to cross Broadway Street or Madison Street at an intersection of a town street. Operations of a golf cart on Broadway Street (State Road 67) and Madison Street (State Road 13) except when necessary to cross Broadway Street or Madison Street at an intersection of a town street.
- (8) Operation of a non-traditional vehicle on roads, public right-of-way, or within the parks in the town limits.
(Ord. 2017-6D, passed 7-3-17)

