CHAPTER NINE
TRAFFIC

ARTICLE 1 – Definitions

9.0101 Definitions

ARTICLE 2 - Traffic Administration

9.0201 Duty of Police Department
9.0202 Records of Traffic Violations
9.0203 Police Department to Investigate Accidents

ARTICLE 3 - Enforcement and Obedience to Traffic Regulations

9.0301 Authority of Police and Fire Department Officials
9.0302 Obedience to Traffic Ordinances
9.0303 Obedience to Police Officers or Firemen
9.0304 Certain Non-motorized Traffic to Obey Traffic Regulations
9.0305 Use of Coasters, Roller Skates and Similar Devices Restricted
9.0306 Public Employees to Obey Traffic Regulations
9.0307 Emergency Vehicles
9.0308 Operation of Vehicles on Approach of Authorized Emergency Vehicles
9.0309 Written Report of Accident

ARTICLE 4 - Traffic Control Devices

9.0401 Authority to Install
9.0402 Specifications for
9.0403 Obedience to Traffic Control Devices
9.0404 Unauthorized Signs
9.0405 Interference with Official Traffic Control Device or Sign
9.0406 Designation of Walks, Lanes, Etc.

ARTICLE 5 - Speed Regulations and Care Required

9.0501 Regulations of Speed by Traffic Signals
9.0502 School Zone

ARTICLE 6 - Turning Movements

ARTICLE 7 - Special Stops

9.0701 Authority to Designate Through Streets
9.0702 Through Streets Designated and Truck Route Designated
9.0703 Signs
9.0704 Stop Signs and Yield Signs
9.0705 Emerging from Alley or Driveway
9.0706 Obedience to Signal Indicating Approach of Train

ARTICLE 8 – Operators -- Repealed

ARTICLE 9 - Miscellaneous Driving Rules

9.0901 When Traffic Obstructed
9.0902 Driving Through Funeral or Other Procession
9.0903 Drivers in a Procession
9.0904 Funeral Processions to be Identified
9.0905 When Permits Required for Parades and Processions

ARTICLE 10 - Pedestrians' Rights and Duties -- Repealed

ARTICLE 11 - Regulations for Motorcycles -- Repealed

ARTICLE 12 - Regulations for Bicycles -- Repealed

ARTICLE 13 - Angle Parking
9.1301 Angle Parking
9.1303 Close to Curb
9.1304 Method of Parking-Penalty

ARTICLE 14 - Stopping, Standing or Parking Prohibited in Specific Places
9.1401 Parking Prohibited-All Times
9.1402 Stopping-Parking-Certain Purposes Prohibited
9.1403 Stopping-Parking-congested-Hazardous Places
9.1404 Stopping-Parking-In Alleys
9.1405 Parking Adjacent to Schools
9.1406 Stopping-Parking-Over 48 Hours

ARTICLE 15 - Reserved Parking Areas
9.1501 Reserved Parking Areas

ARTICLE 16 - Time Limit Parking Zones
9.1601 Time Limit Parking Zones

ARTICLE 17 - Equipment of Vehicles -- Repealed

ARTICLE 18 - Motorcycle Equipment -- Repealed

ARTICLE 19 - Lighted Lamps Required -- Repealed

ARTICLE 20 - Regulating the Kinds and Classes of Traffic on Certain Roads

9.2001 Load Restrictions Upon Vehicles Using Certain Roadways
9.2002 Commercial Vehicles Prohibited from Using Certain Streets
9.2003 Size Restrictions Upon Vehicles Using Certain Highways
9.2004 Restrictions Upon Use of Streets by Certain Vehicles

ARTICLE 21 - Criminal Traffic Violations

9.2108 Definitions of Operation of Off-Highway Vehicles
9.2109 Rules for Operation and Registration of Off-Highway Vehicles

9.2110 Definitions of Operation of Snowmobiles
9.2111 Rules for Operation of Snowmobiles
9.2112 Operation of Snowmobiles in City
9.2113 Operation of Motor Vehicle, Tractor or Other Vehicle Prohibited on Flood Protective Works - Exception - Penalty
9.2116 Penalty

ARTICLE 22 - Disposition of Traffic Offenses -- Repealed

ARTICLE 23 - Sections not Adopted

ARTICLE 24 - Filing of Ordinance

ARTICLE 25 - Adoption of Amendments by Reference

ARTICLE 26 - Severability Clause

ARTICLE 27 – Penalties

CHAPTER NINE
TRAFFIC

ARTICLE 1 – DEFINITIONS

9.0101 Definitions

Words and phrases used in this chapter shall have the meaning and be defined as provided in the North Dakota Century Code in Title 39, and NDCC Section 39-01-01 and all subsequent amendments shall be and are hereby incorporated by reference in this ordinance.

ARTICLE 2 – TRAFFIC ADMINISTRATION

9.0201 Duty of Police Department

It shall be the duty of the police department to enforce the street traffic regulations of this City and all of the state vehicle laws, to make arrests for traffic violations, to investigate accidents and to cooperate with the city traffic engineer and other officers of the City in the administration of the traffic laws and in developing ways and means to improve traffic conditions, and to carry out the traffic ordinances of this City.

9.0202 Records of Traffic Violations

1. All records of traffic violations are kept with the Clerk of District Court.
2. All such records and reports shall be public record.

9.0203 Police Department to Investigate Accidents

It shall be the duty of the police department to investigate traffic accidents, to arrest and to assist in the prosecution of those persons charged with violations of law causing or contributing to such accidents.

Every law enforcement officer, who in the regular course of duty investigates a motor vehicle accident required to be reported as provided in Section 9.0309 either at the time and at the scene of the accident or thereafter by interviewing the participants, or witnesses, shall make and forward promptly a written report of such accident to the director of the North Dakota Department of Transportation.

ARTICLE 3 – ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS

9.0301 Authority of Police and Fire Department Officials

1. It shall be the duty of the officers of the police department or such officers as are assigned by the chief of police to enforce all street traffic laws of this City and all of the state vehicle laws.
2. Officers of the police department or such officers as are assigned by the chief of police are hereby authorized to direct all traffic by voice, hand or signal in conformance with traffic laws, provided that, in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require notwithstanding the provisions of the traffic laws.

3. Officers of the Fire Department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

9.0302 Obedience to Traffic Ordinances

It shall be unlawful for any person to do any act forbidden or fail to perform any act required by the provisions of this Chapter, and upon conviction of a violation of any of the provisions of this Chapter every person, firm or corporation shall be punished as provided in Article 27 of this Chapter.

9.0303 Obedience to Police Officers or Firemen

No person shall willfully refuse to comply with any lawful order or direction of any police officer or fireman invested by law with authority to direct, control, or regulation traffic.

9.0304 Certain Non-motorized Traffic to Obey Traffic Regulations

1. Every person propelling any pushcart upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this ordinance and by the rules of the road portion of the state vehicle code, except those provisions which by their very nature can have no application.
2. Every person riding a bicycle or an animal or driving any animal-drawn vehicle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this ordinance, except those provisions of this ordinance which by their very nature can have no application.

9.0305 Use of Coasters, Roller Skates and Similar Devices Restricted

No person upon roller skates, or riding in or by means of any coaster, toy vehicle, or similar device, shall go upon any roadway except while crossing a street on a crosswalk and when so crossing such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians. This section shall not apply upon any street while set aside as a play street as authorized herein.

9.0306 Public Employees to Obey Traffic Regulations

The provisions of this ordinance shall apply to the drivers of all vehicles owned or operated by the United States, this state, or any county, town, district, or any other political subdivision or the state, subject to such specific exceptions as are set forth in this ordinance or in the state vehicle code.

9.0307 Emergency Vehicles

The provisions of NDCC Sections 39-10-03, 39-10-03.1, and 39-10-03.2 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

9.0308 Operation of Vehicles on Approach of Authorized Emergency Vehicles

The provisions of NDCC Section 39-10-26 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

9.0309 Written Report of Accident

The provisions of NDCC Section 39-08-09, 39-08-10, 39-08-11, 39-07-12, 39-07-13 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

ARTICLE 4 – TRAFFIC CONTROL DEVICES

9.0401 Authority to Install

The city engineer or any person authorized by the governing body shall place and maintain traffic-control signs, signals, and devices when and as required under the traffic ordinances of this City to make effective the provisions of said ordinances, and may place and maintain such additional traffic-control devices as he may deem necessary to regulate traffic under the traffic ordinances of this City or under state law, or to guide or warn traffic.

9.0402 Specifications for

All traffic-control signs, signals, and devices shall conform to the specifications approved by the director of the North Dakota Department of Transportation pursuant to NDCC Section 39-13-06. All signs and signals required hereunder for a particular purpose shall so far as practicable be uniform as to type and location throughout the City. All traffic-control devices so erected and not inconsistent with the provisions of state law or this article shall be official traffic-control devices.

9.0403 Obedience to Traffic-Control Devices

The provisions of North Dakota Century Code Section 39-10-04 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

9.0404 Unauthorized Signs

The provisions of North Dakota Century Code Section 39-10-07.2 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

9.0405 Interference with Official Traffic Control Device or Sign

The provision of North Dakota Century Code Section 39-10-07.3 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

No person shall, without lawful authority, attempt to or in fact alter, deface, injure, knock down, or remove any official traffic-control device or any railroad sign or signal or any inscription, shield, or insignia thereon, or any other part thereof.

9.0406 Designation of Walks, Lanes, etc.

The city engineer or any person authorized by the governing body shall:

1. Designate and maintain, by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections where there is particular danger to pedestrians crossing the roadway, and at such other places as directed by the governing body.
2. Establish safety zones of such kind and character and at such places as may be deemed necessary for the protection of pedestrians as determined by the governing body.
3. Mark traffic lanes upon the roadway of any street or highway where a regular alignment of traffic is necessary. 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 or performing other lawful traffic movements.

ARTICLE 5 – SPEED REGULATIONS AND CARE REQUIRED

9.0501 Regulations of Speed by Traffic Signals

The provision of North Dakota Century Code Section 39-09 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

The city traffic engineer or authorized person my regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner at speeds slightly at variance from the speeds otherwise application within the district or at intersections and shall erect appropriate signed giving notice thereof.

9.0502 School Zone

Designated school zone and speed limit set at 15 miles per hour on Main Avenue, Ivy Avenue and 9th St S around the school grounds. It shall be unlawful to exceed the posted speed limit of 15 miles per hour in the designated school zone:

NDCC 39-09-02 (1)(b) Non-criminal traffic moving violation.

NDCC 39-06.1 Statutory fees

Each and every provision, paragraph, sentence and clause of this ordinance has been separately considered and passed by the City Council, and said provision would have been separately passed without any other provision, and if any provision hereof should be ineffective, invalid, or unconstitutional for any cause, it shall not impair, nor affect the remaining portion nor any part thereof, but the valid portion shall be enforced just as if it had been passed alone.

ARTICLE 6 – TURNING MOVEMENTS (REFER NDCC 39-10)

The provision of North Dakota Century Code Section 39-10 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

ARTICLE 7 – SPECIAL STOPS AND TRUCK ROUTES

9.0701 Authority to Designate Through Streets and Truck Routes

The provision of North Dakota Century Code Section 39-07-03 and 39-12-03 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

9.0702 Through Streets and Truck Route Designated

For the purpose of this ordinance the City Council has designated the following streets and avenues to be utilized as truck routes for and within the City of Oakes.

- 7th Street running north and south through Oakes, in its entirety, which is also known as ND State Highway No. 1;
- Fir Avenue from 4th Street east to 7th Street North (ND Hwy 1)
- Ivy Avenue from 4th Street east to 7th Street (ND Hwy 1)
- 3rd Street South from Main Avenue to Nectarine Avenue
- 4th Street South from Fir Avenue to Nectarine Avenue
- 5th Street South from Nectarine Avenue to Oak Avenue
- 6th Street South from Oak Avenue to Quince Avenue

- Nectarine Avenue 3rd Street South east to 7th Street (ND Hwy 1)
- Oak Avenue from 5th Street South east to 7th Street (ND Hwy 1)
- Pine Avenue from 6th Street South east to 7th Street (ND Hwy 1)
- Quince Avenue from 6th Street South east to 7th Street (ND Hwy 1)
- Industrial Park Avenue from 7th Street North east to boundary of Oakes City Limits
- 14th Street North from Industrial Park Avenue south to Industrial Park Avenue C
- Main Avenue from 4th Street west to boundary of Oakes City Limits
- Main Avenue from 7th Street (ND Hwy 1) east to 15th Street
    - o Trucks shall not be allowed at the times of 8:00 AM – 9:00 AM and 3:00 PM – 4:00 PM
    - o Speed Limit shall be 10mph on Main Avenue from 7th Street to 9th Street

All local trucking businesses, including but not limited to companies, individuals, partnerships and trucking corporations shall have access to their homes and businesses within the city from the designated truck routes by using the shortest route thereto.

For the purpose of this ordinance, the definitions of the following terms are set forth (NDCC 39-01):

1. Road tractor shall mean every motor vehicle designated and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle for loads so drawn;
2. Semi-trailer shall include every vehicle of the trailer type so designated and used in conjunction with the motor vehicle that some part of its own weight and that part of its own load rests upon or is carried by a motor vehicle;
3. Trailer shall include every vehicle without motor power designed to carry property or passenger holding on its own structure and to be drawn by a motor vehicle, except that it shall not include a house-trailer or mobile home, which term shall mean a vehicle as defines which is designed and intended for use as living or sleeping quarters for people and which was not used for commercial hauling of passengers;
4. Truck shall include every motor vehicle designed, used or maintained primarily for transportation of property, except that for purposes of this ordinance the commonly known vehicle which is commonly designated as a pick-up truck is specifically excluded except at herein set forth;
5. Truck tractor shall include every motor vehicle designed and used primarily for drawing other vehicles and not so construed as to carry a load other than a part of the weight of the vehicle and load so drawn.

The purpose of this ordinance is:

1. To restrict truck traffic to designated truck routes
2. To keep the downtown business area free from congestion
3. To keep needless truck traffic off the streets and avenues in the residential areas of the city
4. To provide safe routes for pedestrians and students
5. To restrict truck traffic in School Zones

All road tractors, semi-trailers, trailers, trucks and tractors does not include what is commonly known as pickup truck. Deviation from the use of the truck route is permitted when the vehicle is being used to either deliver cargo or freight, or to pick up cargo or freight, using the shortest available route to and from the truck routes.

The parking of the above designated vehicles is also restricted to parking in an area adjacent to the designated truck route or on private property.

PENALTY:

Any violator of this ordinance shall be subject to a fee of $100.00.

9.0703 <u>Signs</u>

All traffic control devices shall conform to state specifications.

9.0704 Stop Signs and Yield Signs

The provisions of North Dakota Century Code Sections 39-10-24 and 30-10-44 shall be and are hereby incorporated in this ordinance.

9.0705 Emerging from Alley or Driveway

The provisions of the North Dakota Century Code Section 39-10-45 and 39-10-68 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

9.0706 Obedience to Signal Indicating Approach of Train

The provision of North Dakota Century Code Section 39-10-41 and all subsequent amendments shall be and are hereby incorporated by reference in this ordinance.

ARTICLE 8 – OPERATORS (REPEALED)

ARTICLE 9 – MISCELLANEOUS DRIVING RULES

9.0901 When Traffic Obstructed

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 the driver is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal indication to proceed. (North Dakota Century Code Section 39-10-68)

9.0902 Driving Through Funeral or Other Procession

No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this ordinance, except when authorized to do so by a law enforcement officer or when such vehicle is an emergency vehicle giving an audible or visible signal. (North Dakota Century Code Section 39-10-72 (4))

9.0903 Drivers in a Procession

Each driver in a funeral or other procession shall follow the vehicle ahead as close as is practicable and safe. (North Dakota Century Code Section 39-10-72 (3))

9.0904 Funeral Processions to be Identified

A funeral procession composed of a procession of vehicles shall be identified as such by headlights burning in daylight hours on all vehicles in the procession. (North Dakota Century Code Section 39-10-72 (3))

ARTICLE 10 - PEDESTRIANS' RIGHTS AND DUTIES (REPEALED)

ARTICLE 11 – REGULATIONS FOR MOTORCYCLES (REPEALED)

ARTICLE 12 – REGULATIONS FOR BICYCLES (REPEALED)

ARTICLE 13 – PARKING

9.1301 Angle Parking

The city engineer or other person authorized by the governing body may mark or sign streets upon which angle parking will be permitted (other than federal aid or state highways). Upon those streets which have been signed or marked for angle parking, no person may park or stand a vehicle other than at the angle to the curb or edge of the roadway indicated by such signs or markings.

9.1302 Angle Parking – Where

Angle parking shall also be permitted on the following streets:
Main Avenue, 4th Street to 7th Street
5th Street & 6th Street, 1 block north and 1 block south of Main Avenue

9.1303 Close to Curb

No person may stand or park a vehicle in a street other than on the roadway and 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 otherwise provided in this article.

9.1304 Method of Parking - Penalty

A violation of the provisions of this article in respect to the method of parking is punishable by a fine of not to exceed twenty-five dollars ($25.00).

ARTICLE 14 - STOPPING, STANDING OR PARKING PROHIBITED IN SPECIFIC PLACES

9.1401 Parking Prohibited- All Times

When signs are erected giving notice thereof, it shall be unlawful for any person, firm or corporation to park or leave standing either attended or unattended, any motor vehicle in or upon the streets or alleys of the City.

9.1402 Stopping- Parking- Certain Purposes Prohibited

No person may park a vehicle upon any roadway for the principal purpose of:

1. Displaying such vehicle for sale;
2. Washing, greasing or repairing such vehicle except repairing such vehicle necessitated by an emergency.

9.1403 Stopping - Parking - Congested - Hazardous Places

The city engineer or other person designated by the governing body is hereby authorized to determine and designate by proper signs, places in which the stopping, standing or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.

When official signs are erected at hazardous or congested places as authorized herein, no person may stop, stand or park a vehicle in any such designated place.

9.1404 Stopping- Parking- In Alleys

No person may park a vehicle within an alley, nor shall any person stop a commercial vehicle so as to leave available less than twelve (12) feet of the width thereof for free movement of vehicular traffic, nor shall any person stop in such a position as to block the driveway entrance to any abutting property.

9.1405 Parking Adjacent to Schools

1. The city traffic engineer or authorized person may erect signs indicating no parking upon either or both sides of any street adjacent to any school property when such parking would, in his opinion, interfere with traffic or create a hazardous situation.
2. When official signs are erected indicating no parking upon either side of a street adjacent to any school property as authorized herein, no person may park a vehicle in any such designated place.

9.1406 Stopping- Parking- Over 48 Hours

It shall be unlawful for anyone to park or leave standing on any public street or highway in the City any vehicle for a period longer than forty-eight (48) hours consecutively, provided this section shall not include any area where a shorter time is provided for parking.

ARTICLE 15 - RESERVED PARKING AREAS

9.1501 Reserved Parking Areas

No person, firm or corporation shall, when signs are erected giving notice thereof, park or leave standing, either attended or unattended, any motor vehicle on street areas which are reserved for the following temporary uses: loading and unloading, bus parking, guest parking, taxi parking, emergency parking, no parking, police or fire use.

The chief of police may establish from time to time areas for loading and unloading, bus parking, guest parking, taxi parking, emergency parking, no parking or police and fire use on such public streets in such places and in such number as the chief shall determine or as the governing body may specifically designate to be of greatest benefit and convenience to the public. These areas shall be designated by appropriate signs.

ARTICLE 16 - TIME LIMIT PARKING ZONES

9.1601 Time Limit Parking Zones

When signs are erected giving notice thereof, no person, firm or corporation shall park or leave standing, either attended or unattended any motor vehicle for more than the amount of time posted.

The city engineer or authorized person may establish time parking zones from time to time in such places as they determine, or as the governing body shall specifically designate, to promote the greatest benefit and convenience to the public and the best use of the street areas.

ARTICLE 17 - EQUIPMENT OF VEHICLES (REPEALED)

ARTICLE 18 - MOTORCYCLE EQUIPMENT (REPEALED)

ARTICLE 19 - LIGHTED LAMPS REQUIRED (REPEALED)

ARTICLE 20 - REGULATING THE KINDS AND CLASSES OF TRAFFIC ON CERTAIN ROADS

9.2001 Load Restrictions Upon Vehicles Using Certain Roadways

When signs are erected giving notice thereof, no person may operate any vehicle with a gross weight in excess of the maximum indicated weight at any time upon any street or part of a street so designated.

9.2002 Commercial Vehicles Prohibited from Using Certain Streets

When signs are erected giving notice thereof, no person may operate any commercial vehicle exceeding the maximum indicated gross weight at any time upon any street or part of a street so designated except that such vehicles may be operated thereon for the purpose of delivering or picking up materials or merchandise and then only by entering such street at the intersection nearest the designation of the vehicle and proceeding thereon no farther than the nearest intersection thereafter.

9.2003 Size Restrictions Upon Vehicles Using Certain Highways

When signs are erected giving notice thereof, no person may operate any vehicle exceeding the dimensions specified by such sign or signs at any time upon any street or part of a street so designated.

9.2004 Restrictions Upon Use of Streets by Certain Vehicles

1. The city traffic engineer or authorized person may determine and designate those heavily traveled streets upon which shall be prohibited the use of the roadway by motor-driven cycles, bicycles, horse-drawn vehicles or other non-motorized traffic and shall erect appropriate signs giving notice thereof.
2. When signs are so erected giving notice thereof, no person may disobey the restrictions stated on such signs.

ARTICLE 21 - CRIMINAL TRAFFIC VIOLATIONS

9.2101 Definitions for Operation of Off-Highway Vehicles

For the purpose of this article, words and phrases used in this chapter shall have the meaning and be defined as provided in the North Dakota Century Code in Title 39, and North Dakota Century Code including Section 39-01-01 and all subsequent amendments shall be and are hereby incorporated by reference in this ordinance.

9.2102 Rules for Operation and Registration of Off-Highway Vehicles

For the purpose of this article, the provisions of North Dakota Century Code Section 39-29 and all subsequent amendments shall be and are hereby adopted.

9.2103 Definitions for Operation of Snowmobiles

For the purpose of this article, words and phrases used in this chapter shall have the meaning and be defined as provided in the North Dakota Century Code in Title 39, and North Dakota Century Code including Section 39-01-01 and all subsequent amendments shall be and are hereby incorporated by reference in this ordinance.

9.2104 Rules for Operation of Snowmobiles

For the purpose of this article, the provisions of North Dakota Century Code Section 39-24 and 39-24.1 and all subsequent amendments shall be and are hereby adopted.

9.2105 Operation of Snowmobiles in City

Snowmobiles shall not be operated in the City of Oakes except in the following manner:

1. When emergency conditions, as designated by the Mayor, exist which render the use of an automobile impractical.
2. On trails designated by the City Council for such use. Trails allowed for snowmobile passage include alleys within the City of Oakes.
    a. Snowmobiles shall stop before crossing streets and avenues, must travel in the same direction as normal traffic and may not tow any type of sled, skid or other vehicle within the city limits.

9.2106 Operation of Motor Vehicle, Tractor or Other Vehicle Prohibited on Flood Protective Works - Exception – Penalty

The provisions of North Dakota Century Code Section 39-10-65 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

9.2107 Penalty

The provisions of North Dakota Century Code Section 39-12-21 and all subsequent amendments shall be and are hereby incorporated in this ordinance.

ARTICLE 22 - DISPOSITION OF TRAFFIC OFFENSES (REPEALED)

ARTICLE 23 - SECTIONS NOT ADOPTED

The sections of Title 39 of the North Dakota Century Code not expressly adopted in ARTICLE 1 through ARTICLE 22, inclusive, are not adopted by reference.

ARTICLE 24 - FILING OF ORDINANCE

Incident to the adoption of certain portions of Title 39 of the North Dakota Century Code by reference, a copy of the text of the adopted code shall be filed in the office of the city auditor as required by North Dakota Century Code Section 40-05-01(1) for use and examination by the public.

ARTICLE 25 - ADOPTION OF AMENDMENTS BY REFERENCE

The adoption of certain portions of Title 39 by reference shall be construed to incorporate such amendments as may be made therein from time to time, and such copy of the adopted portions to Title 39 filed as required in ARTICLE 24 shall at all times be kept current in the office of the city auditor of this City.

ARTICLE 26 - SEVERABILITY CLAUSE

If any provision of this ordinance or its application to any person, or circumstances is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.

ARTICLE 27 - PENALTIES

Any person who is convicted of violating or of failing to comply with any of the provisions of this ordinance may be punished by a fine of not more than one thousand five hundred dollars ($1,500.00) or by imprisonment not to exceed thirty (30) days, or both.