

CHAPTER 1

TRAFFIC

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5-1-1: STATUTE ADOPTED:

A. Authority To Adopt: Pursuant to sections 15-1-119 and section 15-1-120 Wyoming Statutes, any city or town may adopt by reference, all or part of title 31, Wyoming Statutes and amendments thereto, being the uniform act regulating traffic on highways.

B. Adoption: Pursuant to the authority granted in subsection A of this section, the town council does hereby ordain that Wyoming Statutes sections 31-5-101 through 31-5-1214 are hereby adopted by reference. (Ord. 402, 9-5-1978; amd. Ord. 436, 1-3-1983; Ord. 448, 1-7-1985; 2003 Code)

5-1-2: AUTHORITY OF POLICE AND FIRE DEPARTMENT OFFICIALS:

A. Enforce Traffic Laws: It shall be the duty of the officers of the police department or such officers as are assigned by the chief of police to enforce all street traffic laws of this town and all of the state vehicle laws applicable to street traffic in this town.

B. Direct Traffic: Officers of the police department or such officers as are assigned by the chief of police are hereby authorized to direct all traffic by voice, hand, or signal in conformance with traffic

laws; provided, that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require, notwithstanding the provisions of the traffic laws.

C. Fire Scene: Officers of the fire department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity. (Ord. 330, 12-5-1960)

5-1-3: DRIVER'S LICENSE REGULATIONS:

A. License Required: No person, unless exempt under the Wyoming driver's license act, shall drive, steer or exercise any degree of physical control of any motor vehicle or a vehicle being towed by a motor vehicle upon any street, alley or highway within the town unless the person has been issued a driver's license for the class and type and applicable endorsements valid for the motor vehicle by the issuing agency of their state or government.

B. Carrying And Displaying: Every licensee shall have his driver's license in his possession at all times when operating a motor vehicle and shall display the license upon demand of any judicial officer, municipal court judge, any officer or agent of the division or any police officer as defined in Wyoming Statutes 31-5-102(a) (xxxiii). However, no person charged with violating this subsection shall be convicted if he produces in court a driver's license previously issued to him and valid at the time of his arrest. For purposes of this section "display" means the surrender of his license to the demanding officer. After examination the officer shall return the license to the licensee except as provided in Wyoming Statutes subsection 31-5-1205(k).

C. Unlawful Use Of License: It is an unlawful use of a license and is a misdemeanor for any person to:

1. Display or permit to be displayed, or have in his possession any canceled, revoked, fictitious or fraudulently altered driver's license;

2. Lend his driver's license to any other person or knowingly permit its use by another;

3. Display or represent as one's own any driver's license not issued to him; or

4. Fail or refuse to surrender to any peace officer, or to the Wyoming department of transportation upon demand, any driver's license which has been suspended, revoked or canceled.

D. Driving While License Suspended, Revoked Or Canceled:

1. Prohibited: Any person who drives a motor vehicle on any public highway, road, street, alley or parking lot at a time when his privilege to do so is suspended, revoked or canceled by the Wyoming department of revenue and taxation driver's license division or by a similar agency of another state or government is guilty of a misdemeanor.

2. Knowledge Deemed Sufficient: Any person whose privilege to drive has been suspended, revoked or canceled shall be conclusively deemed to have received sufficient knowledge of that fact if any of the following have occurred:

a. Written notice of such fact has been mailed to the person, properly addressed, and postage paid, and has been received;

b. Written notice of that fact is hand delivered to the person by an agent of the state, county or town;

c. Verbal notice is given of that fact to the person by an agent of the state, county, or town;

d. Notice given to that person of that fact over the telephone by an agent of the state, county, or the town.

3. Penalty: Penalties for violation of this subsection are as follows:

First offense	\$269.00 plus court costs
Second offense	360.00 plus court costs
Third and subsequent offenses	750.00 plus court costs

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E. Permitting Unlicensed Person To Drive: No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven or towed upon any road, street, alley or highway by any person who is not licensed for the type and class of motor vehicle to be driven in violation of the provisions of this section. (Ord. 493, 12-7-1993)

5-1-4: TRAFFIC CONTROL DEVICES:

A. Authority To Install: The town council shall place and maintain traffic control signs, signals, and devices when and as required under the traffic ordinances of this town to make effective the provisions of said ordinances, and may place and maintain such additional traffic control devices as it may deem necessary to

regulate traffic under the traffic ordinances of this town or under state law or to guide or warn traffic.

B. Manual And Specifications: All traffic control signs, signals and devices shall conform to the manual and specifications approved by the state highway commission or resolution adopted by the legislative body of this town. All signs and signals required hereunder for a particular purpose shall, so far as practicable, be uniform as to type and location throughout the town. All traffic control devices so erected and not inconsistent with the provisions of state law or this title shall be official traffic control devices.

C. Obedience: The driver of any vehicle shall obey the instructions of any official traffic control device applicable thereto placed in accordance with the provisions of this chapter, unless otherwise directed by a traffic or police officer, subject to the exceptions granted the driver of an authorized emergency vehicle in this chapter¹.

D. Signs Required For Enforcement Purposes: No provision 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.

E. Flashing Signals: Whenever an illuminated flashing red or yellow signal is used in a traffic sign or signal, it shall require obedience by vehicular traffic as follows:

1. Flashing Red (Stop Signal): When a red lens is illuminated with rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked, or, if none, then before entering the intersection, and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.

2. Flashing Yellow (Caution Signal): When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.

F. Display Of Unauthorized Signs, Signals Or Markings:

1. Prohibited: No person shall place, maintain or display upon or in view of any highway an unauthorized sign, signal, marking or device

1. See section 5-1-9 of this chapter.

which purports to be or is an imitation of or resembles an official traffic control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic control device or any railroad sign or signal.

2. Commercial Advertising: No person shall place or maintain nor shall any public authority permit upon any highway any traffic sign or signal bearing thereon any commercial advertising.

3. Directional Information: This section shall not be deemed to prohibit the erection upon private property adjacent to highways, of signs giving useful directional information and of a type that cannot be mistaken for official signs.

4. Declared Public Nuisance: Every such prohibited sign, signal or marking is hereby declared to be a public nuisance, and the authority having jurisdiction over the highway is hereby empowered to remove the same or cause it to be removed without notice.

G. Crosswalks; Safety Zones: The town council is hereby authorized:

1. Crosswalks: To designate and maintain, by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections where in its opinion there is particular danger to pedestrians crossing the roadway and at such other places as it may deem necessary;

2. Safety Zones: To establish safety zones of such kind and character and at such places as it may deem necessary for the protection of pedestrians. (Ord. 330, 12-5-1960)

5-1-5: AUTHORITY TO ALTERNATE DIRECTION OF TRAFFIC:

A. Authority To Designate: The town council is hereby authorized to determine and designate streets, parts of streets or specific lanes thereon upon which vehicular traffic shall proceed in one direction during one period and the opposite direction during another period of the day and shall place and maintain appropriate parking, signs, barriers or other devices to give notice thereof. The town council may erect signs temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the centerline of the roadway.

B. Compliance Required: It shall be unlawful for any person to operate any vehicle in violation of such markings, signs, barriers or other devices so placed in accordance with this section. (Ord. 330, 12-5-1960)

5-1-6: STOPPING, STANDING OR PARKING:

A. Specific Places Prohibited: Except when necessary to avoid conflict with other traffic or in compliance with the law or the directions of a police officer or traffic control device, in any of the following places, no person shall:

1. Stop, stand or park a vehicle:

a. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

b. On a sidewalk.

c. Within an intersection;

d. On a crosswalk;

e. Between a safety zone and the adjacent curb or within thirty feet (30') of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;

f. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;

g. Upon any bridge or other elevated structure upon a highway, or within a highway tunnel;

h. On any railroad tracks;

i. On any controlled access highway;

j. In the area between roadways of a divided highway, including crossovers;

k. At any place where official traffic control devices prohibit stopping.

2. Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers:

a. In front of a public or private driveway;

b. Within fifteen feet (15') of a fire hydrant;

c. Within twenty feet (20') of a crosswalk at an intersection;

d. Within twenty feet (20') upon the approach to any flashing signal, stop sign, yield sign or traffic control signal located at the side of a roadway;

e. Within twenty feet (20') of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy five feet (75') of the entrance when properly signposted;

f. At any place where official traffic control devices prohibit standing.

3. Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers:

a. Within fifty feet (50') of the nearest rail of a railroad crossing;

b. At any place where official traffic control devices prohibit parking. (2003 Code)

4. Park any vehicle upon a street, other than an alley, in such a manner or under such conditions as to leave available less than ten feet (10') of the width of the roadway for free movement of vehicular traffic; and shall never park in any left hand turn-in slot in any median strip.

5. Park a vehicle within an alley in such a manner or under such conditions as to leave available less than ten feet (10') of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand, or park a vehicle within an alley in such position as to block the driveway entrance to any abutting property. (Ord. 330, 12-5-1960)

B. Moving Vehicle Into Prohibited Area: No person shall move a vehicle not lawfully under his control into any prohibited area or away from a curb such distance as is unlawful. (2003 Code)

5-1-7: METHOD OF PARKING:

A. Standing Or Parking Close To Curb: Except as otherwise provided in this section, 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 inches (18") of the right hand curb.

B. Signs Or Markings Indicating Angle Parking:

1. Designation: The town council shall determine upon what streets angle parking shall be permitted and shall mark or sign such streets but such angle parking shall not be indicated upon any federal aid or state highway within this town unless the state highway commission has determined by resolution or order entered in its minutes that the roadway is of sufficient width to permit angle parking without interfering with the free movement of traffic.

2. Passing On Left Prohibited: Angle parking shall not be indicated or permitted at any place where passing traffic would thereby be caused or required to drive upon the left side of the street.

C. Obedience Required: On those streets which have been signed or marked by the town council for angle or parallel parking, no person shall park or stand a vehicle other than at the angle or within the area indicated by such signs or markings.

D. Loading Or Unloading At Angle To Curb:

1. Permit Required: The chief of police is authorized to issue special permits to permit the backing of a vehicle to the curb for the purpose of loading or unloading merchandise or materials subject to the terms and conditions of such permit. Such permits may be issued either to the owner or lessee of real property or to the owner of the vehicle and shall grant to such person the privilege as therein stated and authorized herein.

2. Violation Prohibited: It shall be unlawful for any permittee or other person to violate any of the special terms or conditions of any such permit. (Ord. 330, 12-5-1960)

5-1-8: LOADING OR UNLOADING:

A. Designation Of Curb Loading Zones: The town council is hereby authorized to determine the location of passenger and freight curb loading zones and shall place and maintain appropriate signs indicating the same and stating the hours during which the provisions of this section are applicable.

B. Permits For Curb Loading Zones:

1. Application: The town council shall not hereafter designate or sign any curb loading zone upon special request of any person unless such person makes application for a permit for such zone and for two (2) signs to indicate the ends of each such zone.

2. Service Fee; Costs: The town council, upon granting a permit and issuing such signs, shall collect from the applicant and deposit in

the town treasury a service fee of ten dollars (\$10.00) plus costs per vehicle space per year or fraction thereof and may by general regulations impose conditions upon the use of such signs and for reimbursement to the town for the value thereof in the event of their loss or damage and their return in the event of misuse or upon expiration of permit.

3. Term: Every such permit shall expire at the end of one year.

C. Use Of Passenger Curb Loading Zone: No person shall stop, stand, or park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers in any place marked as a passenger curb loading zone during hours when the regulations applicable to such curb loading zone are effective, and then only for a period as provided on signs. (Ord. 330, 12-5-1960)

5-1-9: AUTHORIZED EMERGENCY VEHICLES:

A. Power To Exercise Privileges: The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspended violator of the law or when responding to but not upon returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

B. Privileges Granted: The driver of an authorized emergency vehicle may:

1. Park or stand, irrespective of the provisions of this title;
2. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;
3. Exceed the maximum speed limit so long as he does not endanger life or property;
4. Disregard regulations governing direction of movement or turning in specified directions.

C. Audible Signal And Red Light: The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any said vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light visible under normal atmospheric conditions from a distance of five hundred feet (500') to the front of such vehicle, except that an authorized emergency vehicle operated as a police vehicle need not be equipped with or display a red light visible from in front

of the vehicle.

D. Duty To Drive With Due Regard For Safety: The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others. (Ord. 330, 12-5-1960)

5-1-10: FUNERAL OR OTHER PROCESSIONS:

No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion. This provision shall not apply at intersections where traffic is controlled by traffic control signals or police officers. (Ord. 330, 12-5-1960)

5-1-11: DRIVING ON SIDEWALKS:

The driver of a vehicle shall not drive within any sidewalk area except at a permanent or temporary driveway. (Ord. 330, 12-5-1960)

5-1-12: WEIGHT LIMITS:

A. Restricted Area: All trucks, cars, or other automotive vehicles, including tractor trailers, may not travel over B Street in the town between Fifth and Ninth Streets, unless the total weight of such a vehicle, including any load or loads thereon, is less than sixteen (16) tons.

B. Penalty: Any person convicted of violating the foregoing provision shall be subject to penalty as provided in section 1-4-1 of this code. (Ord. 466, 9-8-1987; amd. 2003 Code)

5-1-13: NOISE AND EXCESSIVE FUMES:

A. Mufflers:

1. Required: Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive and unusual noise and annoying smoke.

2. Cutout, Bypass Or Similar Device: No person shall use a muffler cutout, bypass or similar device upon a motor vehicle on the streets or highways.

B. Excessive Fumes Or Smoke: The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke. (Ord. 356, 2-5-1968)

5-1-14: CARELESS DRIVING:

Whoever shall operate a motor vehicle upon the streets, alleys or highways of the town in disregard for width, curves, traffic or general use of such street, alley or highway, and attending circumstances, so as to endanger life, safety or property of other persons shall be guilty of careless driving. (Ord. 356, 2-5-1968)

5-1-15: SPEED OR ACCELERATION CONTEST OR EXHIBITION:

A. Contest Or Exhibition: No person shall engage in any motor vehicle speed or acceleration contest, or exhibition of speed or acceleration of speed on any road, alley, street, highway or property owned by the town without the approval of such use by the governing body in charge of said road, alley, street, highway or property of the town.

B. Placement Of Barricades Or Obstructions: No person shall, for the purposes of facilitating or aiding or as an incident to any motor vehicle speed or acceleration contest or exhibition of acceleration upon a road, alley, street, highway or property of the town in any manner obstruct or place or assist in placing any barricade or obstruction upon any road, alley, street, highway or property of the town without prior approval of such use by the governing body of the said road, alley, street, highway or the property of the town.

C. Penalty: Any person who violates this section shall, upon conviction, be fined not less than:

First offense	\$100.00 plus court costs
Second offense	250.00 plus court costs
Third and subsequent offenses	750.00 plus court costs

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(Ord. 493, 12-7-1993)

5-1-16: WHERE VEHICULAR TRAFFIC PROHIBITED:

A. Area Designated: Motor vehicular traffic from the intersection of "C" and Tenth Street, generally westward to the baseball diamond, is hereby prohibited.

B. Signs: Signs shall be established to mark the area where motor

vehicular traffic is prohibited.

C. Restricted Use: Such area shall be restricted for use by bicycles and foot traffic only.

D. Penalty: Any person violating the provisions of this section may be subject to penalty as provided in section 1-4-1 of this code. (Ord. 481, 8-6-1990; amd. 2003 Code)

5-1-17: PENALTY AND PROCEDURE ON ARREST:

A. Fine: Any person violating any of the provisions of this chapter, unless otherwise specified, shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined as provided in section 1-4-1 of this code, plus court costs. (Ord. 493, 12-7-1993; amd. 2003 Code)

B. Forms And Records Of Traffic Citations And Arrests:

1. Traffic Citation Forms: The town clerk-treasurer shall provide books to include traffic citation forms for notifying alleged violators to appear and answer to charges of violating traffic laws and ordinances in the municipal court of this town. Said books shall include serially numbered sets of citations in triplicate in the form prescribed and approved by the town council.

2. Record Of Citation Books; Receipt: The town clerk-treasurer shall issue such books to the chief of police or his duly authorized agent and shall maintain a record of every book so issued and shall require a written receipt for every such book. (Ord. 330, 12-5-1960)

C. Procedure Of Police Officers: Except when authorized or directed under state law to immediately take a person before a magistrate for the violation of any traffic laws, a police officer who halts a person for such violation other than for the purpose of giving him a warning or warning notice and does not take such person into custody under arrest, shall take the name, address, and operator's license number of said person, the registered number of the motor vehicle involved, and such other pertinent information as may be necessary, and shall issue to him, in writing, on a form provided by the town clerk-treasurer a traffic citation containing a notice to answer to the charge against him in the municipal court of this town at a time at least five (5) days after such alleged violation to be specified in said citation. The officer, upon receiving a cash bond from the alleged violator in an amount according to the current uniform bond schedule as set by the Wyoming Supreme Court, which bond shall be forfeited in the event the alleged violator fails to answer as specified in the citation, shall thereupon release such person from custody. (Ord. 330, 12-5-1960; amd. 2003 Code)

D. Citation Deemed Lawful Complaint: In the event the form of citation provided under subsection B of this section includes information and is sworn to as required under the general laws of this state in respect to a complaint charging commission of the offense alleged in said citation to have been committed, then such citation, when filed with a court having jurisdiction, shall be deemed to be a lawful complaint for the purpose of prosecution under this chapter.

E. Failure To Obey Citation: It shall be unlawful for any person to violate his written promise to appear given to an officer upon the issuance of a traffic citation regardless of the disposition of the charge for which such citation was originally issued.

F. Citation On Illegally Parked Vehicle: Whenever any motor vehicle without driver is found parked or stopped in violation of any of the restrictions imposed by ordinance of this town or by state law, the officer finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a traffic citation, on a form provided by the town clerk-treasurer, for the driver to answer to the charge against him within five (5) days during the hours and at a place specified in the citation.

G. Failure To Comply With Traffic Citation Attached To Parked Vehicle: If a violator of the restrictions on stopping, standing or parking under the traffic laws or ordinances does not appear in response to a traffic citation affixed to such motor vehicle within a period of five (5) days, the clerk-treasurer shall send to the owner of the motor vehicle to which the traffic citation was affixed a letter informing him of the violation and warning him that in the event such letter is disregarded for a period of five (5) days a warrant of arrest will be issued.

H. Presumption In Reference To Illegal Parking:

1. Prima Facie Evidence: In any prosecution charging a violation of any law or regulation governing the standing or parking of a vehicle, proof that the particular vehicle described in the complaint was parked in violation of any such law or regulation, together with proof that the defendant named in such 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. Application: The foregoing stated presumption shall apply only when the procedure prescribed in subsections D and E of this section has been followed.

I. Authority To Impound Vehicles:

1. Authority: Members of the police department are hereby authorized to remove a vehicle from a street or highway to the nearest garage or other place of safety or to a garage designated or maintained by the town, under the circumstances hereinafter enumerated:

a. Unattended: When any vehicle is left unattended upon any street where such vehicle constitutes an obstruction to traffic.

b. Disabled As To Constitute Obstruction: When a vehicle upon a highway is so disabled as to constitute an obstruction to traffic and the person or persons in charge of the vehicle are, by reason of physical injury, incapacitated to such an extent as to be unable to provide for its custody or removal.

c. Forty Eight Hour Limit: When any vehicle is left unattended upon Fourth Street between E Street and Myrtle Avenue for a period of more than forty eight (48) hours.

2. Notice: Whenever an officer removes a vehicle from a street as authorized in this section and the officer knows or is able to ascertain from the registration records in the vehicle the name and address of the owner thereof, such officer shall immediately give or cause to be given notice, in writing, to such owner of the fact of such removal and the reasons therefor and of the place to which such vehicle has been removed. In the event any such vehicle is stored in a public garage, a copy of such notice shall be given to the proprietor of such garage. The owner of such vehicle shall be responsible for any storage charges. (Ord. 330, 12-5-1960)

CHAPTER 2

TRAFFIC DURING FIRES

SECTION:

- 5-2-1: Sirens; Lights
- 5-2-2: Right Of Way
- 5-2-3: Riding On Fire Engine, Apparatus Or Vehicle
- 5-2-4: Obstructing Progress
- 5-2-5: Following Fire Apparatus
- 5-2-6: Crossing Fire Hose
- 5-2-7: Remain Specified Distance From Fire
- 5-2-8: False Fire Alarm
- 5-2-9: Penalty !2R!

5-2-1: SIRENS; LIGHTS:

The fire chief and assistant fire chief may have sirens mounted on their vehicles, and all other members a blue blinker light mounted on their vehicles which shall be significant to demand right of way to fires. (Ord. 311, 4-5-1954)

5-2-2: RIGHT OF WAY:

Whenever an alarm of fire is given, all person occupying the streets of the town with wagons, horses, automobiles or vehicles of any description along which it may be necessary for the fire department to travel in repairing to said fire, shall yield the right of way on such streets to the fire department. (Ord. 311, 4-5-1954)

5-2-3: RIDING ON FIRE ENGINE, APPARATUS OR VEHICLE:

No person other than a member of the fire department shall ride upon any fire department vehicles, engine or apparatus when the same is going to or returning from any fire in the town, except such person as authorized or requested to assist at said fire by the chief or assistant chief of the department. (Ord. 311, 4-5-1954)

5-2-4: OBSTRUCTING PROGRESS:

No person shall in any manner impede or obstruct the progress of the fire department or any member thereof while engaged in extinguishing any fire or while going to or returning therefrom. (Ord. 311, 4-5-1954)

5-2-5: FOLLOWING FIRE APPARATUS:

The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than five hundred feet (500') or drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm. (Ord. 330, 12-5-1960)

5-2-6: CROSSING FIRE HOSE:

No vehicle shall be driven over any unprotected hose of a 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 official in command. (Ord. 330, 12-5-1960)

5-2-7: REMAIN SPECIFIED DISTANCE FROM FIRE:

The fire department shall carry the necessary ropes which shall be stretched across the street or alley commanding the fire or at any other place that same may be necessary, at a point of at least one hundred feet (100') from where the fire is located; provided however, that any person or persons owning property inside ropes, or within one hundred feet (100') of location of said fire shall be allowed to go within the said ropes. The fire chief and officers and fire police shall have the power to arrest any person violating this section, except power company, telephone company and gas company employees who will assist in their private capacity. (Ord. 311, 4-5-1954)

5-2-8: FALSE FIRE ALARM²:

No person shall wilfully turn in false fire alarms to cause excitement. (Ord. 311, 4-5-1954)

5-2-9: PENALTY:

Any person violating any section of this chapter shall, upon conviction, be subject to penalty as provided in section 1-4-1 of this code. (Ord. 311, 4-5-1954; amd. Ord. 421, 8-4-1980; 2003 Code)
CHAPTER 3

BICYCLES

SECTION:

- 5-3-1: Prohibited Acts
- 5-3-2: General Rights And Duties Of Riders
- 5-3-3: Number Of Riders
- 5-3-4: Riding On Roadways And Designated Paths
- 5-3-5: Carrying Articles
- 5-3-6: Lamps And Other Equipment
- 5-3-7: Penalty !2R!

5-3-1: PROHIBITED ACTS:

A. Rider: It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter.

2. See also subsection 4-1-12A of this code for false fire alarms and section 4-1-13 for interfering with fire alarm system.

B. Parent Or Guardian: The parent of any child and the guardian of any ward shall not authorize or knowingly permit the child or ward to violate any provision of this chapter. (2003 Code)

5-3-2: GENERAL RIGHTS AND DUTIES OF RIDERS:

Every person propelling a vehicle by human power or riding a bicycle has all of the rights and all of the duties applicable to the driver of any vehicle under Wyoming Statutes title 31, chapter 5, except as to special regulations in this act and except as to those provisions which by their nature can have no application. (2003 Code)

5-3-3: NUMBER OF RIDERS:

No bicycle shall be used to carry more persons at one time than the number for which it is designed or equipped, except that an adult rider may carry a child securely attached to his person in a backpack or sling. (2003 Code)

5-3-4: RIDING ON ROADWAYS AND DESIGNATED PATHS:

A. Use Of Roadway: 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 standing vehicle or one proceeding in the same direction.

B. Riding Abreast: Persons riding bicycles upon a roadway shall not ride more than two (2) abreast except on paths or parts of roadways set aside for the exclusive use of bicycles. Persons riding two (2) abreast shall not impede the normal and reasonable movement of traffic and, on a laned roadway, shall ride within a single lane.

C. Pathways: Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use the path and shall not use the roadway. (2003 Code)

5-3-5: CARRYING ARTICLES:

No person operating a bicycle shall carry any package, bundle or article which prevents the use of both hands in the control and operation of the bicycle. A person operating a bicycle shall keep at least one hand upon the handle bars at all times. (2003 Code)

5-3-6: LAMPS AND OTHER EQUIPMENT:

A. Lights: Every bicycle when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred feet (500') to the front and with a red reflector on the rear of a type approved by the highway department which shall be visible from six hundred feet (600') to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred feet (500') to the rear may be used in addition to the red reflector.

B. Siren Or Whistle: A bicycle shall not be equipped with nor shall any person use upon a bicycle any siren or whistle.

C. Brake: Every bicycle shall be equipped with a brake which will enable the operator to stop the bicycle within twenty five feet (25') from a speed of ten (10) miles per hour on dry, level, clean pavement. (2003 Code)

5-3-7: PENALTY:

Any person violating the provisions of this chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be subject to penalty as provided in section 1-4-1 of this code, and to the impounding of his or her bicycle for a period of not to exceed ninety (90) days, either or both. (Ord. 289, 9-3-1946; amd. 2003 Code)

CHAPTER 4

GOLF CARTS AND OTHER MULTIWHEELED RECREATION VEHICLES

(Rep. by Ord. 564, 3-3-2008)

CHAPTER 5

ABANDONED VEHICLES

SECTION:

5-5-1: Prohibited

5-5-2: Prima Facie Evidence

5-5-3: Removal

5-5-4: Sale Of Abandoned Property

5-5-5: Penalty !2R!

5-5-1: PROHIBITED:

No person shall abandon or leave any vehicle upon any public or private property for such time and under such circumstances as to cause such vehicle to become a nuisance. (Ord. 409, 7-2-1979)

5-5-2: PRIMA FACIE EVIDENCE:

For the purposes of this chapter, any one of the following circumstances existing prior to, or at the time notice is delivered, shall be considered prima facie evidence that a vehicle upon public or private property is an abandoned vehicle constituting a nuisance:

A. Deflated Or Removed Tires: When any of the four (4) tires of the main wheels of such vehicle have been removed or are deflated other than for repair.

B. Main Wheels Removed: When any of the main wheels of the vehicle have been removed, other than for repair.

C. Suspended By Jacks, Blocks Or Other Devices: When such vehicle is totally or partially suspended above the ground by jacks, blocks or any other lifting devices, other than for repair.

D. Current License Plates Or Permits Not Displayed; Exception: When current license plates or valid temporary permits are not displayed on such vehicle; provided, that this shall not apply to vehicles in the possession of licensed dealers for the purpose of sale at the place licensed for such sale.

E. Vehicle Inoperable: When any part of the mechanism of the vehicle has been removed so as to render the vehicle inoperable, other than for repair. (Ord. 409, 7-2-1979)

5-5-3: REMOVAL:

A. Notice: No person in charge or control of any public or private property whether as owner, tenant, occupant, lessee, contract purchaser or otherwise, shall allow any abandoned vehicle which constitutes a nuisance to remain on such property longer than ten (10) days after having received written notice to remove same from the municipality. Notice shall be deemed delivered when deposited in the United States mail, by registered or certified mail, with postage prepaid, and addressed to the owner or occupant of the premises upon which such vehicle rests.

B. Failure To Comply: Upon the failure of the person in charge or

control of such property to remove the vehicle within the allotted time, the municipality may abate the vehicle as a nuisance and collect the costs of such removal in the same manner as provided for the abatement of nuisances generally.

C. The abatement of the nuisance by the municipality shall not relieve the person in charge or control of such property of any penalty imposed for his violation of this chapter by section 5-5-5 of this chapter. (Ord. 409, 7-2-1979)

5-5-4: SALE OF ABANDONED PROPERTY:

A. Ownership Undeterminable: When any vehicle in the town is determined to be abandoned as provided in this chapter, or when any bicycle or motorcycle is left on the streets or alleys of the town and the owner or owners cannot be ascertained, the chief of police shall sell the vehicle and contents, if any, bicycle or motorcycle at public auction to the highest bidder.

B. Notice Of Sale: If such property has a value of less than two hundred dollars (\$200.00), no notice of such sale shall be necessary. If it has a retail value of more than two hundred dollars (\$200.00), notice of said sale shall be published once in the Basin Republican Rustler newspaper, giving a full description of the article of sale.

C. Proceeds Of Sale: All expenses incident to the sale and storage of such property shall be first paid from the receipts from such sale, and any residue shall be paid by the chief of police to the town clerk-treasurer for credit to the general fund. After any vehicle, bicycle or motorcycle has been sold under this section, the former owner or person entitled to possession has no further right, title, claim or interest in or to the article so sold.

D. Proceeds Insufficient To Cover Costs: In the event the reasonable expenses incident to the sale and storage of such article so sold cannot be paid from the receipts of sale, such expenses shall be paid from the general fund of the town.

E. Certificate Of Sale: When any vehicle is sold, the chief of police, at the time of payment of the purchase price, shall execute a certificate of sale in duplicate. The original certificate of sale shall be delivered to the purchaser and the copy shall be retained by the chief of police. The certificate of sale shall contain the name and address of the purchaser, the date of the sale, the consideration paid, a description of the vehicle and a stipulation that no warranty is made as to the condition or title of the vehicle. The purchaser, upon presentation of the certificate of sale to the county clerk of any one of the counties of Wyoming, and payment of

the fees required by law, is entitled to be issued a certificate of title and a registration card for the vehicle.

F. Return Of Sale: The chief of police selling the vehicle shall transmit to the town clerk-treasurer, in duplicate, a return of sale setting forth a description of the vehicle, the purchase price, the name and address of the purchaser, the costs incurred in the sale and the costs and expenses incurred in the removal, preservation and custody of the vehicle.

G. Balance Of Proceeds: The chief of police shall transmit to the town clerk-treasurer the balance of the proceeds of the sale after deducting the costs incurred in the sale and the costs and expenses incurred in the removal, preservation and custody of the vehicle.

H. Suit For Recovery: If any vehicle is removed from any highway or public or private property as provided herein, the owner of such vehicle shall not be permitted to institute, in any court, a suit in law or equity against any police officer or his agents for the recovery of any item in or on said vehicle that may be lost, stolen or damaged resulting therefrom. (Ord. 414, 1-7-1980)

5-5-5: PENALTY:

A. Misdemeanor: It is a misdemeanor for any person to violate or fail to comply with any of the provisions of this chapter.

B. Fine: Every person convicted of a misdemeanor for a violation of any of the provisions of this chapter shall be subject to penalty as provided in section 1-4-1 of this code. (Ord. 409, 7-2-1979; amd. 2003 Code)