

## CHAPTER 60

### ADMINISTRATION OF TRAFFIC CODE

<b>60.01 Title</b>	<b>60.05 Traffic Accidents: Reports</b>
<b>60.02 Definitions</b>	<b>60.06 Peace Officer's Authority</b>
<b>60.03 Administration and Enforcement</b>	<b>60.07 Obedience to Peace Officers</b>
<b>60.04 Power to Direct Traffic</b>	<b>60.08 Parades Regulated</b>

**60.01 TITLE.** Chapters 60 through 70 of this Code of Ordinances may be known and cited as the “Bondurant 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:

(Code of Iowa, Sec. 321.1)

1. “Business District” means the territory contiguous to and including the following designated streets:
  - A. Main Street SE from Second Street SE to Second Street NE;
  - B. Lincoln Street NE from Second Street NE to the railroad right-of-way;
  - C. Second Street NE from the railroad right-of-way to Grant Street N;
  - D. First Street SE from Lincoln Street SE to Grant Street S.
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 regulations.
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.
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.

6. “Stand” or “standing” means the halting of a vehicle, whether occupied or not, otherwise than for the purpose of and while actually engaged 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.
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.
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, which is intended to accommodate eight or fewer passengers.
12. “Event Vehicle” means limousines, vans, or busses designed to carry nine or more passengers that is transported or drawn upon a public highway, street, or alley.

*(Ordinance No. 17-219)*

**60.03 ADMINISTRATION AND ENFORCEMENT.** Provisions of this Traffic Code and State law relating to motor vehicles and law of the road are enforced by the Polk County Sheriff’s Department.

(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 or accident, 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.

(Code of Iowa, Sec. 102.4 & 321.236[2])

**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 Transportation. 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)

**60.06 PEACE OFFICER'S AUTHORITY.** A peace officer is authorized to stop a vehicle to require exhibition of the driver's license of the driver, 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, log book, 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. A peace officer having probable cause to stop a vehicle may require exhibition of the proof of financial liability coverage card issued for the vehicle.

(Code of Iowa, Sec. 321.492)

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

(Code of Iowa, Sec. 321.229)

**60.08 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 City Administrator. 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. A fee, in accordance with the fee schedule established by resolution of the Council, 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.

**60.09 FINES FOR VIOLATIONS.** The fines for violations of Chapter 60 – 81 shall be those identified on the Schedule attached as Exhibit A to this Ordinance. The penalty for violations not otherwise identified on Exhibit A should be determined in accordance with Section 1.14. (Exhibit A Attached to Ordinance No. 03-230)

## CHAPTER 61

### TRAFFIC CONTROL DEVICES

<b>61.01 Installation</b>	<b>61.04 Standards</b>
<b>61.02 Crosswalks</b>	<b>61.05 Compliance</b>
<b>61.03 Traffic Lanes</b>	

**61.01 INSTALLATION.** The Street Superintendent shall cause to be placed and maintained traffic control devices when and as required under this Traffic Code or under State law or emergency or temporary traffic control devices for the duration of an emergency or temporary condition as traffic conditions may require to regulate, guide or warn traffic. The Street Superintendent shall keep a record of all such traffic control devices.

(Code of Iowa, Sec. 321.255)

**61.02 CROSSWALKS.** The Street Superintendent is hereby authorized, subject to approval of the Council by resolution, to designate and maintain crosswalks by appropriate traffic control devices at intersections where, due to traffic conditions, there is particular danger to pedestrians crossing the street or roadway, and at such other places as traffic conditions require.

(Code of Iowa, Sec. 372.13[4] & 321.255)

**61.03 TRAFFIC LANES.** The Street Superintendent is hereby authorized to mark lanes for traffic on street pavements at such places as traffic conditions require, consistent with the traffic code of the City. Where such traffic lanes have been marked, it shall be unlawful for the operator of any vehicle to fail or refuse to keep such vehicle within the boundaries of any such lane except when lawfully passing another vehicle or preparatory to making a lawful turning movement.

(Code of Iowa, Sec. 372.13[4] & 321.255)

**61.04 STANDARDS.** Traffic control devices shall comply with standards established by The Manual of Uniform Traffic Control Devices for Streets and Highways.

(Code of Iowa, Sec. 321.255)

**61.05 COMPLIANCE.** No driver of a vehicle shall disobey the instructions of any official traffic control device placed in accordance with the provisions of this chapter, unless at the time otherwise directed by a peace officer, subject to the exceptions granted the driver of an authorized emergency vehicle under Section 321.231 of the Code of Iowa.

(Code of Iowa, Sec. 321.256)

## CHAPTER 62

### GENERAL TRAFFIC REGULATIONS

<b>62.01 Violation of Regulations</b>	<b>62.07 Tampering with Vehicle</b>
<b>62.02 Play Streets Designated</b>	<b>62.08 Open Containers in Motor Vehicles</b>
<b>62.03 Vehicles on Sidewalks</b>	<b>62.09 Obstructing View at Intersections</b>
<b>62.04 Clinging to Vehicle</b>	<b>62.10 Reckless Driving</b>
<b>62.05 Quiet Zones</b>	<b>62.11 Careless Driving</b>
<b>62.06 Funeral Processions</b>	<b>62.12 Engine Brakes and Compression Brakes</b>

**62.01 VIOLATION OF REGULATIONS.** Any person who willfully fails or refuses to comply with any lawful order of a peace officer or direction of a fire department officer during a fire, or who fails to abide by the applicable provisions of the following Iowa statutory laws relating to motor vehicles and the statutory law of the road is in violation of this section. These sections of the Code of Iowa are adopted by reference and are as follows:

1. Section 321.17 – Misdemeanor to violate registration provisions.
2. Section 321.20B – Proof of security against liability (accident related).
3. Section 321.20B – Proof of security against liability (non-accident related).
4. Section 321.25 – Improper use of registration card.
5. Section 321.32 – Registration card, carried and exhibited.
6. Section 321.34 – Registration violation
7. Section 321.37 – Display of plates.
8. Section 321.38 – Plates, method of attaching, imitations prohibited.
9. Section 321.45 – Failure to transfer title.
10. Section 321.46 – Violation of new title/registration/upon transfer.
11. Section 321.79 – Intent to injure.
12. Section 321.91 – Penalty for abandonment.
13. Section 321.98 – Operation without registration.
14. Section 321.99 – Fraudulent use of registration.
15. Section 321.104 – Operating with cancelled title or suspended registration.

16. Section 321.104 – Failure to surrender plate/title/registration.
17. Section 321.174 – Operators licensed.
18. Section 321.174A – Operation of motor vehicles with expired license.
19. Section 321.178 – Use of electronic communication device while driving.
20. Section 321.180 – Instruction permits.
21. Section 321.180B – Graduated driver’s licenses for persons aged fourteen through seventeen.
22. Section 321.180B – Use of electronic communication device while driving.
23. Section 321.193 – Restricted licenses.
24. Section 321.194 – Special minor’s licenses.
25. Section 321.194 – Use of electronic communication device while driving.
26. Section 321.216 – Unlawful use of license and non-operator’s identification card.
27. Section 321.216B – Use of driver’s license or non-operator’s identification card by underage person to obtain alcohol.
28. Section 321.216C – Use of driver’s license or non-operator’s identification card by underage person to obtain cigarettes or tobacco products.
29. Section 321.219 – Permitting unauthorized minor to drive.
30. Section 321.220 – Permitting unauthorized person to drive.
31. Section 321.221 – Employing unlicensed chauffeur.
32. Section 321.222 – Renting motor vehicle to another.
33. Section 321.223 – License inspected.
34. Section 321.224 – Record kept.
35. Section 321.229 – Failure to comply with order of Peace Officer.
36. Section 321.232 – Radar jamming devices; penalty.
37. Section 321.234A – All-terrain vehicles.
38. Section 321.235A – Electric personal assistive mobility devices.

39. Section 321.247 – Golf cart operation on City streets.
40. Section 321.257 – Official traffic control signal.
41. Section 321.257 – Vehicle fail to respond to yellow caution signal.
42. Section 321.257 – Pedestrian fail to respond to yellow caution signal.
43. Section 321.257 – Vehicle fail to respond to steady red signal.
44. Section 321.257 – Pedestrian and bicyclists failing to stop.
45. Section 321.257 – Fail to yield to pedestrian in x-walk under green arrow.
46. Section 321.259 – Unauthorized signs, signals or markings.
47. Section 321.260 – Interference with devices, signs or signals – unlawful possession.
48. Section 321.262 – Damage to vehicle.
49. Section 321.263 – Information and aid.
50. Section 321.264 – Striking unattended vehicle.
51. Section 321.265 – Striking fixtures upon a highway.
52. Section 321.275 – Operation of motorcycles and motorized bicycles.
53. Section 321.275 – Fail to display safety flag.
54. Section 321.276 – Use of electronic communication device while driving.
55. Section 321.277 – Reckless driving.
56. Section 321.277A – Careless driving.
57. Section 321.278 – Drag racing prohibited.
58. Section 321.281 – Steer unreasonably close to bicyclist.
59. Section 321.281 – Project object or sub at bicyclist.
60. Section 321.284 – Open container – drivers
61. Section 321.284A – Open container - passengers
62. Section 321.285 – Speed restrictions.
63. Section 321.288 – Control of vehicle; reduced speed.

64. Section 321.294 – Fail to maintain minimum speed.
65. Section 321.295 – Limitation on bridge or elevated structures.
66. Section 321.297 – Driving on right-hand side of roadways; exceptions.
67. Section 321.298 – Meeting and turning to right.
68. Section 321.299 – Overtaking a vehicle.
69. Section 321.302 – Overtaking and otherwise.
70. Section 321.303 – Limitations on overtaking on the left.
71. Section 321.304 – Prohibited passing.
72. Section 321.304 – Passing too near bridge, intersection, railroad crossing.
73. Section 321.304 – Passing contrary to highway sign or marking.
74. Section 321.305 – Violating one-way traffic designation.
75. Section 321.306 – Roadways laned for traffic.
76. Section 321.307 – Following too closely.
77. Section 321.308 – Motor trucks and towed vehicles; distance requirements.
78. Section 321.309 – Towing; convoys; drawbars.
79. Section 321.310 – Towing four-wheel trailers.
80. Section 321.311 – Turning at intersections.
81. Section 321.312 – Turning on curve or crest of grade.
82. Section 321.313 – Starting parked vehicle.
83. Section 321.314 – When signal required.
84. Section 321.315 – Signal continuous.
85. Section 321.316 – Stopping.
86. Section 321.317 – Signals by hand and arm or signal device.
87. Section 321.319 – Entering intersections from different highways.
88. Section 321.320 – Left turns; yielding.



89. Section 321.321 – Entering through highways.
90. Section 321.322 – Vehicles entering stop or yield intersection.
91. Section 321.323 – Moving vehicle backward on highway.
92. Section 321.323A – Approaching certain stationary vehicles / emergency vehicles.
93. Section 321.324 – Operation on approach of emergency vehicles.
94. Section 321.329 – Duty of driver – pedestrians crossing or working on highways.
95. Section 321-327 – Failure to yield to pedestrians right of way.
96. Section 321.330 – Use of crosswalks.
97. Section 321.331 – Soliciting ride from within roadway.
98. Section 321.332 – White canes restricted to blind persons.
99. Section 321.333 – Duty of drivers.
100. Section 321.340 – Driving through safety zone.
101. Section 321.341 – Obedience to signal of train.
102. Section 321.342 – Stop at certain railroad crossings; posting warning.
103. Section 321.343 – Certain vehicles must stop.
104. Section 321.344 – Heavy equipment at crossing.
105. Section 321.344B – Immediate safety threat – penalty.
106. Section 321.354 – Stopping on traveled way.
107. Section 321.359 – Moving other vehicle.
108. Section 321.362 – Unattended motor vehicle.
109. Section 321.363 – Obstruction to driver's view.
110. Section 321.364 – Preventing contamination of food by hazardous material.
111. Section 321.365 – Coasting prohibited.
112. Section 321.367 – Following fire apparatus.
113. Section 321.368 – Crossing fire hose.

114. Section 321.369 – Putting debris on highway.
115. Section 321.370 – Removing injurious material.
116. Section 321.371 – Clearing up wrecks.
117. Section 321.372 – School buses.
118. Section 321.381 – Movement of unsafe or improperly equipped vehicles.
119. Section 321.381A – Operation of low-speed vehicles.
120. Section 321.382 – Upgrade pulls; minimum speed.
121. Section 321.383 – Exceptions; slow vehicles identified.
122. Section 321.384 – When lighted lamps required.
123. Section 321.385 – Head lamps on motor vehicles.
124. Section 321.386 – Head lamps on motorcycles and motorized bicycles.
125. Section 321.387 – Rear lamps.
126. Section 321.388 – Illuminating plates.
127. Section 321.389 – Reflector requirement.
128. Section 321.390 – Reflector requirements.
129. Section 321.392 – Clearance and identification lights.
130. Section 321.393 – Color and mounting.
131. Section 321.394 – Lamp or flag on projecting load.
132. Section 321.395 – Lamps on parked vehicles.
133. Section 321.398 – Lamps on other vehicles and equipment.
134. Section 321.402 – Spot lamps.
135. Section 321.403 – Auxiliary driving lamps.
136. Section 321.404 – Signal lamps and signal devices.
137. Section 321.404A – Light-restricting devices prohibited.
138. Section 321.405 – Self-illumination.

139. Section 321.406 – Cowl lamps.
140. Section 321.408 – Back-up lamps.
141. Section 321.409 – Mandatory lighting equipment.
142. Section 321.415 – Required usage of lighting devices.
143. Section 321.417 – Single-beam road-lighting equipment.
144. Section 321.418 – Alternate road-lighting equipment.
145. Section 321.419 – Number of driving lamps required or permitted.
146. Section 321.420 – Number of lamps lighted.
147. Section 321.421 – Special restrictions on lamps.
148. Section 321.422 – Red light in front.
149. Section 321.423 – Flashing lights.
150. Section 321.430 – Brake, hitch and control requirements.
151. Section 321.431 – Performance ability.
152. Section 321.432 – Horns and warning devices.
153. Section 321.433 – Sirens, whistles and bells prohibited.
154. Section 321.434 – Bicycle sirens or whistles.
155. Section 321.436 – Mufflers, prevention of noise.
156. Section 321.437 – Mirrors.
157. Section 321.438 – Windshields and windows.
158. Section 321.439 – Windshield wipers.
159. Section 321.440 – Restrictions as to tire equipment.
160. Section 321.441 – Metal tires prohibited.
161. Section 321.442 – Projections on wheels.
162. Section 321.444 – Safety glass.
163. Section 321.445 – Safety belts and safety harnesses – use required.

- 164. Section 321.446 – Child restraint devices.
- 165. Section 321.449 – Motor carrier safety regulations.
- 166. Section 321.450 – Hazardous materials transportation.
- 167. Section 321.454 – Width of vehicles.
- 168. Section 321.455 – Projecting loads on passenger vehicles.
- 169. Section 321.456 – Height of vehicles; permits.
- 170. Section 321.457 – Maximum length.
- 171. Section 321.458 – Loading beyond front.
- 172. Section 321.460 – Spilling loads on highways.
- 173. Section 321.461 – Trailers and towed vehicles.
- 174. Section 321.462 – Drawbars and safety chains.
- 175. Section 321.463 – Maximum gross weight.
- 176. Section 321.465 – Weighing vehicles and removal of excess.
- 177. Section 321.466 – Increased loading capacity – registration.

*(Ordinance No. 02-211)*

*(Ordinance No. 08-219)*

*(Ordinance No. 03-226)*

*(Ordinance No. 09-213)*

*(Ordinance No. 10-213)*

**62.02 PLAY STREETS DESIGNATED.** The Council shall have authority to declare any street or part thereof a play street and cause to be placed appropriate signs or devices in the roadway indicating and helping to protect the same. Whenever authorized signs are erected indicating any street or part thereof as a play street, no person shall drive a vehicle upon any such street or portion thereof except drivers of vehicles having business or whose residences are within such closed area, and then any said driver shall exercise the greatest care in driving upon any such street or portion thereof.

(Code of Iowa, Sec. 321.255)

**62.03 VEHICLES ON SIDEWALKS.** The driver of a vehicle shall not drive upon or within any sidewalk area except at a driveway.

**62.04 CLINGING TO VEHICLE.** No person shall drive a motor vehicle on the streets of the City unless all passengers of said vehicle are inside the vehicle in the place intended for their accommodation. No person riding upon any bicycle, coaster, roller skates, in-line skates, sled or toy vehicle shall attach the same or himself or herself to any vehicle upon a roadway.

**62.05 QUIET ZONES.** Whenever authorized signs are erected indicating a quiet zone, no person operating a motor vehicle within any such zone shall sound the horn or other warning device of such vehicle except in an emergency.

**62.06 FUNERAL PROCESSIONS.** Upon the immediate approach of a funeral procession, the driver of every other vehicle, except an authorized emergency vehicle, shall yield the right-of-way. An operator of a motor vehicle which is part of a funeral procession shall not be charged with violating traffic rules and regulations relating to traffic signals and devices while participating in the procession unless the operation is reckless.

(Code of Iowa, Sec. 321.324A)

**62.07 TAMPERING WITH VEHICLE.** It is unlawful for any person, either individually or in association with one or more other persons, to willfully injure or tamper with any vehicle or break or remove any part or parts of or from a vehicle without the consent of the owner.

**62.08 OPEN CONTAINERS IN MOTOR VEHICLES.**

1. Drivers. A driver of a motor vehicle upon a public street or highway shall not possess in the passenger area of the motor vehicle an open or unsealed bottle, can, jar, or other receptacle containing an alcoholic beverage. (Code of Iowa, Sec. 321.284)

2. Passengers. A passenger in a motor vehicle upon a public street or highway shall not possess in the passenger area of the motor vehicle an open or unsealed bottle, can, jar or other receptacle containing an alcoholic beverage.

(Code of Iowa, Sec. 321.284A)

As used in this section “passenger area” means the area of a motor vehicle designed to seat the driver and passengers while the motor vehicle is in operation and any area that is readily accessible to the driver or a passenger while in their seating positions, including the glove compartment. An open or unsealed receptacle containing an alcoholic beverage may be transported in the trunk of the motor vehicle. An unsealed receptacle containing an alcoholic beverage may be transported behind the last upright seat of the motor vehicle if the motor vehicle does not have a trunk.

**62.09 OBSTRUCTING VIEW AT INTERSECTIONS.** It is unlawful to allow any tree, hedge, billboard or other object to obstruct the view of an intersection by preventing persons from having a clear view of traffic approaching the intersection from cross streets. Any such

obstruction is deemed a nuisance and in addition to the standard penalty may be abated in the manner provided by Chapter 50 of this Code of Ordinances.

**62.10 RECKLESS DRIVING.** No person shall drive any vehicle in such manner as to indicate a willful or a wanton disregard for the safety of persons or property.

(Code of Iowa, Sec. 321.277)

**62.11 CARELESS DRIVING.** No person shall intentionally operate a motor vehicle on a street or highway in any one of the following ways:

(Code of Iowa, Sec. 321.277A)

1. Creating or causing unnecessary tire squealing, skidding or sliding upon acceleration or stopping.
2. Simulating a temporary race.
3. Causing any wheel or wheels to unnecessarily lose contact with the ground.
4. Causing the vehicle to unnecessarily turn abruptly or sway.

**62.12 ENGINE BRAKES AND COMPRESSION BRAKES.**

1. It is unlawful for the driver of any vehicle to use or operate, or cause to be used or operated, within the City any engine brake, compression brake or mechanical exhaust device designed to aid in the braking or deceleration of any vehicle that results in excessive, loud, unusual or explosive noise from such vehicle, except in response to an eminent traffic accident.
2. The usage of an engine brake, compression brake or mechanical exhaust device designed to aid in braking or deceleration in such a manner so as to be audible at a distance of three hundred feet (300') from the motor vehicle shall constitute evidence of a prima facie violation of this section.

*(Ordinance 01-206)*

## CHAPTER 63

### SPEED REGULATIONS

63.01 General	63.04 Special Speed Restrictions
63.02 State Code Speed Limits	63.05 Minimum Speed
63.03 Parks, Cemeteries and Parking Lots	

**63.01 GENERAL.** Every driver of a motor vehicle on a street shall drive the same at a careful and prudent speed not greater than nor less than is reasonable and proper, having due regard to the traffic, surface and width of the street and of any other conditions then existing, and no person shall drive a vehicle on any street at a speed greater than will permit said driver to bring it to a stop within the assured clear distance ahead, such driver having the right to assume, however, that all persons using said street will observe the law.

(Code of Iowa, Sec. 321.285)

**63.02 STATE CODE SPEED LIMITS.** The following speed limits are established in Section 321.285 of the Code of Iowa and any speed in excess thereof is unlawful unless specifically designated otherwise in this chapter as a special speed zone.

1. Business District – twenty (20) miles per hour
2. Residence or School District – twenty-five (25) miles per hour
3. Suburban District – forty-five (45) miles per hour

**63.03 PARKS, CEMETERIES AND PARKING LOTS.** A speed in excess of fifteen (15) miles per hour in any public park, cemetery or parking lot, unless specifically designated otherwise in this chapter, is unlawful.

(Code of Iowa, Sec. 321.236[5])

**63.04 SPECIAL SPEED RESTRICTIONS.** In accordance with requirements of the Iowa State Department of Transportation, or whenever the Council shall determine upon the basis of an engineering and traffic investigation that any speed limit listed in Section 63.02 is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of the City street system, the Council shall determine and adopt by ordinance such higher or lower speed limit as it deems reasonable and safe at such location. The following special speed zones have been established:

(Code of Iowa, Sec. 321.290)

1. Special 25 MPH Speed Zones. A speed in excess of twenty-five (25) miles per hour is unlawful on any of the following designated streets or parts thereof.

- A. On Main Street SE, from Fifth Street SE, to Second Street NE;
- B. On Lincoln Street NE, from Second Street NE, to the railroad right-of-way;
- C. On Second Street NE, from the posted speed sign east of Lincoln Street NE, to the posted speed sign west of 408 Second Street, NW;
- D. On First Street SE, from Lincoln Street SE to Grant Street S.

***(Ordinance No. 08-222)***

2. Special 30 MPH Speed Zones. A speed in excess of thirty (30) miles per hour is unlawful on any of the following designated streets or parts thereof.

- A. On Grant Street N / S, from Fifth Street NE, to Sixth Street SE;
- B. On Second Street NE, from the posted speed sign east of Lincoln Street NE, to Iowa Highway 330/U.S. Highway 65;
- C. On 15th Street SE, from the east corporate limit(s) to Grant Street S.

3. Special 35 MPH Speed Zones. A speed in excess of thirty-five (35) miles per hour is unlawful on any of the following designated streets or parts thereof.

- A. On 32nd Street SW, from the east corporate limit to the west corporate limit;
- B. On Prairie Drive SW, from Iowa Highway 330/U.S. Highway 65 to Franklin Street SW;
- C. On Garfield Street SW, from Iowa Highway 330/U.S. Highway 65 to 15th Street SE;
- D. On 15th Street SW, from Grant Street S to Franklin Street SW;
- E. On Pleasant Street NE, from Second Street NE to the north corporate limits;
- F. On Second Street NW, from the posted speed sign west of 408 Second Street, NW, to the posted speed sign west of 6738 NE 78th Avenue;
- G. On Grant Street S, from Sixth Street SE, to Iowa Highway 330/U.S. Highway 65;
- H. On Grant Street, N, from NE 86th Avenue, to the south of 5th Street, NE.

***(Ordinance No. 08-222)***

***(Ordinance No. 10-205)***



4. Special 40 MPH Speed Zones. A speed in excess of forty (40) miles per hour is unlawful on any of the following designated streets or parts thereof.

A. For all portions of Franklin Street SW & NW within the Bondurant City limits, the speed limit shall be forty (40) miles per hour;

***(Ordinance No. 16-217)***

B. On Pleasant Street SE, from 15th Street SE, to the posted speed sign north of 15th Street SE, in the southbound lane;

***(Ordinance No. 05-217)***

C. On Pleasant Street SE, from Iowa Highway 330/U.S. 65 to 15th Street SE;

D. For a portion of Grant Street South, from NE Hubbell Avenue/Hwy 65 to Interstate 80 or the South Corporate Limit of the City of Bondurant, the speed limit shall be forty (40) miles per hour.

***(Ordinance No. 200323-210)***

***(Ordinance No. 200406-212)***

5. Special 45 MPH Speed Zones. A speed in excess of forty-five (45) miles per hour is unlawful on any of the following designated streets or parts thereof.

A. On Grant Street N, from Fifth Street NE, to the north corporate limits;

B. On Second Street, NW, from the posted speed sign west of 6738 NE 78th Avenue to the west corporate limits.

***(Ordinance No. 08-222)***

6. Special 50 MPH Speed Zones. A speed in excess of fifty (50) miles per hour is unlawful on any of the following designated streets or parts thereof.

A. On Pleasant Street SE, from the posted speed sign south of 15th Street SE, to the south corporate limit;

B. On Franklin Street SW, from the north corporate limit to the posted speed sign south of 15th Street SW.

***(Ordinance No. 04-206)***

***(Ordinance No. 04-216)***

***(Ordinance No. 05-217)***

***(Ordinance No. 200323-210)***

***(Ordinance No. 200406-212)***

**63.05 MINIMUM SPEED.** A person shall not drive a motor vehicle at such a slow speed as to impede or block the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation, or in compliance with law.

(Code of Iowa, Sec. 321.294)

## CHAPTER 64

### TURNING REGULATIONS

<b>64.01 Turning at Intersections</b>	<b>64.03 Left Turn for Parking</b>
<b>64.02 U-turns</b>	

**64.01 TURNING AT INTERSECTIONS.** The driver of a vehicle intending to turn at an intersection shall do so as follows:

(Code of Iowa, Sec. 321.311)

1. Both the approach for a right turn and a right turn shall be made as close as practical to the right-hand curb or edge of the roadway.
2. Approach for a left turn shall be made in that portion of the right half of the roadway nearest the centerline thereof and after entering the intersection the left turn shall be made so as to depart from the intersection to the right of the centerline of the roadway being entered.
3. Approach for a left turn from a two-way street into a one-way street shall be made in that portion of the right half of the roadway nearest the centerline thereof and by passing to the right of such centerline where it enters the intersection. A left turn from a one-way street into a two-way street shall be made by passing to the right of the centerline of the street being entered upon leaving the intersection.

The Street Superintendent may cause markers, buttons or signs to be placed within or adjacent to intersections and thereby require and direct, as traffic conditions require, that a different course from that specified above be traveled by vehicles turning at intersections, and when markers, buttons or signs are so placed, no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by such markers, buttons or signs.

**64.02 U-TURNS.** It is unlawful for a driver to make a U-turn except at an intersection, however, U-turns are prohibited within the business district and at the following designated intersections: NONE

(Code of Iowa, Sec. 321.236[9])

**64.03 LEFT TURN FOR PARKING.** No person shall make a left hand turn, crossing the centerline of the street, for the purpose of parking on said street.

**64.04 LEFT HAND TURNS PROHIBITED DURING CERTAIN HOURS.** Left hand turns by all vehicles except school buses shall be prohibited Monday through Friday between the hours of 1:00 p.m. and 4:00 p.m. at the intersection of 6<sup>th</sup> Street SW and Grant Street S.

*(Ordinance No. 190422-207)*

## CHAPTER 65

### STOP OR YIELD REQUIRED

<b>65.01 Stop Required</b>	<b>65.05 School Stops</b>
<b>65.02 Four-Way Stop Intersections</b>	<b>65.06 Stop Before Crossing Sidewalk</b>
<b>65.03 Three-Way Stop Intersections</b>	<b>65.07 Stop When Traffic Is Obstructed</b>
<b>65.04 Yield Required</b>	<b>65.08 Yield to Pedestrians in Crosswalks</b>

**65.01 STOP REQUIRED.** Every driver of a vehicle shall stop in accordance with the following:

(Code of Iowa, Sec. 321.236[1])

1. Jr. Haines Parkway. Vehicles traveling west on Jr. Haines Parkway shall stop at Pleasant Street NE;
2. Second Street NE. Vehicles traveling east on Second Street NE, shall stop at Iowa Highway 330/U.S. Highway 65;
3. Pleasant Street NE. Vehicles traveling south on Pleasant Street NE, shall stop at Second Street NE;
4. Paine Street SE. Vehicles traveling north on Paine Street SE, shall stop at Second Street NE;
5. Patterson Street SE. Vehicles traveling north on Patterson Street SE, shall stop at Second Street NE;
6. Snyder Street SE. Vehicles traveling north on Snyder Street SE, shall stop at Second Street NE;
7. Snyder Street SE. Vehicles traveling south on Snyder Street SE, shall stop at Paine Street SE;
8. Brick Street SE. Vehicles traveling on Brick Street SE, shall stop at Washington Avenue SE;
9. Brick Street SE. Vehicles traveling southwest on Brick Street SE, shall stop at Fillmore Avenue SE;
10. Cleveland Avenue SE. Vehicles traveling southeast on Cleveland Avenue SE, shall stop at Brick Street SE;

11. Jefferson Avenue SE. Vehicles traveling southeast on Jefferson Avenue SE, shall stop at Brick Street SE;
12. Brick Street SE. Vehicles traveling southwest on Brick Street SE, shall stop at Lincoln Street SE;
13. Oleson Drive SE. Vehicles traveling southeast on Oleson Drive SE, shall stop at Iowa Highway 330/U.S. Highway 65;
14. Main Street NE. Vehicles traveling north on Main Street NE, shall stop at Second Street NE;
15. Third Street NE. Vehicles traveling west on Third Street NE, shall stop at Grant Street N;
16. Fourth Street NE. Vehicles traveling west on Fourth Street NE, shall stop at Grant Street N;
17. Blaine Street NW. Vehicles traveling north on Blaine Street NW, shall stop at Second Street NW;
18. Deer Ridge Drive NW. Vehicles traveling south on Deer Ridge Drive NW, shall stop at Second Street NW;
19. Third Street NW. Vehicles traveling east on Third Street NW, shall stop at Deer Ridge Drive NW;
20. Fifth Court NW. Vehicles traveling east on Fifth Court NW, shall stop at Deer Ridge Drive NW;
21. Sixth Court NW. Vehicles traveling east on Sixth Court NW, shall stop at Deer Ridge Drive NW;
22. Crossing Court NW. Vehicles traveling south on Crossing Court NW, shall stop at Third Street NW;
23. First Street NW. Vehicles traveling west on First Street NW, shall stop at Blaine Street NW;
24. Alpha Street NW. Vehicles traveling west on Alpha Street NW, shall stop at Blaine Street NW;
25. Alpha Street NW. Vehicles traveling north on Alpha Street NW, shall stop at First Street NW;

26. Garfield Street NW. Vehicles traveling south on Garfield Street NW, shall stop at First Street NW;
27. First Street NW. Vehicles traveling east on First Street NW, shall stop at Grant Street N;
28. First Street SW. Vehicles traveling on First Street SW, shall stop at Grant Street N;
29. First Street SW. Vehicles traveling on First Street SW, shall stop at Main Street NE;
30. First Street SW. Vehicles traveling west on First Street SW, shall stop at Lincoln Street NE;
31. Second Street SW. Vehicles traveling on Second Street SW, shall stop at Grant Street S;
32. Third Street SE. Vehicles traveling on Third Street SE, shall stop at Main Street SE;
33. Third Street SE. Vehicles traveling on Third Street SE, shall stop at Lincoln Street SE;
34. Third Street SE. Vehicles traveling on Third Street SE, shall stop at Grant Street S;
35. Fourth Street SW. Vehicles traveling on Fourth Street SW, shall stop at Garfield Street SW;
36. Fourth Street SE. Vehicles traveling on Fourth Street SE, shall stop at Grant Street S;
37. Fourth Street SE. Vehicles traveling east on Fourth Street SE, shall stop at Lincoln Street SE;
38. Fifth Street SE. Vehicles traveling west on Fifth Street SE, shall stop at Grant Street S;
39. Main Street SE. Vehicles traveling south on Main Street SE, shall stop at Fifth Street SE;
40. Filmore Avenue SE. Vehicles traveling north on Filmore Avenue SE, shall stop at Third Street SE;
41. Sixth Court SE. Vehicles traveling northeast on Sixth Court SE, shall stop at Filmore Avenue SE;
42. Lincoln Court SE. Vehicles traveling southeast on Lincoln Court SE, shall stop at Tenth Street SE;
43. Grant Court SE. Vehicles traveling on Grant Court SE, shall stop at Tenth Street SE;
44. Grant Court SE. Vehicles traveling south on Grant Court SE, shall stop at Tenth Street SE;
45. Tenth Street SE. Vehicles traveling west on Tenth Street SE, shall stop at Grant Street S;

46. Grant Court SE. Vehicles traveling southeast on Grant Court SE, shall stop at Eleventh Street SE;
47. Brick Street SE. Vehicles traveling west on Brick Street SE, shall stop at Grant Street S;
48. Fifteenth Street SE. Vehicles traveling east on Fifteenth Street SE, shall stop at Grant Street S;
49. Grant Street S. Vehicles traveling southeast on Grant Street S, shall stop at Iowa Highway 330/U.S. Highway 65;
50. Garfield Street SW. Vehicles traveling south on Garfield Street SW, shall stop at Iowa Highway 330/U.S. Highway 65;
51. Prairie Drive SW. Vehicles traveling east on Prairie Drive SW, shall stop at Iowa Highway 330/U.S. Highway 65;
52. Grant Street S. Vehicles traveling northwest on Grant Street S, shall stop at 15th Street SE, and Iowa Highway 330/U.S. Highway 65;
53. Grant Street. Vehicles traveling south on Grant Street shall stop at Iowa Highway 330/U.S. Highway 65;
54. Third Street NW. Vehicles traveling east on Third Street NW, shall stop at Deer Ridge Drive NW;
55. Fifth Court NW. Vehicles traveling east on Fifth Court NW, shall stop at Deer Ridge Drive NW;
56. Fifth Street NW. Vehicles traveling west on Fifth Street NW, shall stop at Deer Ridge Drive NW;
57. Sixth Court NW. Vehicles traveling east on Sixth Court NW, shall stop at Deer Ridge Drive NW;
58. Fifth Street NE. Vehicles traveling west on Fifth Street NE, shall stop at Grant Street N;
59. Fifth Street NE. Vehicles traveling east on Fifth Street NE, shall stop at Lincoln Street NE;
60. Henry Street SW. Vehicles traveling north on Henry Street SW, shall stop at 32nd Street SW;
61. Adams Street SE. Vehicles traveling south on Adams Street SE, shall stop at 15th Street SE;



62. Mallard Pointe Drive NW. Vehicles traveling south on Mallard Pointe Drive NW, shall stop at 2nd Street NW;
63. Brick Street SE. Vehicles traveling north on Brick Street SE, shall stop at Oleson Drive SE;
64. Third Street NE. Vehicles traveling east on Third Street NE, shall stop at Lincoln Street NE;
65. Fourth Street NE. Vehicles traveling east on Fourth Street NE, shall stop at Lincoln Street NE;
66. Tailfeather Drive NW. Vehicles traveling east on Tailfeather Drive, NW, shall stop at Grant Street, N;
67. Spruce Drive NW. Vehicles traveling north on Spruce Drive NW, shall stop at Tailfeather Drive NW;
68. Walnut Drive NW. Vehicles traveling east on Walnut Drive NW, shall stop at Spruce Drive NW;
69. Sycamore Drive NW. Vehicles traveling north on Sycamore Drive NW, shall stop at Walnut Drive NW;
70. Third Street NW. Vehicles traveling east on Third Street NW, shall stop at Mallard Pointe Drive NW;
71. Fourth Street NW. Vehicles traveling east on Fourth Street NW, shall stop at Mallard Pointe Drive NW;
72. Fifth Street NW. Vehicles traveling east on Fifth Street NW, shall stop at Mallard Pointe Drive NW;
73. Third Street NW. Vehicles traveling west on Third Street NW, shall stop at Mallard Pointe Drive NW;
74. Tailfeather Court NW. Vehicles traveling north on Tailfeather Court NW, shall stop at Mallard Pointe Drive NW;
75. Tailfeather Drive NW. Vehicles traveling southeast on Tailfeather Drive NW, shall stop at Mallard Pointe Drive NW;
76. Grain Street NE. Vehicles traveling east on Grain Street NE, shall stop at Main Street, NE;

77. Poplar Drive SW. Vehicles traveling west on 33rd Street SW, shall stop at Poplar Drive SW;
78. Cedar Avenue SW. Vehicles traveling northwest on Cedar Avenue SW, shall stop at Poplar Drive SW;
79. 32nd Street SW. Vehicles traveling north on Wolf Creek Road SW, shall stop at 32nd Street SW;
80. Wolf Creek Road SW. Vehicles traveling west on 33rd Street SW, shall stop at Wolf Creek Road SW;
81. 33rd Street SW. Vehicles traveling north on Ash Drive SW, shall stop at 33rd Street SW;
82. Ash Drive SW. Vehicles traveling west on 34th Street SW; shall stop at Ash Drive SW;
83. 33rd Street SW. Vehicles traveling northwest on Oak Drive SW, shall stop at 33rd Street SW;
84. 33rd Street SW. Vehicles traveling north on Prairie Drive SW, shall stop at 33rd Street SW;
85. Poplar Drive SW. Vehicles traveling east on 33rd Street SW, shall stop at Poplar Drive, SW;
86. 32nd Street SW. Vehicles traveling north on Poplar Drive SW, shall stop at 32nd Street SW.
87. Joshua Drive SE. Vehicles traveling south on Joshua Drive, SE, shall stop at 13th Street, SE.
88. Joshua Court, SE. Vehicles traveling north on Joshua Court, SE, shall stop at 13th Street, SE.
89. Second Street, SW. Vehicles traveling west on Second Street, Southwest, shall stop at Garfield Street, Southwest.
90. 13th Street, SE. Vehicles traveling east on 13th Street, SE, shall stop at Pleasant Street, SE.
91. Caitlin Court, SE. Vehicles traveling north on Caitlin Court, SE, shall stop at 13th Street, SE.
92. Caitlin Drive, SE. Vehicles traveling south on Caitlin Drive, SE, shall stop at 13th Street, SE.

93. Fourth Street, NW. Vehicles traveling east on Fourth Street, NW, shall stop at Grant Street, N.
94. Fourth Street, NW. Vehicles traveling west on Fourth Street, NW, shall stop at Sycamore Drive, NW.
95. Sixth Street, NW. Vehicles traveling east on Sixth Street, NW, shall stop at Sycamore Drive, NW.
96. Fifth Street, NW. Vehicles traveling east on Fifth Street, NW, shall stop at Evergreen Drive, NW.
97. Kadin Trail, SE. Vehicles traveling north on Kadin Trail, SE, shall stop at Lincoln Street, SE.
98. Kadin Trail, SE. Vehicles traveling west on Kadin Trail, SE, shall stop at U.S. Highway 65.
99. Tailfeather Drive, NE. Vehicles traveling west on Tailfeather Drive, NE, shall stop at Grant Street, N.
100. James Street, NE. Vehicles traveling south on James Street, NE, shall stop at Tailfeather Drive, NW.
101. Aspen Drive, NE. Vehicles traveling east on Aspen Drive, NE, shall stop at Lincoln Street, N.E.
102. Fourth Street, NW. Vehicles traveling east on Fourth Street, NW, shall stop at Grant Street, N.
103. Fourth Street, NW. Vehicles traveling west on Fourth Street, NW, shall stop at Sycamore Drive, NW.
104. Sycamore Drive, NW. Vehicles traveling south on Sycamore Drive, NW, shall stop at Third Street, NW.
105. Evergreen Drive, NW. Vehicles traveling south on Evergreen Drive, NW, shall stop at Third Street, NW.
106. Fifth Street, NW. Vehicles traveling east on Fifth Street, NW, shall stop at Evergreen, Drive, NW.
107. Sixth Street, NW. Vehicles traveling east on Sixth Street, NW, shall stop at Sycamore Street, NW.

108. Third Street, SE. Vehicles traveling west on Third Street, SE, shall stop at Filmore Avenue, SE.
109. Birch Street, SW. Vehicles traveling west on Birch Street, SW, shall stop at Hawthorn Drive, SW.
110. Cedar Avenue, SW. Vehicles traveling southeast on Cedar Avenue, SW, shall stop at Hawthorn Drive, SW.
111. 6th Street, NE. Vehicles traveling west on 6th Street, NE, shall stop at Grant Street, N
112. 6th Street, NE. Vehicles traveling east on 6th Street, NE, shall stop at Lincoln Street, NE
113. Lincoln Street, NE. Vehicles traveling north on Lincoln Street, NE, shall stop at Aspen Drive, NE.
114. 7th Street, NE. Vehicles traveling east on 7th Street, NE, shall stop at Lincoln Street, NE.
115. 6th Street, NE. Vehicles traveling east on 6th Street, NE, shall stop at Lincoln Street, NE.
116. Aaron Avenue, NW. Vehicles traveling east on Aaron Avenue, NW, shall stop at Grant Street, N.
117. Aaron Avenue, NW. Vehicles traveling east on Aaron Avenue, NW, shall stop at Deer Ridge Drive, NW.
118. Aaron Avenue, NW. Vehicles traveling west on Aaron Avenue, NW, shall stop at Deer Ridge Drive, NW.
119. Summit Circle, NW. Vehicles traveling east on Summit Circle, NW, shall stop at Deer Ridge Drive, NW.
120. Summit Circle, NW. Vehicles traveling west on Summit Circle, NW, shall stop at Deer Ridge Drive, NW.
121. Mallard Court, NW. Vehicles traveling north on Mallard Court, NW, shall stop at Mallard Pointe Drive, NW.
122. Shiloh Rose Parkway, NW. Vehicles traveling north on Shiloh Rose Parkway, NW, shall stop at Mallard Pointe Drive, NW.
123. Colbie Blossom Lane, NW. Vehicles traveling north on Colbie Blossom Lane, NW, shall stop at Mallard Pointe Drive, NW.
124. Pine Street, SW. Vehicles traveling northeast on Pine Street, SW, shall stop at Wolf Creek Road, SW;

125. Pine Street, SW. Vehicles traveling southwest on Pine Street, SW, shall stop at Linden Drive, SW;

*(Ordinance No. 04-208)*

*(Ordinance No. 04-215)*

*(Ordinance No. 08-224)*

*(Ordinance No. 09-212)*

*(Ordinance No. 10-211)*

*(Ordinance No. 10-215)*

*(Ordinance No. 11-210)*

*(Ordinance No. 13-207)*

*(Ordinance No. 13-209)*

*(Ordinance No. 14-209)*

*(Ordinance No. 14-212)*

*(Ordinance No. 15-203)*

*(Ordinance No. 16-212)*

*(Ordinance No. 16-218)*

*(Ordinance No. 17-209)*

*(Ordinance No. 17-222)*

**65.02 FOUR-WAY STOP INTERSECTIONS.** Every driver of a vehicle shall stop before entering the following designated four-way stop intersections:

(Code of Iowa, Sec. 321.345)

1. Intersection of Second Street N and Grant Street N;
2. Intersection of Second Street S and Main Street S;
3. Intersection of Second Street S and Lincoln Street S;
4. Intersection of Lincoln Street S and Tenth Street/Tenth Court S;
5. Intersection of Lincoln Street S and Eleventh Street/Eleventh Court S;
6. Intersection of Thirteenth Street Southeast / Lincoln Street, Southeast;
7. Intersection of Third Street, SE and Lincoln Street, SE
8. Intersection of 13th Street, SE and Joshua Court, SE
9. Intersection of 13th Street, SE and Caitlin Court, SE
10. Intersection of Main Street, SE and First Street, SE

*(Ordinance No. 07-219)*

*(Ordinance No. 13-207)*

*(Ordinance No. 15-215)*

*(Ordinance No. 16-207)*

**65.03 THREE WAY STOP INTERSECTIONS.** Every driver of a vehicle shall stop in accordance with the following:

(Code of Iowa, Sec. 321.345)

1. Patterson Street SE and Paine Street SE. Vehicles approaching the intersection of Patterson Street SE and Paine Street SE from the north, east and west shall stop before entering such intersection.
2. Second Street SW and Garfield Street SW. Vehicles approaching the intersection of Second Street SW and Garfield Street SW from the north, south and west shall stop before entering such intersection.
3. Fifth Street SE and Lincoln Street SE. Vehicles approaching the intersection of Fifth Street SE and Lincoln Street SE from the north, south and west shall stop before entering such intersection.
4. Intersection of Third Street SE and Filmore Avenue SE
5. Intersection of Ninth Street Southeast and Filmore Avenue SE

*(Ordinance No. 07-219)*

**65.04 YIELD REQUIRED.** Every driver of a vehicle shall yield in accordance with the following:

1. Corner of Oleson Drive, Southeast, and 11th Street, Southeast. Vehicles traveling north on Oleson, Southeast, shall yield.

*(Ordinance No. 10-210)*

(Code of Iowa, Sec. 321.345)

**65.05 SCHOOL STOPS.** At the following school crossing zones every driver of a vehicle approaching said zone shall bring the vehicle to a full stop at a point ten (10) feet from the approach side of the crosswalk marked by an authorized school stop sign and thereafter proceed in a careful and prudent manner until the vehicle shall have passed through such school crossing zone.

(Code of Iowa, Sec. 321.249)

1. Intersection of Grant Street S and Third Street SE/SW;

2. Intersection of Grant Street S and Fourth Street SE/SW;
3. Intersection of Garfield Street SW and Third Street SW;
4. Intersection of Garfield Street SW and Fourth Street SW.

*(Ordinance No. 04-207) & (Ordinance No. 11-213)*

**65.06 STOP BEFORE CROSSING SIDEWALK.** The driver of a vehicle emerging from a private roadway, alley, driveway, or building shall stop such vehicle immediately prior to driving onto the sidewalk area and thereafter shall proceed into the sidewalk area only when able to do so without danger to pedestrian traffic and shall yield the right-of-way to any vehicular traffic on the street into which the vehicle is entering.

(Code of Iowa, Sec. 321.353)

**65.07 STOP WHEN TRAFFIC IS OBSTRUCTED.** Notwithstanding any traffic control signal indication to proceed, no driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle.

**65.08 YIELD TO PEDESTRIANS IN CROSSWALKS.** Where traffic control signals are not in place or in operation, the driver of a vehicle shall yield the right-of-way, slowing down or stopping, if need be, to yield to a pedestrian crossing the roadway within any marked crosswalk or within any unmarked crosswalk at an intersection. (Code of Iowa, Sec. 321.327)

## CHAPTER 66

### LOAD AND WEIGHT RESTRICTIONS

<b>66.01 Temporary Embargo</b>	<b>66.04 Load Limits on Bridges</b>
<b>66.02 Permits for Excess Size and Weight</b>	<b>66.05 Truck Route</b>
<b>66.03 Load Limits Upon Certain Streets</b>	<b>66.06 Penalty</b>

**66.01 TEMPORARY EMBARGO.** If the Council declares an embargo when it appears by reason of deterioration, rain, snow or other climatic conditions that certain streets will be seriously damaged or destroyed by vehicles weighing in excess of an amount specified by the signs, no such vehicles shall be operated on streets so designated by such signs.

(Code of Iowa, Sec. 321.471 & 472)

**66.02 PERMITS FOR EXCESS SIZE AND WEIGHT.** The City Administrator may, upon application and good cause being shown therefore, issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight or load exceeding the maximum specified by State law or the City over those streets or bridges named in the permit which are under the jurisdiction of the City and for which the City is responsible for maintenance.

(Code of Iowa, Sec. 321.473 & 321E.1)

**66.03 LOAD LIMITS UPON CERTAIN STREETS.** When signs are erected thereof, no person shall operate any vehicle with a gross weight of the amount on such signs at any time upon any street not designated as a truck route pursuant to Section 66.05, of the Code of Ordinances of the City of Bondurant, Iowa, 2002.

*(Ordinance No. 03-213)*

**66.04 LOAD LIMITS ON BRIDGES.** Where it has been determined that any City bridge has a capacity less than the maximum permitted on the streets of the City, or on the street serving the bridge, the City Administrator may cause to be posted and maintained signs on said bridge and at suitable distances ahead of the entrances thereof to warn drivers of such maximum load limits, and no person shall drive a vehicle weighing, loaded or unloaded, upon said bridge in excess of such posted limit.

(Code of Iowa, Sec. 321.471)



**66.05 TRUCK ROUTE.** Truck route regulations are established as follows:

1. Truck Routes Designated. Every motor vehicle weighing ten (10) tons or more, when loaded or empty, having no fixed terminal within the City or making no scheduled or definite stops within the City for the purpose of loading or unloading shall travel over or upon the following streets within the City and none other:

(Code of Iowa, Sec. 321.473)

- A. U.S. Highway 65;
- B. Grant Street, South between Interstate 80 north to U.S. Highway 65;
- C. Grain Street.

*(Ordinance No. 03-213)*

*(Ordinance No. 08-226)*

*(Ordinance No. 200323-208)*

2. Deliveries Off Truck Route. Any motor vehicle weighing ten (10) tons or more, when loaded or empty, having a fixed terminal, making a scheduled or definite stop within the City for the purpose of loading or unloading shall proceed over or upon the designated routes set out in this section to the nearest point of its scheduled or definite stop and shall proceed thereto, load or unload and return, by the most direct route to its point of departure from said designated route.

(Code of Iowa, Sec. 321.473)

3. Employer's Responsibility. The owner, or any other person, employing or otherwise directing the driver of any vehicle shall not require or knowingly permit the operation of such vehicle upon a street in any manner contrary to this section.

(Code of Iowa, Sec. 321.473)

**66.06 PENALTY.** Any person, employer or owner of a vehicle, which violates these sections, shall be subject to a fine by dividing the difference between the actual weight and the maximum weight established by this section by 100, and by multiplying the quotient by \$2.00. In no event shall the fine be less than \$200.00 for any violation.

*(Ordinance No. 03-213)*

## **CHAPTER 67**

### **PEDESTRIANS**

<b>67.01 Walking in Street</b>	<b>67.03 Pedestrian Crossing</b>
<b>67.02 Hitchhiking</b>	<b>67.04 Use Sidewalks</b>

**67.01 WALKING IN STREET.** Pedestrians shall at all times when walking on or along a street, walk on the left side of the street.

(Code of Iowa, Sec. 321.326)

**67.02 HITCHHIKING.** No person shall stand in the traveled portion of a street for the purpose of soliciting a ride from the driver of any private vehicle.

(Code of Iowa, Sec. 321.331)

**67.03 PEDESTRIAN CROSSING.** Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway.

(Code of Iowa, Sec. 321.328)

**67.04 USE SIDEWALKS.** Where sidewalks are provided it is unlawful for any pedestrian to walk along and upon an adjacent street.

## **CHAPTER 68**

### **ONE-WAY TRAFFIC**

**68.01 ONE-WAY TRAFFIC REQUIRED.** Upon the following streets and alleys vehicular traffic, other than permitted cross traffic, shall move only in the indicated direction when appropriate signs are in place.

(Code of Iowa, Sec. 321.236 [4])

1. Grain Street, NE. Vehicles will travel one-way in an easterly direction only.
2. Garfield Street, SW. Vehicles will travel one-way in a southerly direction only, between 1st Street, Southwest; and 6th Street, Southwest.

*(Ordinance No. 08-223)*

*(Ordinance No. 11-209)*

## CHAPTER 69

### PARKING REGULATIONS

69.01 Park Adjacent to Curb	69.08 No Parking Zones
69.02 Park Adjacent to Curb - One-way Street	69.09 Truck Parking Limited
69.03 Angle Parking	69.10 Snow Removal
69.04 Angle Parking – Manner	69.11 Deleted
69.05 Parking for Certain Purposes Illegal	69.12 Parking of Vehicles on Private Property
69.06 Parking Prohibited	69.13 Request for Temporary Variance
69.07 Persons With Disabilities Parking	69.14 Truck, Trailer and Boat Parking Limited
	69.15 Vehicles "For Sale" Parking

**69.01 PARK ADJACENT TO CURB.** No person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the right-hand wheels of the vehicle within eighteen (18) inches of the curb or edge of the roadway except as hereinafter provided in the case of angle parking and vehicles parked on the left-hand side of one-way streets.

(Code of Iowa, Sec. 321.361)

**69.02 PARK ADJACENT TO CURB - ONE-WAY STREET.** No person shall stand or park a vehicle on the left-hand side of a one-way street other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the left-hand wheels of the vehicle within eighteen (18) inches of the curb or edge of the roadway except as hereinafter provided in the case of angle parking.

(Code of Iowa, Sec. 321.361)

**69.03 ANGLE PARKING.** Angle or diagonal parking is permitted only in the following locations:

(Code of Iowa, Sec. 321.361)

1. Garfield Street SW, on the west side from Second Street SW, to Sixth Street SW;
2. Garfield Street SW, on the east side from Second Street SW, to Third Street SW;
3. Fourth Street SW, on the north side from Grant Street S, to Garfield Street SW.

**69.04 ANGLE PARKING - MANNER.** Upon those streets or portions of streets which have been signed or marked for angle parking, no person shall park or stand a vehicle other than at an angle to the curb or edge of the roadway or in the center of the roadway as indicated by such signs and markings. No part of any vehicle, or the load thereon, when parked within a diagonal

parking district, shall extend into the roadway more than a distance of sixteen (16) feet when measured at right angles to the adjacent curb or edge of roadway.

(Code of Iowa, Sec. 321.361)

**69.05 PARKING FOR CERTAIN PURPOSES ILLEGAL.** No person shall park a vehicle upon public property for more than forty-eight (48) hours or for any of the following principal purposes:

(Code of Iowa, Sec. 321.236 [1])

1. Sale. Displaying such vehicle for sale;
2. Repairing. For lubricating, repairing or for commercial washing of such vehicle except such repairs as are necessitated by an emergency;
3. Advertising. Displaying advertising;
4. Merchandise Sales. Selling merchandise from such vehicle except in a duly established market place or when so authorized or licensed under this Code of Ordinances.

**69.06 PARKING PROHIBITED.** No one shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or traffic control device, in any of the following places:

1. Crosswalk. On a crosswalk.

(Code of Iowa, Sec. 321.358 [5])

2. Center Parkway. On the center parkway or dividing area of any divided street.

(Code of Iowa, Sec. 321.236 [1])

3. Mailboxes. Within twenty (20) feet on either side of a mailbox which is so placed and so equipped as to permit the depositing of mail from vehicles on the roadway.

(Code of Iowa, Sec. 321.236 [1])

4. Sidewalks. On or across a sidewalk.

(Code of Iowa, Sec. 321.358 [1])

5. Driveway. In front of a public or private driveway.

(Code of Iowa, Sec. 321.358 [2])

6. Intersection. Within, or within ten (10) feet of an intersection of any street or alley.

(Code of Iowa, Sec. 321.358 [3])

7. Fire Hydrant. Within five (5) feet of a fire hydrant.

(Code of Iowa, Sec. 321.358 [4])

8. Stop Sign or Signal. Within ten (10) feet upon the approach to any flashing beacon, stop or yield sign, or traffic control signal located at the side of a roadway.

(Code of Iowa, Sec. 321.358 [6])

9. Railroad Crossing. Within fifty (50) feet of the nearest rail of a railroad crossing, except when parked parallel with such rail and not exhibiting a red light.

(Code of Iowa, Sec. 321.358 [8])

10. Fire Station. Within twenty (20) feet 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 (75) feet of said entrance when properly sign posted.

(Code of Iowa, Sec. 321.358 [9])

11. Excavations. Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic.

(Code of Iowa, Sec. 321.358 [10])

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

(Code of Iowa, Sec. 321.358 [11])

13. Hazardous Locations. When, because of restricted visibility or when standing or parked vehicles would constitute a hazard to moving traffic, or when other traffic conditions require, the Council may cause curbs to be painted with a yellow color and erect no parking or standing signs.

(Code of Iowa, Sec. 321.358 [13])

14. Churches, Nursing Homes and Other Buildings. A space of fifty (50) feet is hereby reserved at the side of the street in front of any theatre, auditorium, hotel having more than twenty-five (25) sleeping rooms, hospital, nursing home, taxicab stand, bus depot, church, or other building where large assemblages of people are being held, within which space, when clearly marked as such, no motor vehicle shall be left standing, parked or stopped except in taking on or discharging passengers or freight, and then only for such length of time as is necessary for such purpose.

(Code of Iowa, Sec. 321.360)

15. Alleys. No person shall park a vehicle within an alley in such a manner or under such conditions as to leave available less than ten (10) feet 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 a position as to block the driveway entrance to any abutting property. The provisions of this subsection shall not apply to a vehicle parked in any alley which is eighteen (18) feet wide or less; provided said vehicle is parked to deliver goods or services.

(Code of Iowa, Sec. 321.236[1])

16. Ramps. In front of a curb cut or ramp which is located on public or private property in a manner which blocks access to the curb cut or ramp.

(Code of Iowa, Sec. 321.358[15])

17. Area Between Lot Line and Curb Line. That area of the public way not covered by sidewalk and lying between the lot line and the curb line, where curbing has been installed.

18. In More Than One Space. In any designated parking space so that any part of the vehicle occupies more than one such space or protrudes beyond the markings designating such space.

19. U.S. Highway 65. Anywhere along the U.S. Highway 65 right-of-way in the City of Bondurant, except for temporarily disabled vehicles.

***(Ordinance No. 08-213)***

**69.07 PERSONS WITH DISABILITIES PARKING.** The following regulations shall apply to the establishment and use of persons with disabilities parking spaces:

1. Establishment. Persons with disabilities parking spaces shall be established and designated in accordance with Chapter 321L of the Code of Iowa and Iowa Administrative Code, 661-18. No unauthorized person shall establish any on-street persons with disabilities parking space without first obtaining Council approval.

2. Improper Use. The following uses of a persons with disabilities parking space, located on either public or private property, constitute improper use of a persons with disabilities parking permit, which is a violation of this Code of Ordinances:

(Code of Iowa, Sec. 321L.4[2])

A. Use by an operator of a vehicle not displaying a persons with disabilities parking permit;

B. Use by an operator of a vehicle displaying a persons with disabilities parking permit but not being used by a person issued a permit or being transported in accordance with Section 321L.2(1b) of the Code of Iowa;

C. Use by a vehicle in violation of the rules adopted under Section 321L.8 of the Code of Iowa.

3. Wheelchair Parking Cones. No person shall use or interfere with a wheelchair parking cone in violation of the following:

A. A person issued a person with disabilities parking permit must comply with the requirements of Section 321L.2A (1) of the Code of Iowa when utilizing a wheelchair parking cone;

B. A person shall not interfere with a wheelchair parking cone which is properly placed under the provisions of Section 321L.2A (1) of the Code of Iowa.

**69.08 NO PARKING ZONES.** No one shall stop, stand or park a vehicle in any of the following specifically designated no parking zones except when necessary to avoid conflict with other traffic or in compliance with the direction of a peace officer or traffic control signal.

(Code of Iowa, Sec. 321.236 [1])

- 1) Grant Street S, from Fourth Street SE, to south corporate limits, both sides of street;
- 2) Grant Street S, from 40 feet north of Fourth Street SE, east side of the street;
- 3) Grant Street S, from 20 feet north of Fourth Street SE, west side of the street;
- 4) Third Street NE, from Lincoln Street NE, to Grant Street N, south side of street;
- 5) Fourth Street NE, from Lincoln Street NE, to Grant Street N, south side of street;
- 6) Lincoln Street NE, from Second Street NE, to end of street, west side of street;
- 7) Second Street NW/NE, from west corporate limits to east corporate limits, both sides of street;
- 8) Blaine Street NW, from Second Street NW, to First Street NW, west side of street;
- 9) Garfield Street NW, from First Street NW, to Second Street NW, west side of street;
- 10) First Street NW, from Grant Street N, to Blaine Street NW, north side of street;
- 11) First Street NW, west of Mallard Pointe Drive, NW, south side of street;
- 12) Alpha Street NW, from First Street NW, to Blaine Street NW, west side and north side of street;
- 13) First Street SW, from Garfield Street SW, to Grant Street S, south side of street;



- 14) Second Street SW, from Grant Street S, west to alley, south side of street;
- 15) Fourth Street SW, from Garfield Street E, to alley, north side of street;
- 16) Garfield Street SW, from First Street SW, to Fourth Street SW, east side of street;
- 17) Garfield Street SW, one and one-half blocks south of Second Street SW, west side of street;
- 18) First Street SE, from east end of street west, to Lincoln Street SE, north side of Street; from 2:00 a.m., to 8:00 a.m.;
- 19) First Street SE, from east end of street, west to north-south alley between Main Street SE, and Lincoln Street SE;
- 20) First Street SE, south of the Bondurant Community Library, from 1:30 p.m., to 7:00 p.m., on Monday, Tuesday, Wednesday and Thursday, except for Library patrons;
- 21) First Street SE, south of the Bondurant Community Library, from 9:00 a.m., to 12:00 p.m., on Saturday, except for Library patrons;
- 22) Second Street SE, from Lincoln Street SE, to the cemetery, north side of street;
- 23) Second Street SE, from Lincoln Street SE, to the cemetery, south side of street when temporary no parking signs are in place;
- 24) Third Street SE, from Grant Street S, to Lincoln Street SE, south side of street;
- 25) Fourth Street SE, from Grant Street S, to Lincoln Street SE, south side of street;
- 26) Fifth Street SE, from Grant Street S, to Lincoln Street SE, south side of street;
- 27) Seventh Court SE, north and west sides of street;
- 28) Ninth Court SE, north and west sides of street;
- 29) Tenth Street SE, from Grant Street S, to Lincoln Street SE, south side of street;
- 30) Tenth Court SE, south side of street;
- 31) Patterson Street SE, from Second Street SE, to Paine Street SE, west side of street;
- 32) Paine Street SE, from Second Street SE, to Washington Avenue SE, east side and south side of street;
- 33) All areas of the City parks except those areas designated by signs as parking areas;
- 34) Jr. Haines Parkway, from Pleasant Street NE, to Kinney Park, north side of street;

- 35) Deer Ridge Drive NW, from Second Street NW, to end of street, east side of street;
  - a) Deer Ridge Drive, NW, from 150 feet North of 6<sup>th</sup> Court, NW to Walnut Drive, NW, west side of the street;
- 36) Third Street NW, from 470 feet west of Deer Ridge Drive NW, south side of street;
- 37) Crossing Court NW, from 208 feet north of Third Street NW, east side of street;
- 38) Filmore Avenue SE, on the even numbered house side;
- 39) Grant Street, from Second Street SE, to north corporate limits, both sides of street;
- 40) Fifth Court NW, from 285 feet west of Deer Ridge Drive NW, south side of street;
- 41) Sixth Court NW, from 344 feet west of Deer Ridge Drive NW, side of street;
- 42) Fifth Street NE, from Lincoln Street NE, to Grant Street, N, south side of street;
- 43) Fifth Street NW, from 135 feet east of Deer Ridge Drive NW, south side of street;
- 44) Mallard Pointe Drive NW, east side of street;
- 45) Third Street NW, from 451.76 feet west of Mallard Pointe Drive NW, south side of street;
- 46) Fourth Street NW, from 507.98 feet west of Mallard Pointe Drive NW, south side of street;
- 47) Fifteenth Street SE, from Grant Street S, to the east corporate limits, both sides of street;
- 48) Adams Street SE, from 15th Street SE, to the end of street, east side of street;
- 49) Oleson Drive SE, from U.S. Highway 65 to 11th Street SE, north side of street;
- 50) Pleasant Street NE, from 2nd Street NE, to the north corporate limits, both sides of street;
- 51) Eleventh Court SE, from 442 feet north of Lincoln Street SE, east side of street;
- 52) Eleventh Street SE, from Lincoln Street SE, to Oleson Drive SE, east side of street;
- 53) Grant Court SE, from 10th Street SE, to 10th Street SE, north side of street;
- 54) Lincoln Court SE, from 448 feet north of 10th Street SE, north side of street;
- 55) Ninth Court SE, from 539 feet west of Lincoln Street SE, north side of street;
- 56) Grant Court SE, from 11th Street SE, to 10th Street SE, north side of street.

- 57) Lincoln Street SE, from 15th Street SE, to end of street, south side of street;
- 58) Michael Street SE, from 15th Street SE, to end of street, east side of street;
- 59) Fourteenth Street SE, east side of street;
- 60) Fourteenth Street SE, from 173 feet west of Lincoln Street SE, south side of street;
- 61) Fourteenth Street SE, from 403 feet east of Michael Street SE, south side of street;
- 62) Fifth Street NW, from Mallard Pointe Drive NW, to end of street, north side of street;
- 63) Tailfeather Drive NW, from Mallard Pointe Drive NW, to end of street, north side of street;
- 64) Tailfeather Court NW, from 330 feet south of Mallard Pointe Drive NW, west side of street;
- 65) Ninth Street SE, from Filmore Avenue SE, to end of street, west side of street;
- 66) Cleveland Avenue SE, from Brick Street SE, to end of street, north side of street;
- 67) Jefferson Avenue SE, from Brick Street SE, to end of street, north side of street;
- 68) Tailfeather Drive NW, from Grant Street N, to end of street, north side of street;
- 69) Spruce Drive NW, from Tailfeather Drive NW, to Walnut Drive NW, east side of street;
- 70) Spruce Circle NW, from 178 feet south of Walnut Drive NW, east side of street;
- 71) Walnut Drive NW, from Spruce Drive NW, to end of street, north side of street;
- 72) Sycamore Drive NW, from Walnut Drive NW, to end of street, east side of street;
- 73) Evergreen Circle NW, from 265 feet south of Walnut Drive NW, east side of street;
- 74) Brick Street SE, from Grant Street S, to Oleson Drive SE, both sides of street;
- 75) Spruce Circle NW, from 198 feet south of Walnut Drive NW, east side of street;
- 76) Evergreen Circle NW, from 265 feet south of Walnut Drive NW, east side of street;
- 77) Mulberry Drive NW, to Tailfeather Drive NW, north and east sides of street;
- 78) Sixth Court NW, from 344 feet west of Deer Ridge Drive NW, north side of street;
- 79) Mallard Pointe Drive NW, east side of street;
- 80) Fifth Street NW, from Mallard Pointe Drive NW, to end of street, north side of street;

- 81) Tailfeather Court NW, from 330 feet south of Mallard Pointe Drive NW, west side of street.
- 82) Thirty-fourth Street, SW, south side of street;
- 83) Thirty-fifth Street, SW, south side of street;
- 84) Ash Drive SW, west side of street;
- 85) Maple Drive SW, east side of street;
- 86) Brick Street SE, from Grant Street, S, to Oleson Drive, SE, south and east sides of street;
- 87) Grain Street NE, north and south side of street; except the 120 feet on the south side beginning at Main Street, which will be reserved for Event Vehicle Parking;
- 88) Thirty-third Street SW, north side of street;
- 89) Prairie Drive SW, east side of street;
- 90) Poplar Drive SW, east side of street.
- 91) Third Street, SE, from Filmore Avenue, SE, to Washington Avenue, SE, north side of street.
- 92) Aspen Drive, NW, north side of Street.
- 93) Thirteenth Street, SE, to Pleasant Street, SE, south side of street.
- 94) Brick Street, SE, from Grant Street, S to Oleson Drive, SE, both sides of street.
- 95) Lincoln Street, SE, 175' from U.S. Highway 65, south side of street.
- 96) Evergreen Drive, NW, west side of street.
- 97) Tailfeather Drive, NE, north side of street.
- 98) Aspen Drive, NE, south side of street.
- 99) Evergreen Drive, NW, west side of street.
- 100) Third Street, NW, north side of street.
- 101) Fourth Street, NW, north side of street.
- 102) Fifth Street, NW, north side of street.

- 103) Sixth Street, NW, north side of street.
- 104) Sixth Street, NE, north side of street
- 105) Aaron Avenue, NW, south side of street;
- 106) Summit Circle, NW, south side of street;
- 107) Third Street, NW, from Evergreen Drive, NW to Sycamore Drive, NW, north side of street;
- 108) Aspen Drive, NE, from James Street, NE, to Lincoln Street, NE, south side of the street;
- 109) Shiloh Rose Parkway, NW, from Mallard Pointe Drive, NW, to 2<sup>nd</sup> Street, NW, west side of the street;
- 110) Aaron Avenue, NW, from Grant Street, N, to Aspen Drive, NW, south side of the street;
- 111) Caitlin Court, SE, from 292 feet south, to 13<sup>th</sup> Street, SE, west side of the street;
- 112) Washington Avenue, north and south sides of the street, between Highway 65 and Brick Street, SE.

*(Ordinance No. 05-202)*

*(Ordinance No. 05-219)*

*(Ordinance No. 07-218)*

*(Ordinance No. 08-218)*

*(Ordinance No. 08-220)*

*(Ordinance No. 08-225)*

*(Ordinance No. 09-214)*

*(Ordinance No. 12-209)*

*(Ordinance No. 13-202)*

*(Ordinance No. 13-214)*

*(Ordinance No. 14-205)*

*(Ordinance No. 14-208)*

*(Ordinance No. 14-210)*

*(Ordinance No. 16-209)*

*(Ordinance No. 16-214)*

*(Ordinance No. 16-219)*

*(Ordinance No. 16-221)*

*(Ordinance No. 17-205)*

*(Ordinance No. 17-212)*

*(Ordinance No. 17-215)*

*(Ordinance No. 18-207)*  
*(Ordinance No. 190916-215)*  
*(Ordinance No. 200601-216)*

**69.09 TRUCK PARKING LIMITED.** No person shall park a motor vehicle of any type that exceeds eight (8) feet in height or eight (8) feet in width or twenty-two (22) feet in length on any street within the City, except when such vehicles are actually engaged in the delivery or receiving of merchandise or cargo. When actually receiving or delivering merchandise or cargo such vehicle shall be stopped or parked in a manner, which will not interfere with other traffic.

*(Ordinance No. 08-200)*  
*(Ordinance No. 190520-210)*

**69.10 SNOW REMOVAL.** No person shall park any vehicle or permit the same to remain standing upon any public street in the City during any one of the following times or periods:

The City of Bondurant Snow Ordinance shall take effect following a declaration of same by the City Administrator or Public Works Director, however, anytime there is more than two inches of snowfall, the snow ordinance will automatically go into effect. Vehicles must be removed from any City street within one hour of the declaration and remain off the streets for the following twenty-four (24) hours after the snowfall ends. Vehicles not removed within an hour of the declaration, will be ticketed for violating the City's Snow Ordinance. After being ticketed, vehicles not removed from the City Street within twelve hours after the declaration, may be towed, with expenses for towing payable by the vehicle owner.

*(Ordinance No. 08-201)*  
*(Ordinance No. 07-221)*  
*(Ordinance No. 18-222)*

**69.11 Deleted.**

*(Ordinance No. 10-207)*

**69.12 PARKING OF VEHICLES ON PRIVATE PROPERTY.** Parking a car, truck, camper motor home, travel trailer or boat and / or boat trailer on grass is prohibited. All such vehicles parked, shall be parked on concrete or asphalt surface. Gravel is not permitted.

*(Ordinance No. 07-220)*

**69.13 REQUEST FOR TEMPORARY VARIANCE.** The City Administrator may at his discretion issue a temporary parking variance, which shall remain in effect for not more than thirty days. Such variance shall be issued in the following manner:

1. A parking permit shall be issued stating clearly the variance which is allowed. The permit shall state that it must be posted in the windshield on the driver's side of any vehicle that seeks protection under this variance. The permit shall also state that acceptance of this

permit is consent to abide by the limitations placed on this permit by this subsection. A copy of this subsection shall be attached to the letter issuing the permit or to the permit itself.

2. Variances for longer than twenty-four hours shall be issued by written request only. The request shall include:

A. The reason for needing a variance;

B. The duration of variance requested, for example: January 1 through and including January 5, 2009;

C. Provisions for adequate warnings to the public and a specific plan as to how the request for variance will minimize any safety concerns and inconvenience to the public.

3. A variance may be extended upon written request. The request must contain the information required in subsection 2. The total days a variance is allowed may not exceed thirty days.

4. The parking permit must be placed in the vehicle clearly visible from the outside of the car, under the windshield of the driver's side of the car. Failure to post the permit in a clearly visible spot under the windshield subjects the vehicle to liability for violation of this chapter, and may cause the vehicle to be impounded.

5. No variance under this section is effective until adequate traffic signs, signals markings or devices are erected clearly indicating the regulation or warning of said variance. Any costs associated with this signage or warning markers related to an approved variance shall be the financial responsibility of the applicant.

6. If the variance is to be in effect for more than twenty-four hours, a letter describing the variance shall be sent to the police department. This letter shall conform in all respects to the variance permit as issued by the City Administrator.

7. The City Administrator shall have the authority to revoke said permit, for any reason, upon 24 hours written notice to the applicant.

*(Ordinance No. 09-208)*

#### **69.14 TRUCK, TRAILER AND BOAT PARKING LIMITED.**

1. No person shall park a trailer, semi-trailer, tractor, road tractor or truck tractor unit, boat, camper, recreational vehicle, motor home or equipment of any type at any time upon any portion

of any street except for such reasonable time as may be necessary to load or unload passengers, freight, or other merchandise.

2. No person shall park any non-licensed construction equipment on a street in a residential neighborhood for any period longer than two hours, except while actively using the equipment during normal working hours.

3. No person shall stand or park a tractor-trailer or semi-trailer on any street in a residential area for any period longer than two hours, except that the driver of a tractor-trailer or semi-trailer may temporarily stand or park in a residential area for the purpose of and while actually engaged in loading or unloading such vehicle. This provision applies to the trailer when disconnected from the tractor or from the vehicle meant to tow or pull the trailer.

*(Ordinance No. 09-209)*

#### **69.15 VEHICLES "FOR SALE" PARKING**

1. 1. R Zoning Districts. Vehicles to be defined as cars, trucks, trailers, motor homes, or campers for purposes of this Section may be placed in driveways or parking lots and advertised "For Sale" on any R zoned property. A vehicle must be owned by the property owner or permission verified by the property owner.

2. Construction equipment and any other type of vehicle(s) not specifically referenced in number 1 above may not be advertised for sale while located on any R zoned property.

3. C & M Zoning Districts. No more than one vehicle, including construction equipment, may be advertised for sale on any one lot located in a C or M zoning district for more than one occurrence each calendar year for up to a maximum of 30 consecutive days. A "calendar year" is defined as the period between January 1, and December 31. An "occurrence" is deemed to commence at any time a vehicle or construction equipment is placed on a lot and marked in any way for sale. A vehicle must be owned by the property owner or permission verified by the property owner. This provision does not apply to any businesses that are licensed by the State of Iowa to sell.

4. Any violation of this section shall be deemed a municipal infraction and shall be prosecuted pursuant to Chapter 4 of Bondurant Code of Ordinances.

*(Ordinance No. 13-206)*



## CHAPTER 70

### TRAFFIC CODE ENFORCEMENT PROCEDURES

<b>70.01 Arrest or Citation</b>	<b>70.04 Parking Violations: Vehicle Unattended</b>
<b>70.02 Scheduled Violations</b>	<b>70.05 Presumption in Reference to Illegal Parking</b>
<b>70.03 Parking Violations: Alternate</b>	<b>70.06 Impounding Vehicles</b>

**70.01 ARREST OR CITATION.** Whenever a peace officer has reasonable cause to believe that a person has violated any provision of the Traffic Code, such officer may:

1. Immediate Arrest. Immediately arrest such person and take such person before a local magistrate, or
2. Issue Citation. Without arresting the person, prepare in quintuplicate a combined traffic citation and complaint as adopted by the Iowa Commissioner of Public Safety, or issue a uniform citation and complaint utilizing a State-approved computerized device.

(Code of Iowa, Sec. 805.6 & 321.485)

**70.02 SCHEDULED VIOLATIONS.** For violations of the Traffic Code which are designated by Section 805.8 of the Code of Iowa to be scheduled violations, the scheduled fine for each of those violations shall be as specified in Section 805.8 of the Code of Iowa.

(Code of Iowa, Sec. 805. &, 805.8)

**70.03 PARKING VIOLATIONS: ALTERNATE.** Admitted violations of parking restrictions imposed by this Code of Ordinances may be charged upon a simple notice of a fine payable at the office of the City Administrator. The simple notice of a fine shall be in the amount of fifteen dollars (\$15.00) for all violations except snow route parking violations and improper use of a person with disabilities parking permit. If such fine is not paid within thirty (30) day, it shall be increased by an additional five dollars (\$5.00). The simple notice of a fine for snow removal parking violations as stated in Section 69.10, shall be twenty-five dollars (\$25.00), and the simple notice of a fine for improper use of a person with disabilities parking permit is one hundred dollars (\$100.00). If such a fine is not paid within thirty (30) days, it shall be increased by an additional five dollars (\$5.00). Failure to pay the simple notice of a fine shall be grounds for the filing of a complaint in District Court.

However, the provisions of this chapter shall not be deemed to prevent local authorities, with respect to streets and highways under their jurisdiction and within the reasonable exercise of the police power, from doing any of the following:

1. Regulating the standing or parking of vehicles.

2. Parking meter, snow route, and overtime parking violations which are contested shall be charged and proceed before a court the same as other traffic violations. Filing fees and court costs shall be assessed as provided in section 602.8106, subsection 1, and section 805.6, subsection, 1, paragraph "a" for parking violation cases.

(Code of Iowa, Sec. 321.236 [1a] & 321L.4[2])

*(Ordinance No. 09-210)*

*(Ordinance No. 10-207)*

*(Ordinance No. 15-220)*

**70.04 PARKING VIOLATIONS: VEHICLE UNATTENDED.** When a vehicle is parked in violation of any provision of the Traffic Code, and the driver is not present, the notice of fine or citation as herein provided shall be attached to the vehicle in a conspicuous place.

**70.05 PRESUMPTION IN REFERENCE TO ILLEGAL PARKING.** In any proceeding charging a standing or parking violation, a prima facie presumption that the registered owner was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred, shall be raised by proof that:

1. Described Vehicle. The particular vehicle described in the information was parked in violation of the Traffic Code, and

2. Registered Owner. The defendant named in the information was the registered owner at the time in question.

**70.06 IMPOUNDING VEHICLES.** A peace officer is hereby authorized to remove, or cause to be removed, a vehicle from a street, public alley, public parking lot or highway to the nearest garage or other place of safety, or to a garage designated or maintained by the City, under the circumstances hereinafter enumerated:

1. Disabled Vehicle. When a vehicle 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.

(Code of Iowa, Sec. 321.236 [1])

2. Illegally Parked Vehicle. When any vehicle is left unattended and is so illegally parked as to constitute a definite hazard or obstruction to the normal movement of traffic.

(Code of Iowa, Sec. 321.236 [1])

3. Snow Removal. When any vehicle is left parked in violation of a ban on parking during snow removal operations.

4.      Parked Over Forty-eight Hour Period. When any vehicle is left parked for a continuous period of forty-eight (48) hours or more. If the owner is found, the owner shall be given an opportunity to remove the vehicle.

(Code of Iowa, Sec. 321.236 [1])

5.      Costs. In addition to the standard penalties provided, the owner or driver of any vehicle impounded for the violation of any of the provisions of this chapter shall be required to pay the reasonable cost of towing and storage.

(Code of Iowa, Sec. 321.236 [1])

## CHAPTER 75

### ALL-TERRAIN VEHICLES AND SNOWMOBILES

<b>75.01 Purpose</b>	<b>75.05 Operation of All-Terrain Vehicles</b>
<b>75.02 Definitions</b>	<b>75.06 Negligence</b>
<b>75.03 General Regulations</b>	<b>75.07 Accident Reports</b>
<b>75.04 Operation of Snowmobiles</b>	

**75.01 PURPOSE.** The purpose of this chapter is to regulate the operation of all-terrain vehicles and snowmobiles within the City.

**75.02 DEFINITIONS.** For use in this chapter the following terms are defined:

1. “All-terrain vehicle” or “ATV” means a motorized flotation-tire vehicle with not less than three (3) low pressure tires, but not more than six (6) low pressure tires, or a two-wheeled, off-road motorcycle, that is limited in engine displacement to less than eight hundred (800) cubic centimeters and in total dry weight to less than seven hundred fifty (750) pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control. Two-wheeled, off-road motorcycles shall be considered all-terrain vehicles only for the purpose of titling and registration. An operator of a two-wheeled, off-road motorcycle is exempt from the safety instruction and certification program requirement of Sections 321I.24 and 321I.25 of the Code of Iowa.

(Code of Iowa, Sec. 321I.1[1])

**(Ordinance. 02-208)**

2. “Snowmobile” means a motorized vehicle weighing less than one thousand (1,000) pounds which uses sled-type runners or skis, endless belt-type tread, or any combination of runners, skis or tread, and is designed for travel on snow or ice.

(Code of Iowa, Sec. 321G.1 [18])

**75.03 GENERAL REGULATIONS.** No person shall operate an ATV within the City in violation of Chapter 321I of the Code of Iowa or a snowmobile within the City in violation of the provisions of Chapter 321G of the Code of Iowa or in violation of rules established by the Natural Resource Commission of the Department of Natural Resources governing their registration, numbering, equipment and manner of operation.

(Code of Iowa, Ch. 321G & Ch. 321I)

**75.04 OPERATION OF SNOWMOBILES.** The operators of snowmobiles shall comply with the following restrictions as to where snowmobiles may be operated within the City.

1. Streets. Snowmobiles shall be operated only upon streets, which have not been plowed during the snow season and on such other streets as may be designated by resolution of the Council.

(Code of Iowa, Ch. 321G.9[4a])

2. Exceptions. Snowmobiles may be operated on prohibited streets only under the following circumstances:

A. Emergencies. Snowmobiles may be operated on any street in an emergency during the period of time when and at locations where snow upon the roadway renders travel by conventional motor vehicles impractical.

(Code of Iowa, Sec. 321G.9[4c])

B. Direct Crossing. Snowmobiles may make a direct crossing of a prohibited street provided all of the following occur:

(1) The crossing is made at an angle of approximately ninety degrees (90°) to the direction of the street and at a place where no obstruction prevents a quick and safe crossing;

(2) The snowmobile is brought to a complete stop before crossing the street;

(3) The driver yields the right-of-way to all on-coming traffic, which constitutes an immediate hazard; and

(4) In crossing a divided street, the crossing is made only at an intersection of such street with another street.

(Code of Iowa, Sec. 321G.9[2])

3. Railroad Right-of-way. Snowmobiles shall not be operated on an operating railroad right-of-way. A snowmobile may be driven directly across a railroad right-of-way only at an established crossing and notwithstanding any other provisions of law may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic.

(Code of Iowa, Sec. 321G.13[h])

4. Trails. Snowmobiles shall not be operated on all-terrain vehicle trails except where so designated.

(Code of Iowa, Sec. 321G.9[4g])

5. Parks and Other City Land. Snowmobiles shall not be operated in any park, playground or upon any other City-owned property without the express permission of the City. A snowmobile shall not be operated on any City land without a snow cover of at least one-tenth of one inch.

6. Sidewalk or Parking. Snowmobiles shall not be operated upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the “parking” except for purposes of crossing the same to a public street upon which operation is authorized by this chapter.

**75.05 OPERATION OF ALL-TERRAIN VEHICLES.** The operators of ATVs shall comply with the following restrictions as to where ATVs may be operated within the City:

1. Streets. ATVs may be operated on streets only in accordance with Section 321.234A of the Code of Iowa or on such streets as may be designated by resolution of the Council for the sport of driving ATVs.

(Code of Iowa, Sec. 321I.10[1 & 2A])

2. Trails. ATVs shall not be operated on snowmobile trails except where designated.

(Code of Iowa, Sec. 321I.10[3])

3. Railroad Right-of-way. ATVs shall not be operated on an operating railroad right-of-way. An ATV may be driven directly across a railroad right-of-way only at an established crossing and notwithstanding any other provisions of law may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic.

(Code of Iowa, Sec. 321I.14[h])

4. Parks and Other City Land. ATVs shall not be operated in any park, playground or upon any other City-owned property without the express permission of the City.

5. Sidewalk or Parking. ATVs shall not be operated upon the public sidewalk or that portion of the street located between the curb line and the sidewalk or property line commonly referred to as the “parking.”

**75.06 NEGLIGENCE.** The owner and operator of an ATV or snowmobile are liable for any injury or damage occasioned by the negligent operation of the ATV or snowmobile. The owner of an ATV or snowmobile shall be liable for any such injury or damage only if the owner was the operator of the ATV or snowmobile at the time the injury or damage occurred or if the operator had the owner’s consent to operate the ATV or snowmobile at the time the injury or damage occurred.

(Code of Iowa, Sec. 321G.18 & 321I.19)

**75.07 ACCIDENT REPORTS.** Whenever an ATV or snowmobile is involved in an accident resulting in injury or death to anyone or property damage amounting to one thousand five hundred dollars (\$1,500.00) or more, either the operator or someone acting for the operator shall immediately notify a law enforcement officer and shall file an accident report, in accordance with State law.

(Code of Iowa, Sec. 321G.10 & 321I.11)

*(Ordinance No. 04-211)*

*(Ordinance No. 14-200)*

## CHAPTER 76

### BICYCLE REGULATIONS

76.01 Definitions	76.11 Place of Riding
76.02 Alteration of Serial Frame Number	76.12 Bicycle Lanes
76.03 Sirens and Whistles Prohibited	76.13 Emerging from Alley or Driveway
76.04 Lamps and Reflectors	76.14 Operation on Sidewalk
76.05 Stopping	76.15 Clinging to other Vehicles
76.06 Applicability of Motor Vehicle Laws	76.16 Following Emergency Vehicles
76.07 Obedience to Signals	76.17 Parking
76.08 Improper Riding	76.18 Reckless Operation
76.09 Carrying Packages	76.19 Penalties
76.10 Control with Hands on Handlebars	

#### 76.01 DEFINITIONS.

A. “Bicycle” means either of the following:

1. A device having up to four wheels and having at least one saddle or seat for the use of a rider, which is propelled by human power.
2. A device having up to four wheels with fully operable pedals and an electric motor of one horsepower or less.

B. “Multi-Use Trail” means a way or place, the use of which is controlled by the City as an owner of real property, designated by the multi-use recreational trail maps, as approved by resolution by the City Council, and no multi-use trail shall be considered as a street or highway.

**76.02 ALTERATION SERIAL FRAME NUMBER.** It shall be unlawful for any person to willfully or maliciously remove, destroy, mutilate or alter the manufacturer’s serial frame number of any bicycle.

**76.03 SIRENS AND WHISTLES PROHIBITED.** A bicycle shall not be equipped with and a person shall not use upon a bicycle any siren or whistle. This section shall not apply to bicycles ridden by peace officers in the line of duty.

#### 76.04 LAMPS AND REFLECTORS.

A. Every bicycle ridden at any time from sunset to sunrise and at such other times when conditions such as fog, snow, sleet, or rain provide insufficient lighting to render clearly discernible persons and vehicles on the highway at a distance of three hundred feet ahead, shall be equipped with a lamp on the front exhibiting a white light visible from a distance of at least three hundred feet to the front.



B. Every bicycle shall be equipped with a lamp on the rear exhibiting a red light visible from a distance of three hundred feet to the rear; except that a red reflector may be used in lieu of a rear light.

C. Equivalent equipment such as headlamps and red light attachments to the arm or leg may be used in lieu of a lamp on the front and a red light on the rear of the bicycle.

D. A peace officer riding a police bicycle is not required to use either front or rear lamps, if duty so requires.

**76.05 STOPPING.** Every bicycle used upon the City streets, sidewalks, highways, park roads or multi-use trails, shall be able to come to a complete stop within a safe distance.

**76.06 APPLICABILITY OF MOTOR VEHICLE LAWS.** Every person operating a bicycle upon the City streets, highways, park roads, or multi-use trails shall be subject to this chapter and other City traffic ordinances and the state statutes applicable to the drivers of motor vehicles, except as to special regulations in this chapter and except as to those provisions of ordinances and statutes, which by their nature can have no application or those provisions for which specific exceptions have been set forth regarding police bicycles.

**77.07 OBEDIENCE TO SIGNALS.** Every person operating a bicycle shall obey the directions of official traffic signals, signs and other control devices applicable to other vehicles, unless otherwise directed by a police officer, and shall obey direction signs relative to turns permitted, unless such person dismounts from the bicycle, when he or she shall then obey the regulations applicable to pedestrians.

**76.08 IMPROPER RIDING.**

A. A person propelling a bicycle on any street, sidewalk, highway, park road or multi-use recreational trail, shall not ride other than upon or astride a permanent and regular seat attached to the bicycle and shall not use a bicycle to carry more persons at one time than the number of persons for which the bicycle is designed and equipped.

B. This section does not apply to the use of a bicycle in a parade or special event authorized by the City.

**76.09 CARRYING PACKAGES.** No person operating a bicycle upon a street, sidewalk, highway, park road or multi-use trail shall carry any package, bundle or article which prevents the rider from keeping at least one hand upon the handlebars.

**76.10 CONTROL WITH HANDS ON HANDLEBARS.** The operator of a bicycle upon a street, sidewalk, highway, park road or multi-use trail shall keep the bicycle under control at all times and at all times during operation shall have one or both hands upon the handlebars and the feet engaged with the braking device if the braking device is designed to be actuated by the feet.

## **76.11 PLACE OF RIDING.**

A. Any person operating a bicycle upon a roadway at a speed less than the normal speed of traffic moving in the same direction, shall ride as close as practicable to the right-hand curb or edge of the roadway, except under any of the following situations:

1. When overtaking and passing another bicycle vehicle proceeding in the same direction.
2. When preparing for a left turn at an intersection or into a private road or driveway.
3. When reasonably necessary to avoid conditions (including, but not limited to, fixed or moving objects, vehicles, bicycles, pedestrians, animals, surface hazards, or substandard width lanes) that make it unsafe to continue along the right-hand curb or edge. For purposes of this section, a “substandard width lane” is a lane that is too narrow for a bicycle and a vehicle to travel safely side by side within the lane.
4. A facility that would allow bicycle traffic on the left side of the roadway.

B. Any person operating a bicycle upon a roadway which carries traffic in one direction only and has two or more marked traffic lanes, may ride as near the left-hand curb or edge of such roadway as practicable.

C. When so riding upon any multi-use trail with other cyclists, there shall not be more than two abreast.

D. This section does not apply to the use of a bicycle in a parade or special event authorized by the City.

## **76.12 BICYCLE LANES.**

A. Whenever a bicycle lane has been established on a roadway, any person operating a bicycle upon the roadway moving in the same direction may ride within the bicycle lane.

B. Any person operating a bicycle within a bicycle lane may move out of the lane when overtaking and passing another bicycle, vehicle, or pedestrian within the lane or about to enter the lane, if such overtaking and passing cannot be done safely within the lane.

C. No person operating a bicycle shall leave a bicycle lane until the movement can be made with reasonable safety and then only after giving an appropriate signal.

D. No person shall drive a motor vehicle in a bicycle lane established on a roadway except as follows:

1. To park where parking is permitted.

2. To enter or leave the roadway.
3. To prepare for a turn within a distance of 200 feet from the intersection.

**76.13 EMERGING FROM ALLEY OR DRIVEWAY.** The operator of a bicycle emerging from an alley, driveway or building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway or driveway, yield the right-of-way to all pedestrians approaching on the sidewalk or sidewalk area and upon entering the roadway, shall yield the right-of way to all vehicles approaching on the roadway.

**76.14 OPERATION ON SIDEWALK.** Bicycles may be operated upon the public sidewalks in a careful and prudent manner, except where signs are erected prohibiting riding on the sidewalk. Every person lawfully operating a bicycle upon a public sidewalk, shall yield the right-of-way when approaching a pedestrian and shall give an audible signal before overtaking and passing.

**76.15 CLINGING TO OTHER VEHICLES.** No person riding upon any bicycle on a street, sidewalk, highway, park road or multi-use trail shall attach the bicycle or himself or herself to any moving vehicle by tow rope, hand grip or otherwise.

**76.16 FOLLOWING EMERGENCY VEHICLES.** No person riding a bicycle shall follow closer than 500 feet of an emergency vehicle as defined by Iowa Code Section 321.1, which has emergency lights and / or siren activated, and shall not stop, park, or leave a bicycle within 500 feet of an emergency vehicle stopped in response to an emergency.

**76.17 PARKING.** No person shall park a bicycle upon a street other than upon the sidewalk in a rack to support the bicycle or against a building or at the curb in such a manner as to afford the least obstruction to pedestrian traffic, or upon the parking area between the sidewalk and the roadway.

**76.18 RECKLESS OPERATION.** No person shall operate a bicycle with willful or wanton disregard for the safety of persons or property.

**76.19 PENALTIES.** Anyone violating any of the provisions of this ordinance shall, upon conviction, be subject to a fine not exceeding one hundred (100) dollars or be subject to imprisonment not exceeding thirty (30) days.

*(Ordinance No. 11-207)*

## CHAPTER 80

### ABANDONED VEHICLES

<b>80.01 Definitions</b>	<b>80.06 Disposal of Abandoned Vehicles</b>
<b>80.02 Authority to Take Possession of Abandoned Vehicles</b>	<b>80.07 Disposal of Totally Inoperable Vehicles</b>
<b>80.03 Notice by Mail</b>	<b>80.08 Proceeds from Sales</b>
<b>80.04 Notification in Newspaper</b>	<b>80.09 Duties of Demolisher</b>
<b>80.05 Fees for Impoundment</b>	

**80.01 DEFINITIONS.** For use in this chapter the following terms are defined:

(Code of Iowa, Sec. 321.89[1])

1. “Abandoned vehicle” means any of the following:
  - A. A vehicle that has been left unattended on public property for more than twenty-four (24) hours and lacks current registration plates or two (2) or more wheels or other parts which renders the vehicle totally inoperable.
  - B. A vehicle that has remained illegally on public property for more than twenty-four (24) hours.
  - C. A vehicle that has been unlawfully parked or placed on private property without the consent of the owner or person in control of the property for more than twenty-four (24) hours.
  - D. A vehicle that has been legally impounded by order of a police authority and has not been reclaimed for a period of ten (10) days. However, a police authority may declare the vehicle abandoned within the ten-day period by commencing the notification process.
  - E. Any vehicle parked on the highway determined by a police authority to create a hazard to other vehicle traffic.
  - F. A vehicle that has been impounded pursuant to Section 321J.4B of the Code of Iowa by order of the court and whose owner has not paid the impoundment fees after notification by the person or agency responsible for carrying out the impoundment order.
2. “Demolisher” means a person licensed under Chapter 321H of the Code of Iowa whose business it is to convert a vehicle to junk, processed scrap or scrap metal, or otherwise to wreck, or dismantle vehicles.
3. “Police authority” means the Iowa state patrol or any law enforcement agency of a county or City.

**80.02 AUTHORITY TO TAKE POSSESSION OF ABANDONED VEHICLES.** A police authority, upon the authority's own initiative or upon the request of any other authority having the duties of control of highways or traffic, shall take into custody an abandoned vehicle on public property and may take into custody any abandoned vehicle on private property. The police authority may employ its own personnel, equipment and facilities or hire a private entity, equipment and facilities for the purpose of removing, preserving, storing, or disposing of abandoned vehicles. If a police authority employs a private entity to dispose of abandoned vehicles, the police authority shall provide the private entity with the names and addresses of the registered owners, all lienholders of record, and any other known claimant to the vehicle or the personal property found in the vehicle.

(Code of Iowa, Sec. 321.89[2])

**80.03 NOTICE BY MAIL.** The police authority or private entity that takes into custody an abandoned vehicle shall notify, within twenty (20) days, by certified mail, the last known registered owner of the vehicle, all lienholders of record, and any other known claimant to the vehicle or to personal property found in the vehicle, addressed to the parties' last known addresses of record, that the abandoned vehicle has been taken into custody. Notice shall be deemed given when mailed. The notice shall describe the year, make, model and vehicle identification number of the vehicle, describe the personal property found in the vehicle, set forth the location of the facility where the vehicle is being held, and inform the persons receiving the notice of their right to reclaim the vehicle and personal property within ten (10) days after the effective date of the notice upon payment of all towing, preservation, and storage charges resulting from placing the vehicle in custody and upon payment of the costs of the notice. The notice shall also state that the failure of the owner, lienholders or claimants to exercise their right to reclaim the vehicle or personal property within the time provided shall be deemed a waiver by the owner, lienholders and claimants of all right, title, claim and interest in the vehicle or personal property and that failure to reclaim the vehicle or personal property is deemed consent to the sale of the vehicle at a public auction or disposal of the vehicle to a demolisher and to disposal of the personal property by sale or destruction. The notice shall state that any person claiming rightful possession of the vehicle or personal property who disputes the planned disposition of the vehicle or property by the police authority or private entity or of the assessment of fees and charges provided by this section may ask for an evidentiary hearing before the police authority to contest those matters. If the persons receiving the notice do not ask for a hearing or exercise their right to reclaim the vehicle or personal property within the ten-day reclaiming period, the owner, lienholders or claimants shall no longer have any right, title, claim, or interest in or to the vehicle or the personal property. A court in any case in law or equity shall not recognize any right, title, claim, or interest of the owner, lienholders or claimants after the expiration of the ten-day reclaiming period.

(Code of Iowa, Sec. 321.89[3a])

**80.04 NOTIFICATION IN NEWSPAPER.** If it is impossible to determine with reasonable certainty the identity and addresses of the last registered owner and all lienholders, notice by one publication in one newspaper of general circulation in the area where the vehicle was abandoned shall be sufficient to meet all requirements of notice under Section 80.03. The published notice may contain multiple listings of abandoned vehicles and personal property but shall be published within the same time requirements and contain the same information as prescribed for mailed notice in Section 80.03.

(Code of Iowa, Sec. 321.89[3b])

**80.05 FEES FOR IMPOUNDMENT.** The owner, lienholder or claimant shall pay all towing and storage fees as established by the storage facility, whereupon the vehicle shall be released.

(Code of Iowa, Sec. 321.89[3a])

**80.06 DISPOSAL OF ABANDONED VEHICLES.** If an abandoned vehicle has not been reclaimed as provided herein, the police authority or private entity shall make a determination as to whether or not the motor vehicle should be sold for use upon the highways, and shall dispose of the motor vehicle in accordance with State law.

(Code of Iowa, Sec. 321.89[4])

**80.07 DISPOSAL OF TOTALLY INOPERABLE VEHICLES.** The City or any person upon whose property or in whose possession is found any abandoned motor vehicle, or any person being the owner of a motor vehicle whose title certificate is faulty, lost or destroyed, may dispose of such motor vehicle to a demolisher for junk, without a title and without notification procedures, if such motor vehicle lacks an engine or two (2) or more wheels or other structural part which renders the vehicle totally inoperable. The police authority shall give the applicant a certificate of authority. The applicant shall then apply to the County Treasurer for a junking certificate and shall surrender the certificate of authority in lieu of the certificate of title.

(Code of Iowa, Sec. 321.90[2e])

**80.08 PROCEEDS FROM SALES.** Proceeds from the sale of any abandoned vehicle shall be applied to the expense of auction, cost of towing, preserving, storing and notification required, in accordance with State law. Any balance shall be held for the owner of the motor vehicle or entitled lienholder for ninety (90) days, and then shall be deposited in the State Road Use Tax Fund. Where the sale of any vehicle fails to realize the amount necessary to meet costs the police authority shall apply for reimbursement from the Department of Transportation.

(Code of Iowa, Sec. 321.89[4])

**80.09 DUTIES OF DEMOLISHER.** Any demolisher who purchases or otherwise acquires an abandoned motor vehicle for junk shall junk, scrap, wreck, dismantle or otherwise demolish such motor vehicle. A demolisher shall not junk, scrap, wreck, dismantle or demolish a vehicle until the demolisher has obtained the junking certificate issued for the vehicle.

(Code of Iowa, Sec. 321.90[3a])

*(Ordinance No. 05-215)*

# CHAPTER 81

## RAILROAD REGULATIONS

81.01 Definitions	81.03 Obstructing Streets
81.02 Warning Signals	81.04 Crossing Maintenance

**81.01 DEFINITIONS.** For use in this chapter, the following terms are defined:

1. “Railroad train” means an engine or locomotive, with or without cars coupled thereto, operated upon rails.

(Code of Iowa, Sec. 321.1)

2. “Operator” means any individual, partnership, corporation or other association which owns, operates, drives or controls a railroad train.

**81.02 WARNING SIGNALS.** Operators shall sound a horn at least one thousand (1,000) feet before a street crossing is reached and after sounding the horn, shall ring the bell continuously until the crossing is passed.

(Code of Iowa, Sec. 327G.13)

**81.03 OBSTRUCTING STREETS.** Operators shall not operate any train in such a manner as to prevent vehicular use of any highway, street or alley for a period of time in excess of ten (10) minutes except:

(Code of Iowa, Sec. 327G.32)

1. Comply with Signals. When necessary to comply with signals affecting the safety of the movement of trains.
2. Avoid Striking. When necessary to avoid striking any object or person on the track.
3. Disabled. When the train is disabled.
4. Safety Regulations. When necessary to comply with governmental safety regulations including, but not limited to, speed ordinances and speed regulations.
5. In Motion. When the train is in motion, except while engaged in switching operations.
6. No Traffic. When there is no vehicular traffic waiting to use the crossing.



An employee is not guilty of a violation of this section if the employee's action was necessary to comply with the direct order or instructions of a railroad corporation or its supervisors. Guilt is then with the railroad corporation.

**81.04 CROSSING MAINTENANCE.** Operators shall construct and maintain good, sufficient and safe crossings over any street traversed by their rails.

(Bourett vs. Chicago & N.W. Ry. 152 Iowa 579, 132 N.W. 973 [1943])

(Code of Iowa, Sec. 364.11)