

ORDINANCE NO. 46

AN ORDINANCE PROVIDING FOR THE REGULATION AND CONTROL OF VEHICULAR TRAFFIC ON THE STREETS OF THE CITY OF GOSNELL, ARKANSAS, AND DEFINING THE DUTIES OF THE CHIEF OF POLICE OF THE CITY OF GOSNELL, ARKANSAS WITH RESPECT TO SAME, PRESCRIBING PENALTIES OF THE VIOLATION THEREOF AND FOR OTHER PURPOSES.

SECTION 1: It shall be the duty of the Chief of Police of the City of Gosnell, Arkansas to determine the installation and maintenance of traffic control signals, markers and devices in conformity with the requirements of the State of Arkansas; to devise remedial measures and to conduct investigations of traffic conditions within the City and to cooperate with other City officials in the ways and means to improve traffic conditions in order to carry out the provisions of this Ordinance.

SECTION 2: In connection with the administration of the duties as herein provided, the Chief of Police of the City of Gosnell, Arkansas is authorized and empowered to do the following:

- A. To designate and maintain, by appropriate devices, marks or lines upon the surface of the roadways, crosswalks, and at intersections where, in his opinion, there is a particular hazard to pedestrians crossing such roadway, and at such other places as he may deem necessary.
- B. To establish, mark and maintain safety zones of such kind and nature and at such place or places as he may deem advisable, consistent with the provisions of this ordinance.
- C. To designate and to mark by appropriate signs or markers, places, areas or districts in which the parking of motor vehicles or other vehicles shall be prohibited at all times; and to designate and mark by appropriate signs or markers, districts or areas in which parking shall be limited to a specified time interval and to fix the hours and days of the week during which such regulations shall be applicable to the parking of vehicles in such restricted or limited districts, as in his opinion may be requisite.
- D. To erect signs or markers indicating "NO PARKING" upon that side of any street adjacent to any school property when such parking would, in his opinion, interfere with traffic or create a hazardous condition.
- E. To designate any street or thoroughfare as a "THROUGH STREET" and to require that all vehicles should come to a stop or yield the right-of-way before entering or crossing the same, and to designate any intersection as a stop or yield right-of-way

Intersection, and to require all vehicles to come to a stop or yield right-of-way at one or more entrances to such intersection, and to designate such required stops or yield right-of-ways by appropriate signs, markers or traffic control devices.

- F. To designate the appropriate speed limitations on any streets or thoroughfares by public signs, markers or traffic control devices.
- G. To modify or alter any designation made under these provisions, when, in his judgment, such alteration or change is warranted by a change in traffic conditions in the areas or places to which such designations have previously been made applicable.

SECTION 3: A copy of all designation or designations made by the Chief of Police in connection with this Ordinance shall be posted on the bulletin board at the City Hall in Gosnell, Arkansas. Upon the filing or posting of said designation or designations, this will constitute notice as to the location of any stop signs, yield right-of-way signs, prohibited parking or speed limitations.

SECTION 4: No zone, parking, lane, stand, stop or other designation as herein authorized to be made by the Chief of Police shall become effective, nor shall any person be punished under the provisions of this ordinance for a violation of any such designation until and unless the same shall have been appropriately marked by signs, markers, signals, buttons or other traffic control devices.

SECTION 5: The City Council of the City of Gosnell, Arkansas, shall have the authority to require the Chief of Police to alter, modify, or annul any designation made by him under the provisions of this ordinance by the adoption of a resolution directing the Chief of Police to make such alteration, modification or annulment.

SECTION 6: It shall be a misdemeanor, punishable under the provisions of this Ordinance, for any person to wilfully fail or refuse to comply with any lawful order or direction of any police officer invested by law with authority to direct, control or regulate traffic.

SECTION 7: It shall be unlawful and shall be a misdemeanor for any person to do any act prohibited, or fail to perform any act required under the provisions of this ordinance, and such act or omission shall be punished as hereinafter provided.

SECTION 8: Whenever authorized signs or markers are erected indicating or requiring a "STOP" for vehicles before entering into any intersection or upon any street, no person shall enter such intersection or proceed into such street without first bringing the vehicle operated by him to a stop. "STOP" as herein required shall mean a complete cessation of motion of such vehicle.

SECTION 9: Whenever authorized signs or markers are erected indicating or requiring vehicles to "YIELD THE RIGHT-OF-WAY" before entering into any intersection or upon any street, every person approaching such intersection or street shall yield the right-of-way to other vehicles which have entered such intersection or which are approaching so closely on said street as to constitute an immediate hazard.

SECTION 10: Violation of any of the provisions of this Ordinance constitutes a misdemeanor and violation of any of the provisions of this Ordinance for which another penalty is not provided under the laws of the State of Arkansas or other Ordinances of this City shall be punishable by a fine of not more than Two Hundred and No/100 Dollars (\$200.00) or by imprisonment for not more than ten (10) days.

SECTION 11: All ordinances or parts of ordinances in conflict herewith are hereby repealed. The parts of this ordinance shall be deemed separate and severable, and should any section or part thereof be held unconstitutional or void, the remaining unaffected portions and sections hereof shall remain in full force and effect.

SECTION 12: This Ordinance being necessary for the immediate preservation of the public peace, welfare and safety, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage.

PASSED this 11th day of October, 1977.

Andy S. Beull
Mayor

ATTEST:

Jamie Gray
Recorder