

TITLE 8

VEHICLES AND TRAFFIC

Chapters:

- 8.04 Adoption of State Laws
- 8.08 Truck Routes
- 8.12 Emergency Vehicles
- 8.16 Non-Operating Vehicles
- 8.20 Traffic Regulations
- 8.24 Parking
- 8.28 Shielded Outdoor Lighting

CHAPTER 8.04

ADOPTION OF STATE LAWS

Sections:

- 8.40.01 Adoption of state laws

8.04.01 Adoption of state laws The "Uniform Act Regulating Traffic on Highways of Arkansas", as contained in Title 27 of the Arkansas Code of 1987 Annotated three (3) copies of which are on file in the office of the City Clerk, are hereby adopted as traffic rules and regulations within and for the city. Any person convicted of violation of said statutes shall be deemed guilty of the violation of the ordinances of the city, and shall be fined or imprisoned or both in the manner set out under the state statutes.

CHAPTER 8.08

TRUCK ROUTES

Sections:

- 8.08.01 Truck routes - designated

8.08.01 Truck routes - designated Truck routes for all motor vehicles having a capacity of one ton and over, and proceeding through the city, are hereby established and designated as follows: U.S. Highway 64, U.S. Highway 64 Spur, Arkansas State Highways 1 and 284, and John Brown Road from North Falls Boulevard (Arkansas Highway 1) to U.S. Highway 64 Spur. (Ord. No. 707, Sec. 1.)

All such vehicles are hereby prohibited from using any other street, alley or road while proceeding through the city. STATE LAW REFERENCE-See A.C.A. 14-54-103 and 27-49-106

Chapter 8.12

EMERGENCY VEHICLES

Sections:

8.12.01	Right-of-way
8.12.02	Following prohibited
8.12.03	Restriction of vehicular traffic
8.12.04	Strict enforcement
8.12.05	Exempt personnel
8.12.06	Penalty

8.12.01 Right-of-way. When any emergency vehicle is on an emergency run, a siren and/or flashing red light or blue light shall be operated at all times while said vehicle is in motion. Any such moving emergency vehicle shall be entitled to and shall receive the right-of-way over all pedestrian and vehicle traffic. When the operator of any non emergency vehicle is approached from any direction by such emergency vehicle, he shall immediately move his vehicle to the extreme right side of the street, and shall come to a full stop, remaining at such full stop until all such emergency vehicle movements have passed.

8.12.02 Following prohibited. No person except as herein authorized shall follow any emergency vehicle which is operating its emergency signals.

8.12.03 Restriction of vehicular traffic. No vehicular traffic (other than that of authorized personnel specified herein) shall be permitted within a three (3) block radius of any emergency, unless such vehicular movement is permitted by order of the fire, police or medical personnel in charge at the scene of such emergency. Fire, police or other authorized personnel shall have the specific authority to order all pedestrians and spectators outside said emergency area at any time.

8.12.04 Strict enforcement. The provisions hereof shall be strictly enforced by members of the police department.

8.12.05 Exempt personnel. The following personnel when acting in the line of duty are specifically exempt from the provisions of this chapter;

1. All regular and volunteer fire department personnel
2. All regular and auxiliary police personnel
3. News reporting and photography personnel for public communications media
4. Medical, nursing and ambulance personnel
5. Law enforcement officers; and other persons specifically authorized by the Mayor, police chief or fire chief
6. Public utility personnel

8.12.06 Penalty. Any person violating any of the provisions hereinabove shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than Twenty-Five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00).

Chapter 8.16

NON-OPERATING VEHICLES

Sections:

8.16.01	Definitions
8.16.02	Prohibiting non-operating vehicles
8.16.03	Exceptions
8.16.04	Penalty for violation
8.16.05	Violators

8.16.01 Definitions. (a) Non-operating motor vehicles as used in this chapter means a motor vehicle with one or more of the following characteristics:

- (1) the engine or motor is inoperative
- (2) the wheels all or any one of them are removed
- (3) the motor vehicle has flats on two or more tires
- (4) major operating components are missing such as: windshield glass, door glass, fenders, gauges, steering wheel, tie rods, springs, drive train, gear box, rear end, or any parts connected with the steering geometry of the motor vehicle, the seats are removed
- (5) Any of the major operating components such as those listed in item (a) (4) above are in such damaged condition so as to make the motor vehicle useless
- (6) The motor vehicle does not have a current Arkansas registration
- (7) The motor vehicle does not have a current Arkansas motor vehicle inspection sticker demonstrating the vehicle has passed a safety inspection as by law required

(b) Prima facie case: It shall be a prima facie case that a motor vehicle is a non-operating motor vehicle if it does not have a current Arkansas motor vehicle inspection sticker demonstrating the motor vehicle has passed a safety inspection as by law required.

(c) Motor vehicle means a car, automobile, truck, bus, omnibus, tractor truck, or other vehicle licensed to travel upon the roads of Arkansas, or subject to licensing for travel or intended as a carrier for goods and persons from point to point which uses motive power derived from a motor or engine especially an internal combustion engine, or rotary engine and a wankle.

8.16.02 Prohibiting non-operating vehicles. It is unlawful to have a non-operating motor vehicle.

8.16.03 Exceptions. Nothing in this chapter shall be construed so as to apply to:

(a) Any motor vehicle that can be started and moved under its own power on demand.

(b) Motorcycles and motor bikes.

(c) Antique automobiles, provided the vehicle has an antique license as by law required.

(d) Temporarily disabled motor vehicles provided they are restored to running condition within thirty (30) days from date of disablement.

8.16.04 Penalty for violation. A violation of this chapter is hereby declared to be a misdemeanor and punishable by a fine of not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) or by a jail sentence of one (1) to ten (10) days. Each day a non-operating motor vehicle is upon the premises of a person shall constitute a separate offense.

8.16.05 Violators. A person shall be deemed in violation of this chapter if:

(a) Such person owns or has registered to him a non-operating motor vehicle that is in a prohibited area within the terms of this chapter.

(b) Such person owns property that non-operating motor vehicles are placed, parked or found resting on in a prohibited area within the terms of this chapter.

(c) It shall be a prima facie case that the record owner is the owner of property in question.

(d) It shall be a prima facie case that the registered owner of a motor vehicle is the owner of the motor vehicle.

Chapter 8.20

TRAFFIC REGULATIONS

Sections:

8.20.01	Use of street subject to rules
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- 8.20.63 Appearance upon arrest for misdemeanor
- 8.20.64 Violating written promise to appear shall be a misdemeanor
- 8.20.65 Inattentive driving

8.20.01 Use of street subject to rules The use of the streets of the city of Wynne by pedestrians, horses and vehicles of any description shall be subject to the rules and regulations set out in the succeeding sections. (Ord. No. 247, Sec. 1)

8.20.02 Definition of terms

Street: Any road used as a public thoroughfare.

Sidewalk: That part of a street for the use of vehicles.

Cross Walk: That part of a roadway marked or understood upon which pedestrians should cross.

Curb: That lateral boundary of a roadway marked or understood.

Vehicles: Any conveyance on wheels, including animal drawn vehicles.

Driver: Any person in control of a vehicle or animal.

Persons: Shall include firm or corporation.

Congested District: All territory now or hereafter located in business district.

Residential District: All territory not in congested area. (Ord. No. 247, Sec. 2)

8.20.03 Authority. Pedestrians and drivers of any vehicles shall at all times comply with the directions of any member of the police department with regard to stopping, starting, taking up or letting out passengers, loading or unloading merchandise or passing along or across any street. (Ord. No. 247, Sec. 3)

8.20.04 Electric signals. Drivers of vehicles shall not pass the property line on approaching intersections where electric signals are in operation except when the green light is shown in their direction; provided, however, drivers of vehicles shall be permitted to make a right-hand turn when facing the red light, after the driver shall have first brought the vehicle to a complete stop and then proceeded forward after giving the hand signal for a right turn. In all cases where a right turn shall be made upon a red light, vehicles making such turns shall give the right-of-way to pedestrians who may be crossing upon the red light. (Ord. No. 247, Sec. 4)

8.20.05 Turning. It shall be unlawful to turn any vehicle around in any street at street intersections. (Ord. No. 247, Sec. 5)

8.20.06 Boulevards. The following streets shall be boulevards: Hamilton Avenue from Wilson Street to State Street; Hamilton Avenue from east City Limits to State Street; State Street from north City Limits to south City Limits; Merriman Avenue from Front Street to State Street; Union Avenue from Front Street to State Street; Union Avenue from east City Limits to State Street; and, Front Street from Commercial Avenue to end of pavement south. (Ord. No. 247, Sec. 6)

8.20.07 Entering a boulevard. The drivers of all vehicles, except fire apparatus, vehicles of the police department, and ambulances on emergency service, shall, when approaching a boulevard, bring their vehicles to a full stop before entering or crossing same. (Ord. No. 247, Sec. 7)

8.20.08 Stop signs and slow signs. The Mayor shall have authority to have stop or slow signs placed at any intersection. It shall be unlawful for the driver of any vehicle to fail to come to a full and complete stop at a stop sign or to enter any intersection where a slow sign is placed at a speed of more than ten (10 miles per hour. (Ord. No. 247, Sec. 8)

8.20.09 Speed restrictions. It shall be unlawful for any person to drive any vehicle more than twenty (20) miles per hour in the congested area and to exceed thirty (30) miles per hour in any other part of this city. (Ord. No. 247, Sec. 9)

8.20.09a Spinning tires. It shall be unlawful for any person to operate a motor vehicle in such a manner as to cause the tires of said motor vehicles to spin at a rate more rapid than the speed or motion of said vehicle, when the spinning results in a loud and disturbing noise or when the spinning causes gravel, rocks or sand to be propelled and thrown from the wheels of said vehicle. (Ord. No. 312)

8.20.10 Processions. No person shall drive or ride any vehicle through a procession, except with permission of a police officer. (Ord. No. 247, Sec. 10)

8.20.11 Funeral processions. It shall be unlawful for any person to drive any vehicle through or across a funeral procession; provided this section shall not apply to fire apparatus, police vehicles and ambulances making emergency calls. (Ord. No. 247, Sec. 11)

8.20.12 Park with right side to curb. The drivers of all vehicles shall park them with the right side parallel to the curb, except where angle parking is allowed. (Ord. No. 247, Sec. 12)

8.20.13 Park within one foot of curb. The drivers of all vehicles shall park them with the right front wheel and the right rear wheel not more than one foot from the curb, except where angle parking is allowed. (Ord. No. 247, Sec. 13)

8.20.14 Double parking prohibited. Drivers of vehicles shall not park or stop their vehicles where there is a vehicle between it and the curb, or room for one. This shall apply whether the vehicle is occupied by the driver or not. It shall be unlawful to stop on the street except as provided in Section 8.20.13, except to obey a traffic signal or when blocked by traffic ahead. (Ord. No. 247, Sec. 14)

8.20.15 Parking in alleys prohibited. It shall be unlawful for any person to park any vehicle in any alley except commercial cars or wagons for the purpose of loading or unloading and for no longer period than is actually necessary to load and/or unload. No vehicle shall be parked or shall remain standing in front of an alley. (Ord. No. 247, Sec. 15)

8.20.16 Parking on sidewalks prohibited. It shall be unlawful for the driver of any vehicle to park same on any sidewalk or so as to block or obstruct any private driveway. (Ord. No. 247, Sec. 16)

8.20.17 Angle parking. Angle parking shall be allowed in spaces marked by the Police Department on Wilson Street, Front Street and Merriman Avenue. (Ord. No. 247, Sec. 17)

8.20.18 Trucks and delivery wagons. Drivers of trucks and delivery wagons are required to load and unload in the alley if there be one. (Ord. No. 247, Sec. 18)

8.20.19 Trucks and delivery wagons backing to curb. Where no alley, delivery vehicles may load and unload parallel to the curb as provided in Section 8.20.12, except at wholesale dealers' loading platforms outside of the congested district. It shall be unlawful for the driver of a truck or delivery wagon to back to the curb except to load or unload an article of merchandise weighing one hundred (100) pounds or more or for him to fail to move the vehicle as soon as the operation is completed. (Ord. No. 247, Sec. 19)

8.20.20 Avoiding arrest. It shall be unlawful for any person to turn off any lights on a vehicle for the purpose of avoiding arrest or identification. (Ord. No. 247, Sec. 20)

8.20.21 License It shall be unlawful for any motor vehicle to be operated upon the streets or alleys of the city except it shall display regulation license tags of the State of Arkansas for the current year, and if it be a Wynne car, the license tag of the city for the current year. Such numbers shall be displayed conspicuously in an upright position and in unobstructed view on the car to which they were issued, and be kept reasonably clean. (Ord. No. 247, Sec. 21)

8.20.22 Parking signs. The City Council shall designate such streets or portions of streets wherein "No Parking" signs shall be placed. It shall be unlawful for the driver of any vehicle to park or stop his vehicle on such street or portion of street where "No Parking" signs have been placed, except such stops as are necessary in the safe operation of his vehicle. (Ord. No. 247, Sec. 22)

8.20.23 Fire hose. It shall be unlawful to drive any vehicle over a hose or other apparatus belonging to the Fire Department. (Ord. No. 247, Sec. 23)

8.20.24 Barriers. It shall be unlawful to drive any vehicle over any street where there is a barrier, or person, or sign warning not to cross, and it shall be unlawful to so barricade a street without authority from the Street Commissioner. (Ord. No. 247, Sec. 24)

8.20.25 Damage to tires. It shall be unlawful for any person to throw, deposit or place on the streets or alleys any glass, nails, tacks or other material likely to injure the tires of any vehicle. Any person who has purposely, accidentally or by reason of an accident dropped from his person or any vehicle any such substance upon the street shall immediately make all reasonable effort to clear street of same. (Ord. No. 247, Sec. 25)

8.20.26 Age limit of drivers. It shall be unlawful for anyone under the age of fifteen (15) years to operate a motor-driven vehicle upon the streets or alleys of the city; and it shall be unlawful for the owner or custodian of any motor-driven vehicle to allow anyone under fifteen (15) years of age to operate said vehicle on the streets or alleys of this city. (Ord. No. 247, Sec. 26)

8.20.27 Pedestrians to observe traffic rules. It shall be unlawful for pedestrians to disregard the traffic signals of a police or of an electric signal, and they shall not cross the street where traffic officers or electric signals are at work or in operation, except when the signal is given for traffic to move in the direction toward which the pedestrian is crossing. (Ord. No. 247, Sec. 27)

8.20.28 Bicycle riders to conform to traffic rules. Every person riding a bicycle upon the streets of this city shall conform to the traffic rules and regulations governing the operation of other vehicles upon the streets. It shall be unlawful for anyone to ride a bicycle on any sidewalk in the congested district. (Ord. No. 247, Sec. 28)

8.20.29 Bicycles catching on moving vehicles. It shall be unlawful for any person riding a bicycle to catch on or grasp any vehicle which is moving along the streets of this city. (Ord. No. 247, Sec. 29)

8.20.30 Electric signals and those of traffic officer. It shall be unlawful for the driver of any vehicle or any pedestrian to disregard the order of any traffic officer, even though the signal of an electric signal may be opposite to the directions of the police officer. (Ord. No. 247, Sec. 30)

8.20.31 Trucks, tractors, etc. It shall be unlawful for any person to move or propel any truck, tractor or other piece of machinery having spiked tires or other than smooth tires upon the streets or alleys of the city, except under the direction of the Street Commissioner. (Ord. No. 247, Sec. 31)

8.20.32 Parking of vehicles for sale prohibited. It shall be unlawful for any vehicle for sale to be parked on any of the streets of the city for display purposes. (Ord. No. 247, Sec. 32)

8.20.33 Motor cutouts. The sale or use of cutouts on any motor-driven vehicle while on the streets or alleys of the City of Wynne is hereby prohibited. (Ord. No. 247, Sec. 33)

8.20.34 Advertising with radio. It shall be unlawful for any person to operate any motor vehicle within the city limits of Wynne for the purpose of advertising any event, place, article or commodity by means of a radio or loud speaker attachment contained in or upon said vehicle without first having secured a permit therefor from the Mayor; provided this section shall apply to candidates for a political office. (Ord. No. 247, Sec. 34)

8.20.35 Drivers under the influence of intoxicating liquor or narcotic drugs. It shall be unlawful for any person whether licensed or not who is a habitual user of narcotic drugs or any person who is under the influence of intoxicating liquor or narcotic drugs to drive any vehicle upon the streets or alleys of the City of Wynne. (Ord. No. 247, Sec. 35)

8.20.36 Penalty. Any person found guilty of violations of Section 8.20.35 shall suffer punishment as provided by the Statutes of the State of Arkansas, relating to the same offense. (Ord. No. 247, Sec. 36)

8.20.37 Reckless driving. Any person who drives any vehicle upon a street or alley in the City of Wynne carelessly and heedlessly in willful or wanton disregard of the rights or safety of others, or without due caution and circumspection and at a speed or in a manner so as to endanger or be likely to endanger any person or property, shall be guilty of reckless driving. (Ord. No. 247, Sec. 37)

8.20.37a Hazardous driving. Any person who drives any vehicle upon the streets or alleys in the City of Wynne in a hazardous or careless manner at a speed likely to endanger any person or property shall be guilty of hazardous driving and upon conviction of violation, shall be fined in a sum not to exceed One Hundred Dollars (\$100.00).

8.20.38 Penalty. Any person found guilty of violating 8.20.37 shall suffer punishment as provided by the Statutes of Arkansas, relating to the same offense. (Ord. No. 247, Sec. 38)

8.20.39 Duty to stop after accident. A driver of any vehicle involved in an accident resulting in damage to property or injury or death to any person shall immediately stop such vehicle at the scene of such accident. (Ord. No. 247, Sec. 39)

8.20.40 Driver to give information of accident and assist injured. The driver of any vehicle involved in any accident resulting in injury or death to any person or damage to any property shall give his name, address, the registration number of his vehicle and exhibit his chauffeur's or driver's license to the person struck or the driver or occupants of any vehicle collided with and shall render to any person injured in such accident reasonable assistance, including the carrying of such person to a physician or surgeon for medical or surgical treatment if it is apparent that such treatment is necessary or is requested by the injured person. (Ord. No. 247, Sec. 40)

8.20.41 Penalty. Any person found guilty of violating Section 8.20.39 and/or Section 8.20.40 shall suffer punishment as provided by the Statutes of Arkansas, relating to the same offense. (Ord. No. 247, Sec. 41)

8.20.42 Speed passing school houses. Fifteen (15) miles per hour shall be the maximum speed when passing a school during school recess, or while children are going to or leaving school during the opening or closing hours. (Ord. No. 247, Sec. 42)

8.20.43 Speed on approaching street intersections. Fifteen (15) miles per hour shall be the maximum speed when approaching within fifty (50) feet and in traversing an intersection of streets or alleys when the driver's view is obstructed. A driver's view shall be deemed to be obstructed when at any time during the last fifty (50) feet of his approach to such intersection he does not have a clear and uninterrupted view of such intersection and of the traffic upon all the streets or alleys entering such intersection for a distance of two hundred (200) feet from such intersection. (Ord. No. 247, Sec. 43)

8.20.44 Driving on right side of street. Upon all streets of sufficient width, the driver of a vehicle shall drive the same upon the right half of the street and shall drive a slow moving vehicle as closely as possible on the right edge of the curb of such street, unless it is impractical to travel on such side of the street, and except when overtaking and passing other vehicles subject to limitations set out in 8.20.47 of this ordinance. (Ord. No. 247, Sec. 44)

8.20.45 Keep to right in crossing street intersections or street and railroad intersections. In crossing an intersection of streets or the intersection of a street and railroad right-of-way, the driver of a vehicle shall at all times cause such vehicle to travel on the right half of the street unless such right side is obstructed or impassable. (Ord. No. 247, Sec. 45)

8.20.46 Meeting of vehicles. Drivers of vehicles proceeding in opposite directions shall pass each other to the right, each giving to the other at least one-half of the main traveled portion of the roadway as nearly as possible. (Ord. No. 247, Sec. 46)

8.20.47 Overtaking a vehicle. The driver of any vehicle overtaking another vehicle proceeding in the same direction shall pass at a safe distance to the left thereof and shall not again drive to the right side of the street until safely clear of such overtaken vehicle. (Ord. No. 247, Sec. 47)

8.20.48 Passing a vehicle at a street intersection or at any railway crossing. The driver of a vehicle shall not overtake and pass any vehicle proceeding in the same direction at any railway grade crossing or at any intersection of streets unless permitted to do so by a traffic or police officer. (Ord. No. 247, Sec. 48)

8.20.49 Overtaken driver to give way. The driver of a vehicle upon a street about to be overtaken and passed by another vehicle approaching from the rear shall give way to the right in favor of the overtaking vehicle on suitable and audible signal being given by the driver of the overtaking vehicle and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle. (Ord. No. 247, Sec. 49)

8.20.50 Following too closely. The driver of a vehicle shall not follow another vehicle more closely than is reasonable and prudent having due regard to the speed of such vehicle and the traffic upon and condition of the street. (Ord. No. 247, Sec. 50)

8.20.51 Turning at intersection. The driver of any vehicle intending to turn to the right at an intersection shall approach such intersection in the lane for traffic nearest to the right-hand side of the street, and in turning shall keep as closely as practicable to the right-hand curb or edge of the street, and when intending to turn to the left, shall approach such intersection in the lane for traffic to the right of and nearest to the center line of the street and in turning, shall pass beyond the center of the intersection, passing as closely as practicable to the right thereof before turning such vehicle to the left. (Ord. No. 247, Sec. 51)

8.20.52 Vehicle turning in intersection to have right-of-way. The driver of a vehicle approaching but not having entered an intersection shall yield the right-of-way to a vehicle within such intersection and turning therein to the driver of the vehicle turning left has given a plainly visible signal of intention to turn. (Ord. No. 247, Sec. 52)

8.20.53 Private drive and right-of-way. The driver of any vehicle entering a public street from a private driveway shall yield the right-of-way to all vehicles approaching on such public street. (Ord. No. 247, Sec. 53)

8.20.54 Police and fire department vehicles have right-of-way. The driver of a vehicle upon a street shall yield the right-of-way to police and fire department vehicles when the latter are operated upon official business and the drivers thereof sound audible signals by bell, siren or exhaust whistle. This provision shall not operate to relieve the driver of a police or fire department vehicle from the duty to drive with due regard for the safety of all persons using the street. (Ord. No. 247, Sec. 54)

8.20.55 Duty on approach of police and fire department vehicles. Upon the approach of any police or fire department vehicle giving audible signal by bell, siren or exhaust whistle, the driver of every other vehicle shall immediately drive the same to a position as near as possible and parallel to the right-hand curb or edge of the streets and shall stop and remain in such position unless otherwise directed by a police or traffic officer until the police or fire department vehicle shall have passed. (Ord. No. 247, Sec. 55)

8.20.56 Following fire department vehicles. It shall be unlawful for the driver of any vehicle other than one on official business to follow any fire apparatus traveling in response to a fire alarm closer than three hundred (300) feet or to drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm. (Ord. No. 247, Sec. 56)

8.20.57 Parking near fire hydrant, private driveway or street intersection. No person shall park a vehicle or permit it to stand, whether attended or unattended, upon a street in front of a private driveway or within ten (10) feet of a fire hydrant, or the entrance to a fire station nor within ten (10) feet from the intersection of curb lines at an intersection of streets unless otherwise marked by the police department. (Ord. No. 247, Sec. 57)

8.20.58 Mufflers required. No person shall drive a motor vehicle or motorcycle on the streets in Wynne unless such vehicle equipped or such motorcycle is equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke. (Ord. No. 247, Sec. 58)

8.20.59 Vehicles must not litter street. No vehicle shall be driven or moved on any street or alley in Wynne unless such vehicle is constructed or loaded as to prevent its contents from dropping, shifting, leaking or otherwise escaping therefrom. (Ord. No. 247, Sec. 59)

8.20.60 Lights or lamps to comply with state highway regulations. All lights or lamps on all vehicles used in the city of Wynne shall be of a type and construction approved by the Highway Commissioner or other state official in authority of the State of Arkansas. (Ord. No. 247, Sec. 60)

8.20.61 Violators shall be misdemeanors. It shall be unlawful and constitute a misdemeanor for any person to violate any of the provisions of this ordinance or other law of this state declared to be a felony. (Ord. No. 247, Sec. 61)

8.20.62 Penalties for misdemeanors. Every person convicted of a misdemeanor for violation of any of the provisions of this ordinance for which another penalty is not provided shall, upon such conviction thereof, be punished by a fine of not more than One Hundred Dollars (\$100.00) or by imprisonment in the city jail for not more than ten (10) days; for a second such conviction within one (1) year thereafter, such person shall be punished by a fine of not more than Two Hundred Dollars (\$200.00) or by imprisonment in the city jail for not more than twenty (20) days, or both such fine and imprisonment; and, upon a third conviction or subsequent conviction within one (1) year after the first conviction, such person shall be punished by a fine of not more than Five Hundred Dollars (\$500.00) or by imprisonment in the city jail for not more than six (6) months, or by both fine and imprisonment. (Ord. No. 247, Sec. 62)

8.20.63 Appearance upon arrest for misdemeanor Whenever any person is arrested for a violation of any provision of this ordinance punishable as a misdemeanor, the arresting officer shall take the name and address of such person and the license number of his vehicle and issue a summons or otherwise notify him in writing to appear at a time and place to be specified in such summons or notice, such time be at least twelve (12) hours after such arrest unless the person arrested shall demand an earlier hearing, and such person shall, if he so desired, have a right to a hearing at the next session of the City Court. Such officer shall thereupon and upon the giving of such person of his written promise to appear at such time and place forthwith, release him from custody. Any person so arrested refusing to give such written promise to appear shall be taken immediately to police headquarters. Any person arrested and charged with an offense causing or contributing to an accident resulting in the injury or death to any person, or any person charged with reckless driving or driving in excess of twenty (20) miles per hour in the business district or congested area or thirty (30) miles per hour in the residential section or any person charged with driving while under the influence of intoxicating liquor or narcotic drugs or any person who the arresting officer shall have good cause to believe has committed any felony, shall be brought immediately by the arresting officer to the City Hall and placed in the city jail if the need be. (Ord. No. 247, Sec. 63)

8.20.64 Violating written promise to appear shall be a misdemeanor Any person willfully violating his written promise to appear, given in accordance with Section 8.20.63 of this ordinance, shall be guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally arrested. (Ord. No. 247, Sec. 64)

8.20.65 Inattentive driving

- A. It shall be unlawful for any person to operate a motor vehicle in a careless or inattentive manner or in disregard of the safety of persons or property.
- B. Inattentive driving shall be considered a lesser offense than reckless driving and shall be applicable in those circumstances where the conduct of the operator has been inattentive, careless or imprudent, in light of the circumstances then existing, rather than heedless or wanton or in those cases where the danger to persons or property by the motor vehicle operator's conduct is slight.
- C. Any individual who violates the terms of this ordinance shall be guilty of a Class C misdemeanor, which carries a penalty upon conviction of a fine not to exceed One Hundred Dollars (\$100.00) and a sentence in the County Jail not to exceed thirty (30) days. (Ord. No. 691, Secs. 1-3.)

CHAPTER 8.24

PARKING

Sections:

8.24.01	Definitions
8.24.02	Parking time limits
8.24.03	Zones
8.24.04	Violations
8.24.05	Penalty
8.24.06	Trailers

8.24.01 Definitions For the purpose of this ordinance:

Park or parking shall mean the standing of a vehicle, whether occupied or not, upon a street otherwise than temporarily for the purpose of, and while actually engaged in, receiving or discharging passengers, loading or unloading merchandise or in obedience to traffic regulations, signs and signals or an involuntary stopping of the vehicle by reason of causes beyond control of the operator of the vehicle.

Person shall mean and include an individual, firm, co-partnership, association or corporation.

Operator shall mean and include any individual who shall operate a vehicle as the owner thereof or as the agent, employee or permittee of the owner or is in actual physical control of a vehicle.

Street shall mean any public street, avenue, road, alley, highway, lane, path, or other public place located in the city of Wynne, Arkansas, and established for the use of vehicles.

Vehicle shall mean any device in, upon or by which any person or property is or may be transported upon a highway, except a device which is operated upon rails or tracks.

8.24.02 Parking time limits Parking or standing vehicles for a time in excess of a designated time shall be lawful: The City Council shall have the authority to designate time limits for specific areas of public parking on the city streets.

8.24.03 Zones Any person, firm or corporation desiring passenger or loading and unloading zones may make application in writing to the City Clerk and pay to the city of Wynne such amounts as may be designated by the Council. (Ord. No. 315, Sec. 8)

8.24.04 Violations It shall be unlawful and a violation of the provisions of this ordinance for any person:

- A. To cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to be parked overtime or beyond the period of legal parking time established for any parking meter zone as herein described.
- B. To park any vehicle across any line or marking of a parking meter space or in such position that the vehicle shall not be entirely within the area designated by such lines or markings.

8.24.05 Penalty Any person who shall violate or fail to comply with any of the provisions of Section 8.24.10, paragraphs (d) and/or (e) of this ordinance, or who shall counsel, aid or abet any such violation or failure to comply, shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a sum not to exceed Fifty Dollars (\$50.00) or by imprisonment not to exceed thirty (30) days or both fine and imprisonment. (Ord. No. 315, Sec. 12)

8.24.06 Trailers

- A. It shall be unlawful for the driver of any vehicle with a trailer or parking a trailer on any city street or highway unattended within the city limits of Wynne.
- B. Any person, firm or corporation violating this ordinance shall be guilty of a misdemeanor and upon conviction hereof shall pay a fine not exceeding Two Hundred Dollars (\$200.00) for each offense.
- C. Enforcement of this ordinance shall be accomplished by the Wynne Police Department. (Ord. No. 704, Secs. 1-3.)

CHAPTER 8.28

SHIELDED OUTDOOR LIGHTING

Sections:

- 8.28.01 Analysis of cost
- 8.28.02 Prohibitive
- 8.28.03 Exemption

8.28.01 Analysis of cost The City Council finds that the city of Wynne, Arkansas is financially unable to have shielded lighting fixtures installed after viewing the Shielded Light Installed Cost Analysis Summary of Rate Development. (Ord. No. 692, Sec. 1.)

8.28.02 Prohibitive The City Council hereby determines that the cost of acquiring shielded outdoor lighting fixtures will be prohibitive. (Ord. No. 692, Sec. 2.)

8.28.03 Exemption The city of Wynne, Arkansas hereby expressly intends to avail itself of the exemption from the requirements of the Act pertaining to the purchase of shielded outdoor lighting fixtures. (Ord. No. 692, Sec. 3.)