

CHAPTER XIV: TRAFFIC

Article

1. STANDARD TRAFFIC ORDINANCES
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3. HAZARDOUS MATERIALS

ARTICLE 1: STANDARD TRAFFIC ORDINANCES

Section

- 14-101 Incorporating standard traffic ordinance
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- 14-103 Penalty for scheduled fines
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§ 14-101 INCORPORATING STANDARD TRAFFIC ORDINANCE.

There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the city, that certain standard traffic ordinance known as the “Standard Traffic Ordinance for Kansas Cities”, Edition of 2016, prepared and published in book form by the League of Kansas Municipalities, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. One copy of said standard ordinance shall be marked or stamped “Official Copy as Incorporated by the Code of the City of Victoria, Kansas”, with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this section, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

(1994 Code, § 14-101) (Ord. B-540, passed 9-15-2014)

§ 14-102 SAME; TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.

(a) An ordinance traffic infraction is a violation of any section of this section that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118.

(b) All traffic violations which are included within this section, and which are not ordinance traffic infractions, as defined in division (a) above, shall be considered traffic offenses.

(1994 Code, § 14-102) (Ord. B-540, passed 9-15-2014)

§ 14-103 PENALTY FOR SCHEDULED FINES.

The fine for violation of an ordinance traffic infraction or any other traffic offense for which the Municipal Judge establishes a fine in a fine schedule shall not be less than \$10, nor more than \$500, except for speeding which shall not be less than \$10, nor more than \$500. A person tried and convicted

for violation of an ordinance traffic infraction or other traffic offense for which a fine has been established in a schedule of fines shall pay a fine fixed by the court not to exceed \$500.
(1994 Code, § 14-103) (Ord. B-477, passed 7-18-2005)

§ 14-104 OMISSION.

Sections 30 and 30.1 of the Standard Traffic Ordinance relating to driving while under the influence are hereby declared to be and are omitted and deleted from this code.
(1994 Code, § 14-104) (Ord. B-299, passed - -)

ARTICLE 2: LOCAL TRAFFIC REGULATIONS

Section

- 14-201 Traffic-control devices and markings
- 14-202 Through streets
- 14-203 Weight regulations
- 14-204 Reasonable speed
- 14-205 Restricted streets
- 14-206 Reserved
- 14-207 Parking of semi-trailers and semi-tractor trailers within the city
- 14-208 Speed limit restrictions
- 14-209 Restrictions on heavy truck traffic
- 14-210 Speed limits in school zones

Cross-reference:

Incorporating Standard Traffic Ordinance, see § 14-101

§ 14-201 TRAFFIC-CONTROL DEVICES AND MARKINGS.

(a) The Standard Traffic Ordinance, as adopted, is hereby modified by adding thereto the following.

(b) The governing body may, by resolution, establish and fix the location of such traffic-control devices as may be deemed necessary to guide and warn traffic under the provisions of this chapter, other traffic ordinances, and the state laws. The city shall place and maintain such traffic-control signs, signals, and devices when and as may be required by the authority of the governing body to make effective the provisions of this chapter and other ordinances for the regulation of traffic. Any official traffic-control device placed pursuant to this section shall be marked and labeled on a map of the city for the purpose of displaying all such traffic-control devices and shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable hours of business.

(1994 Code, § 14-201)

§ 14-202 THROUGH STREETS.

(a) Maxwell Drive within the city is designated a main traffic-way whose primary function shall be the movement of through traffic between areas of concentrated activity, all as authorized by K.S.A. 12-685.

(b) Jefferson Street is designated a main traffic-way whose primary function shall be the movement of through traffic between areas of concentrated activity, all as authorized by K.S.A. 12-685.

(c) Main Street is designated a main traffic-way whose primary function shall be the movement of through traffic between areas of concentrated activity, all as authorized by K.S.A. 12-685. (1994 Code, § 14-202) (Ord. B-81, passed - -; Ord. B-82, passed - -)

§ 14-203 WEIGHT REGULATIONS.

It shall be unlawful for any person to drive a motor vehicle, including attachments thereto, with a gross weight in excess of 16,000 pounds upon 10th Street from Cathedral Street east to Main Street in the city.

(1994 Code, § 14-203) (Ord. B-248, passed - -)

§ 14-204 REASONABLE SPEED.

(a) In every event speed shall be so controlled as may be necessary to avoid colliding with any other vehicle, or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

(b) Where no special hazard exists that requires lower speed for compliance with division (a) above in the speed of any vehicle not in excess of the limit specified in this chapter or established as hereinafter authorized shall be lawful, but any speed in excess of the limits specified in this section or established as hereinafter authorized shall be prima fade evidence that the speed is not reasonable or prudent and that it is unlawful:

(1) All vehicles 20 mph in any business district; and

(2) All vehicles 30 mph in any residence district; provided, that the speed of any vehicle on Highway 40, between the intersection of the highway with the east city limits and the intersection of the highway with the west city limits shall not exceed 40 mph.

(c) In every charge of violation of this chapter charges of violations of division (a) above, the complaint, also the summons, warrant, or notice to appear shall specify the speed at which the defendant is alleged to have driven, also the prima fade speed applicable within the district or at the location.

(1994 Code, § 14-204) (Ord. B-247, passed - -)

§ 14-205 RESTRICTED STREETS.

(a) No person shall drive any vehicle on the portions of any of the following streets as designated immediately below:

(1) 10th Street, from cathedral Avenue to Jefferson Street;

(2) Cathedral Avenue, from 8th Street to 10th Street; and

(3) 8th and Anderson, east from Cathedral Avenue, 640 feet;

(b) Additionally, no person shall drive any vehicle on through any designated school crosswalk

between the hours of 7:00 a.m. and 4:30 p.m. on the days when school is in session or when school grounds are being used for original playground activities, at a rate greater than 20 mph; or at a rate of speed greater than is reasonable and proper, having due regard for the traffic and use of the road and the condition of the road, nor at a rate of speed such as to endanger the life, property, or limb of any person; provided however, that the driver of any vehicle traveling on any street where there is a designated school crosswalk shall bring his or her vehicle to a complete stop before entering such crosswalk whenever he or she is signaled or requested so to do by a traffic officer, school flagperson, school patrol, or any other authorized person, placed in such street for the purpose of directing traffic across such crosswalk; and, after being signaled to stop, it shall be unlawful for the driver of any such vehicle to proceed along any such street until such street is cleared of school children or until the person giving such signal shall have signaled the driver of such vehicle to proceed.

(1994 Code, § 14-205) (Ord. B-247, passed - -)

§ 14-206 RESERVED.

§ 14-207 PARKING OF SEMI-TRAILERS AND SEMI-TRACTOR TRAILERS WITHIN THE CITY.

(a) It shall be unlawful to park a semi-tractor and semi-tractor trailer, regardless of weight, within the city, for a period longer than two hours except as hereinafter provided:

(1) Parking will be permitted only when it is necessary for the loading or unloading of merchandise or goods;

(2) If a semi-tractor or semi-tractor trailer is loading or unloading furniture or other material from or to a house, it may be parked in the street adjoining the house for as long as necessary for such purpose;

(3) Semi-tractors and semi-tractor trailers may be parked anywhere within the city zoned as Industrial (I-1);

(4) Semi-tractors and semi-tractor trailers may be parked upon private property within the city in areas zoned as Commercial (C-1); and

(5) Semi-tractors may be parked upon private property anywhere within the city.

(b) Any person, firm, partnership, association, corporation, or company violating any of the terms and provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined not less than \$20, nor more than \$100 or by imprisonment for not more than five days or by both fine and imprisonment; provided, that each day's violation shall be separate offense.

(Ord. B-352, passed 2-13-1995)

§ 14-208 SPEED LIMIT RESTRICTIONS.

It shall be unlawful to drive at a speed in excess of 30 mph in any residence district; provided that, the speed of any vehicle on Highway 40, between the intersection of the Highway with the east city

limits and the intersection of the highway with the west city limits shall not exceed 45 mph.
(Ord. B-354, passed 3-13-1995)

§ 14-209 RESTRICTIONS ON HEAVY TRUCK TRAFFIC.

(a) Pursuant to K.S.A. 8-2002(14), the city hereby restricts the use of heavy truck traffic on Iron Street from Fifth Street to Tenth Street by the use of trucks in excess of 16,000 pounds.

(b) Iron Street from Fifth Street to Tenth Street shall be appropriately signed to notify drivers of this restriction.

(c) The fine for the violation of divisions (a) and (b) above shall be a fine in the amount of \$250 for the first occurrence and \$500 for every occurrence thereafter.
(Ord. B-512, passed 1-18-2010)

§ 14-210 SPEED LIMITS IN SCHOOL ZONES.

Notwithstanding the provisions of the Standard Traffic Ordinance, there is a need to reduce the speed limit in the school zone within the city, on 10th Street from Cathedral Avenue to Jefferson Avenue and to reduce such speed to 20 mph during school hours, namely, 7:30 a.m. to 4:30 p.m., Monday through Friday during the regular school year.
(Ord. B-540, passed 9-15-2014)

ARTICLE 3: HAZARDOUS MATERIALS

Section

- 14-301 Hazardous material defined
- 14-302 Same; exceptions
- 14-303 Transportation of hazardous materials
- 14-304 Hazardous materials routes
- 14-305 Parking of vehicles or trailers carrying hazardous materials
- 14-306 Removal of illegally parked trailers

§ 14-301 HAZARDOUS MATERIAL DEFINED.

As used in this article, the term HAZARDOUS MATERIAL shall mean any material or combination of materials that, because of its quantity, concentration, or physical, chemical, biological, or infectious characteristics, poses a substantial present or potential hazard to human health or safety or the environment if released into the workplace or environment or when improperly treated, stored, transported, or disposed of or otherwise managed.

(1994 Code, § 14-401)

§ 14-302 SAME; EXCEPTIONS.

The provisions of this article shall not apply to any container that shall have a capacity of 150 gallons or less that shall be used for the purpose of supplying fuel for the vehicle on which it is mounted. These provisions shall also not apply to vehicles, trailers, containers, or tanks containing anhydrous ammonia or other material primarily used by farmers for fertilizer purposes when such vehicles, trailers, containers, or tanks are parked or housed upon property designated for the placement of such vehicle, trailer, container, or tank by any farmers cooperative, elevator company, or farm supply store located within the city limits.

(1994 Code, § 14-402)

§ 14-303 TRANSPORTATION OF HAZARDOUS MATERIALS.

Except as provided in § 14-304, it shall be unlawful for any person, firm, corporation, or other entity to transport any hazardous material upon any street, avenue, highway, road, alley, or any other public right-of-way in the city.

(1994 Code, § 14-403)

§ 14-304 HAZARDOUS MATERIALS ROUTES.

The provisions of § 14-303 shall apply to all streets, avenues, highways, roadways, alleys, or other public rights-of-way within the city except those specified within this section where transportation of hazardous materials shall be allowed. Transportation of hazardous materials shall be as designated by the city.

(1994 Code, § 14-404)

§ 14-305 PARKING OF VEHICLES OR TRAILERS CARRYING HAZARDOUS MATERIALS.

(a) Except as provided in divisions (b) and (c) below, it shall be unlawful for any person, firm, corporation, or other entity to park any vehicle, trailer, or semi-trailer carrying any hazardous material within the zoning districts as designated by the city.

(b) Division (a) above shall not apply to vehicles, trailers, or semi-trailers parked for continuous periods of time not to exceed one hour where such vehicles, trailers, or semi-trailers are parked along those routes specified in § 14-304.

(c) Division (a) above shall not apply to any vehicle, trailer, or semi-trailer carrying any hazardous material where such vehicle, trailer, or semi-trailer is not parked within 500 feet of any structure used for human habitation.

(1994 Code, § 14-405)

§ 14-306 REMOVAL OF ILLEGALLY PARKED TRAILERS.

If any vehicle, trailer, or a semi-trailer is found parked in violation of the provisions of this article, the Fire Chief or Assistant Chief or any law enforcement officer may require the owner, operator, or lessee of the trailer to move it within two hours. If such removal is not accomplished on the order of any such officer, it may be accomplished by any such officer, by any reasonable means, if the continued presence of the trailer or semi-trailer at its parked location constitutes, adds to, or prevents correction of a situation threatening imminent injury or damage to persons or property.

(1994 Code, § 14-406)