

TITLE II – COMMUNITY PROTECTION
 DIVISION 2 – ENFORCEMENT: TRAFFIC CODE

CHAPTER 60
 GENERAL PROVISIONS

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60.01 TITLE. Chapters 60 through 70 of this Code of Ordinances may be known and cited as the “Garwin Traffic Code.”

60.02 DEFINITIONS. Where words and phrases used in the Traffic Code are defined by State law, such definitions apply to their use in said Traffic Code and are adopted by reference. Those definitions so adopted that need further definition or are reiterated, and other words and phrases used herein, have the following meanings:

1. “Business District” means the territory contiguous to and including the following designated streets.
 - A. Main Street from Second Street to Fourth Street;
 - B. Third Street from Main Street to Clark Street.
2. “Park or Parking” means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.
3. “Peace Officer” means every officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulation.
 (Code of Iowa, Sec. 321.1[45])
4. “Residence District” means the territory contiguous to and including a highway not comprising a business, suburban or school district, where forty percent (40%) or more of the frontage on such a highway for a distance of three hundred (300) feet or more is occupied by dwellings or by dwellings and buildings in use for business.
 (Code of Iowa, Sec. 321.1[58])
5. “School District” means the territory contiguous to and including a highway for a distance of two hundred (200) feet in either direction from a school house.
 (Cod of Iowa, Sec. 321.1[59])

6. "Stand or Standing" means the halting of a vehicle, whether occupied or not, otherwise than for the purpose of and while actually engaging in receiving or discharging passengers.
7. "Stop" means when required, the complete cessation of movement.
8. "Stop or Stopping" means when prohibited, any halting of a vehicle, even momentarily, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or traffic control sign or signal.
9. "Suburban District" means all other parts of the city not included in the business, school or residence districts.
(Code of Iowa, Sec. 321.1[60])
10. "Traffic Control Device" means all signs, signals, markings, and devices not inconsistent with this chapter, lawfully placed or erected for the purpose of regulating, warning, or guiding traffic.
(Code of Iowa, Sec. 321.1[62])
11. "Vehicle" means every device in, upon or by which any person or property is or may be transported or drawn upon a public highway, street, or alley.
(Code of Iowa, Sec. 321.1[1])

60.03 ADMINISTRATION AND ENFORCEMENT. Provisions of this chapter and State law relating to motor vehicles and law of the road are enforced by the Police Chief.
(Code of Iowa, Sec. 372.13[4])

60.04 POWER TO DIRECT TRAFFIC. A peace officer, and, in the absence of a peace officer, any officer of the fire department when at the scene of a fire, is authorized to direct all traffic by voice, hand or signal in conformance with traffic laws. In the event of an emergency, traffic may be directed as conditions require, notwithstanding the provisions of the traffic laws.

60.05 TRAFFIC ACCIDENTS: REPORTS. The driver of a vehicle involved in an accident within the limits of the City shall file a report as and when required by the Iowa Department of Public Safety. A copy of this report shall be filed with the City for the confidential use of peace officers and shall be subject to the provisions of Section 321.271 of the Code of Iowa.
(Code of Iowa, Sec. 321.273 and 321.274)

60.06 INVESTIGATION OF TRAFFIC ACCIDENTS. The Police Chief shall investigate all accidents reported. If sufficient evidence of a violation is found, proper action will be taken to punish the violator.
(Code of Iowa, Sec. 372.13[4])

60.07 TRAFFIC ACCIDENTS: STUDIES. Whenever the accidents at any particular location become numerous, the Police Chief shall conduct studies of such accidents and propose remedial measures.

(Code of Iowa, Sec. 372.13[4])

60.08 FILES MAINTAINED. The Police Chief shall maintain a suitable record of all traffic accidents, warnings, arrests, convictions and complaints reported for each driver during the most recent three (3) year period. Such reports shall be filed alphabetically under the name of the driver concerned.

(Code of Iowa, Sec. 372.13[4])

60.09 HABITUAL TRAFFIC VIOLATORS. The Police Chief shall study the cases of all drivers charged with frequent or serious violations of the traffic laws or involved in frequent traffic accidents or any serious accident, and shall attempt to discover the reasons therefore, and shall take whatever steps are lawful and reasonable to prevent the same, or to have the license of such persons suspended or revoked as provided by State law.

(Code of Iowa, Sec. 321.201 – 321.215)

60.10 ANNUAL SAFETY REPORTS. The Police Chief shall prepare annually a traffic report which shall be filed with the Mayor and Council. Such report shall contain information on the number of traffic accidents, the number of persons killed and injured, the number and nature of violations, and other pertinent traffic data including plans and recommendations for future traffic safety activities.

(Code of Iowa, Sec. 372.13[4])

60.11 PEACE OFFICER'S AUTHORITY. Any peace officer is authorized to stop any vehicle to require exhibition of the driver's motor vehicle license, to serve a summons or memorandum of traffic violation, to inspect the condition of the vehicle, to inspect the vehicle with reference to size, weight, cargo, bills of lading or other manifest of employment, tires and safety equipment, or to inspect the registration certificate, the compensation certificate, travel order, or permit of such vehicle.

(Code of Iowa, Sec. 321.492)

60.12 OBEDIENCE TO PEACE OFFICERS. No person shall willfully fail or refuse to comply with any lawful order of direction of any peace officer invested by law with authority to direct, control, or regulate traffic.

(Code of Iowa, Sec. 321.229)

60.13 PARADES REGULATED. No person shall conduct or cause any parade on any street except as provided herein:

1. "Parade" Defined. "Parade" means any march or procession of persons or vehicles organized for marching or moving on the streets in an organized fashion or manner or any march or procession of persons or vehicles represented or advertised to the public as a parade.

2. Permit required. No parade shall be conducted without first obtaining a written permit from the Mayor or Police Chief. Such permit shall state the time and date for the parade to be held and the streets or general route therefore. Such written permit granted to the person organizing or sponsoring the parade shall be permission for all participants therein to parade when such participants have been invited by the permittee to participate therein, No fee shall be required for such permit.
3. Parade Not A Street Obstruction. Any parade for which a permit has been issued as herein required, and the persons lawfully participating therein, shall not be deemed an obstruction of the streets notwithstanding the provisions of any other ordinance to the contrary.
4. Control By Police and Fire Fighters. Persons participating in any parade shall at all times be subject to the lawful orders and directions in the performance of their duties of law enforcement personnel and members of the fire department.