

CITY OF DRAIN

ORDINANCE NO. 341

AN ORDINANCE AMENDING THE DRAIN TRAFFIC CODE AS ADOPTED BY ORDINANCES 245 AND 300; ADOPTING THE OREGON VEHICLE CODE; AND DECLARING AN EMERGENCY.

The City of Drain ordains as follows:

Section 1. Section 5.005 of the Drain Traffic Code, adopted by Ordinance 245, is hereby amended to read as follows:

Applicability of State Traffic Laws. Vehicle Code, ORS Chapters 801 to 823, as now or hereafter constituted, shall be an offense against this city.

Section 2. Section 5.010 of the Drain Traffic Code, adopted by Ordinance 245, and particularly the introductory paragraph thereof, is hereby amended to read as follows:

Definitions. In addition to those definitions contained ORS Chapters 801 to 823, the following words or phrases, except where the context clearly indicates a different meaning, shall mean:

Section 3. Section 5.105 of the Drain Traffic Code, adopted by Ordinance 245, is hereby amended to read as follows:

Speed Limits in Public Parks. No person shall operate or cause to be operated, a motor vehicle in any city park, whether within or without the boundaries of the city, at a speed in excess of 15 m.p.h., or at a speed which violates the basic speed rule of the Oregon Vehicle Code as set out in ORS 811.100 - 105.

Section 4. Section 5.900 (1) of the Drain Traffic Code, adopted by Ordinance 245, is hereby amended to read as follows:

Penalties. (1) Except as may be limited by Charter, violations of the Oregon Vehicle Code adopted by reference in section 5.005 of this code are offenses against this city and are punishable to the same extent provided by state law.

Section 5. Section 4.551.021 of the Drain Traffic Code, adopted by Ordinance 300, is amended to read as follows:

Exclusion allowed by permit. The provisions of this chapter restricting the dimensions and weight of vehicles and combination of vehicles, and loads thereon, shall not apply to vehicles or combinations of vehicles operated under a permit and in compliance with the conditions and restrictions thereof. If movement of the vehicle or combination is only upon streets forming a part of the state highway system, "permit" means a permit issued by the Oregon

combination is only upon streets forming a part of the state highway system, "permit" means a permit issued by the Oregon Public Utilities Commission pursuant to ORS Chapter 767. If such movement is upon city streets not forming a part of the state highway system "permit" means a permit issued by the City Administrator with approval of the Mayor, who hereby are authorized to issue such permits, pursuant to ORS 810.030 and 818.200, on behalf of the city.

Section 6. Section 4.551.036 (b) of the Drain Traffic Code, adopted by Ordinance 300, is hereby amended to read as follows:

For the purpose of this chapter, any gross weight may be measured and determined according to the methods of determining gross weights contained in ORS 818.010.

Section 7. The provisions contained herein affect the public welfare and safety, and therefore, an emergency is hereby declared to exist, and this ordinance shall be effective immediately upon its passage by the Council and approved by the Mayor.

Passed By The Council This 12th day of June, 1989.

Attest:

Bill Ewing
City Administrator
This 13th day of June
1989.

Grant D. Lewis
Approved by the Mayor
This 13th day of June
1989.