

ORDINANCE NO. 92-19

CITY OF AMERICAN CANYON

**AN ORDINANCE ESTABLISHING THE AMERICAN CANYON TRAFFIC CODE
REGULATING TRAFFIC UPON THE STREETS OF THE CITY OF AMERICAN
CANYON AND PROVIDING FOR PENALTIES FOR VIOLATIONS OF SAID CODE**

BE IT ORDAINED BY THE Council of the City of American Canyon as follows:

ARTICLE I

PRELIMINARY PROVISIONS

Section 1 Title.

This ordinance shall be known and may be officially cited as the "American Canyon Traffic Code."

Section 2 Effective Date.

September 1, 1992.

Section 3 Construction Of Singular And Plural.

The singular number includes the plural and the plural number includes the singular.

Section 4 Continuations Of Existing Provisions.

The provisions of this Code, insofar as they are substantially the same as existing provisions of the American Canyon Municipal Code relating to the same subject matter, shall be construed as restatements and continuations thereof and not as new enactments.

Section 5 Effect Of Code.

If any section, subsection, sentence, clause or phrase of this Code is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Code. The City Council hereby declares that it would have passed this Code, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

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ARTICLE II

PENALTIES

Section 10 Penalties.

Every person convicted of an infraction for a violation of this Code shall be punished upon a first conviction by a fine not exceeding fifty dollars (\$50) and for a second conviction within a period of one year by a fine of not exceeding one hundred dollars (\$100) and for a third or any subsequent conviction within a period of one year by a fine of not exceeding two hundred fifty dollars (\$250).

Section 11 Penalties For Violations Of Articles XI, XII, XIII, XIV, XV, XVI, XVIII and XIX.

Every person convicted of a misdemeanor for violation of any of the provisions of Articles XI, XII, XIII, XIV, XV, XVI, XVIII, and XIX, except where a different penalty is expressly provided in said articles, shall be punished upon a first conviction by a fine not exceeding fifty dollars (\$50) or more or by imprisonment in the County jail for not exceeding five days, and for a second conviction within a period of one year by a fine not exceeding one hundred dollars (\$100), or by imprisonment in the County jail for not exceeding 10 days, or by both such fines and imprisonment, and for a third or any subsequent conviction within said period of one year by a fine of not exceeding five hundred dollars (\$500), or by imprisonment in the County jail for not exceeding six months, or by both such fine and imprisonment.

ARTICLE III
DEFINITIONS

Section 15 Definitions Of Words And Phrases.

- A. The following words and phrases when used in this Code shall, for the purpose of this Code, have the meanings respectively ascribed to them in this article.
- B. Whenever any words or phrases used in this Code are not defined herein, but are defined in the Vehicle Code of the State of California, such definitions are incorporated herein and shall be deemed to apply to such words and phrases used herein as though set forth herein in full.

Section 16 [RESERVED]

Section 17 Bicycle.

Every device propelled by human power upon which any person may ride, having tandem wheels either of which is over 20 inches in diameter, and including any device generally recognized as a bicycle though equipped with two front or two rear wheels.

Section 18 City.

The general law city of the City of American Canyon, incorporated January 1, 1992.

Section 19 Curb.

The lateral physical boundary of the roadway of a street whether marked by curbing construction or not so marked.

Section 20 Holiday.

Every Sunday, January first, February twelfth, third Monday in February, last Monday in May, July 4th, first Monday in September, September ninth, second Monday in October, November eleventh, the Thursday in November appointed as "Thanksgiving Day", the Friday following the Thursday in November appointed as "Thanksgiving Day", December twenty-fifth. If any of the foregoing days, except Sunday, falls on a Sunday, the Monday following is a holiday.

Section 21 Limited Access Highway.

Every highway, street, or roadway in respect to which owners or occupants of abutting property or land and other persons have no legal right of access to or from the same, except at such points only and in such manner as may be determined by the public authority having jurisdiction over such highway, street or roadway.

Section 22 Loading Zone.

The space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

Section 23 Official Time Standard.

Whenever certain hours are named herein, they shall mean standard time or daylight savings time as may be in current use in this City.

Section 24 Official Traffic Control Devices.

All signs, signals, markings and devices, except directional signs, not inconsistent with this Code or the Vehicle Code of the State of California, placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic.

Section 25 Official Traffic Signals.

Any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and proceed and which is erected by authority of a public body or official having jurisdiction.

Section 26 Park.

To stand or leave standing any vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading of passengers or materials.

Section 27 Parkway.

That portion of a street other than a roadway or a sidewalk.

Section 28 Passenger Loading Zone.

The space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers.

Section 29 Pedestrians.

Any person afoot.

Section 30 Person.

Every natural person, co-firm, partnership, association or corporation.

Section 31 Police Officer.

Every officer and member of the Police Department of the City of American Canyon.

Section 32 Resolution.

A Resolution of the Council of the City of American Canyon.

Section 33.A. Stop.

When required, means complete cessation of movement.

Section 33.B. Stop Or Stand.

When prohibited means any stopping or standing of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

Section 34 Traffic.

Pedestrians, ridden or herded animals, vehicles, bicycles and other conveyances either singly or together while using any street for purposes of travel.

ARTICLE IV

TRAFFIC ADMINISTRATION

Section 40 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 applicable to street traffic in this City, to make arrests for traffic violations, to investigate traffic accidents and to cooperate with the 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 those duties specially imposed upon said department of this Code.

Section 41 [RESERVED].

Section 42 Traffic Accident Studies.

Whenever the accidents at any particular location become numerous, the Police Department shall cooperate with the traffic engineer in conducting studies of such accidents and determine remedial measures.

Section 43 Traffic Accident Reports.

The Police Department shall maintain a suitable system of filing traffic accident reports. Such reports shall be available for the use and information of the traffic engineer.

Section 44 Police Department To Submit Annual Traffic Safety Report.

The Police Department shall annually prepare a traffic report which shall be filed with the City Council. Such report shall contain information on traffic matters in this City as follows:

- A. The number of traffic accidents, the number of persons killed, the number of persons injured, and other pertinent traffic accident data;
- B. The number of traffic accidents investigated and other pertinent data on the safety activities of the police; and,
- C. The plans and recommendations of the department for future traffic safety activities.

Section 45 Duties Of Traffic Engineer.

It shall be the general duty of the Traffic Engineer, under this Code, to determine the installation and maintenance of traffic control devices and signals, to conduct engineering analyses of traffic accidents and to devise remedial measures, to conduct engineer investigation of traffic conditions, and to cooperate with other City Officials in the development of ways and means to

improve traffic conditions, and to perform such others duties hereunder as may be required by the City Manager.

ARTICLE V

ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS

Section 50 Authority Of Police And Fire District Officers And Members.

- A. 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 applicable to street traffic in this City.
- B. 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.
- C. Officers and members of the Fire District, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.
- D. Civilian employees of the City, when designated by the Chief of Police, shall enforce those provisions of the American Canyon Traffic Code and the State Vehicle Code relating to the standing or parking of vehicles that legally may be enforced by persons other than peace officers.
- E. Inspectors and officers of the Fire Prevention Bureau of the Fire District may enforce Vehicle Code Sections 21708, Fire Hoses, and 22514, Fire Hydrants,

Section 51 Traffic Control At School Crossing Or Other Places.

It shall be the duty of any person appointed by the Chief of Police for such purpose, to control traffic at school crossings or other places designated by him. It shall be unlawful for any person, at any school crossing, or at any designated place, to refuse or fail to comply with any order, signal or direction of any person appointed by the Chief of Police to control traffic at school crossings or such designated places, provided that such person giving any order, signal or direction at such school crossing, or such designated place, shall at the time be wearing some insignia indicating such appointment. It shall be unlawful for any minor to direct or attempt to direct traffic unless authorized to do so by order of the Chief of Police.

Section 52 Obedience To Police And Fire Officials.

No person shall willfully fail or refuse to comply with any lawful order of a Police Officer or member of the Fire District when directing traffic.

Section 53 Persons Other Than Officials Shall Not Direct Traffic.

No person other than an officer of the Police Department, or a person authorized by the Chief of Police or other person authorized by law, shall direct or attempt to direct traffic by voice, hand or other signal .

Section 54 Public Employees To Obey Traffic Regulations.

The provisions of this Code shall apply to the driver of any vehicle owned by or used in the service of the United States Government, this State, any county or city, and it shall be unlawful for any said driver to violate any of the provisions of this Code except as otherwise permitted in this Code or by State Statute.

Section 55 Exemptions To Certain Vehicles.

- A. The provisions of this Code regulating the operation, parking, and standing of vehicles shall not apply to any vehicle of the police or fire departments, any public ambulance or any public utility vehicle or any private ambulance, which public utility vehicle or private ambulance has qualified as an authorized emergency vehicle, when any vehicle mentioned in this section is operated in the manner specified in the Vehicle Code in response to an emergency.
- B. The foregoing exemptions shall not, however, protect the driver of any such vehicle from the consequences of his/her willful disregard of the safety of others.
- C. The provisions of this Code regulating the parking or standing of vehicles shall not apply to any vehicle of a City Department or public utility while necessarily in use for construction or repair work or any vehicle owned by the United States while in use for the collection, transportation or delivery of United States mail.

Section 56 Report Of Damage To Certain Property.

- A. The driver of a vehicle or the person in charge of any animal involved in any accident resulting in damage to any property publicly owned or owned by a public utility, including but not limited to any fire hydrant, ornamental lighting post, telephone pole, electric light or power pole, or resulting in damage to any ornamental shade tree, traffic control devise or other property of a like nature located in or along any street, shall within twenty-four (24) hours after such accident, make a written report of such accident to the Police Department of this City.
- B. Every such report shall state the time when and the place where the accident took place, the name and address of the person owning, and of the person driving or in charge of, such vehicle or animal, the license number of every such vehicle, and shall briefly describe the property damage in such accident.
- C. A driver involved in an accident shall not be subject to the requirements or penalties of this section if and during the time such driver is

physically incapable of making a report, but in such event said driver shall make a report as required in subdivision (a) within twenty-four (24) hours after regaining ability to make such report.

Section 57 Vehicles Obstructing Normal Flow Of Traffic: Removal.

Any vehicle parked or stopped in violation of Sections 110, 160, 182, and 183 of this Code shall be deemed to be left standing upon a street or highway in an unusual position and obstructing the normal movement of traffic thereon and may be removed as provided in Section 22651 of the California Vehicle Code.

ARTICLE VI
TRAFFIC CONTROL DEVICES

Section 60 Authority To Install Traffic Control Devices.

- A. The traffic Engineer shall have the exclusive power and duty to place and maintain or cause to be placed and maintained official traffic control devices when and as required under the traffic regulations of this City to make effective the provisions of said regulations.
- B. Whenever the Vehicle Code of this State requires, for the effectiveness of any provision thereof, that traffic control devices be installed to give notice to the public of the application of such law, the Traffic Engineer is hereby authorized to install the necessary devices subject to any limitations or restrictions set forth in the law applicable thereto.
- C. The Traffic Engineer may also place and maintain such additional traffic control devices as he may deem necessary to regulate traffic or to guide or warn traffic, but he shall make such determination only upon the basis of traffic engineering principles and traffic investigations and in accordance with such standards, limitations and rules as may be set forth in the traffic regulations of this City or as may be hereafter determined by the legislative body of this City.

Section 61 When Traffic Control Devices Required For Enforcement Purposes.

No provisions of the Vehicle Code or of this Code for which signs are required shall be enforced against an alleged violator unless appropriate signs are in place and sufficiently legible to be seen by an ordinarily observant person, giving notice of such provisions of the traffic laws.

Section 62 Obedience To Traffic Control Devices.

The driver of any vehicle shall obey the instructions of any official traffic control devices applicable thereto placed in accordance with the traffic regulations of this City unless otherwise directed by a police officer subject to the exceptions granted the driver of an authorized emergency vehicle when responding to emergency calls.

Section 63 Installation Of Traffic Signals.

- A. Official traffic signals shall be installed and maintained at those intersections and other places where traffic conditions are such as to require that the flow of traffic be alternately interrupted and released in order to prevent or relieve traffic congestion or to protect life or property from exceptional hazard.
- B. The Traffic Engineer shall ascertain and determine the locations where such signals are required by resort to field observation, traffic counts

and other traffic information as may be pertinent and his determinations therefrom shall be made in accordance with those traffic engineering and safety standards and instructions set forth in the California Maintenance Manual issued by the California Department of Transportation (Caltrans).

Section 64 Lane Markings.

The Traffic Engineer is hereby authorized to mark center lines and lane lines upon the surface of the roadway to indicate the course to be traveled by vehicles and may place signs temporarily designating lanes to be used by traffic moving in a particular direction, regardless of the center line of the highway. When authorized signs have been placed designating off-center traffic lanes, no person shall disobey the instructions given by such signs.

Section 65 Authority To Remove, Relocate Or Discontinue Traffic Control Devices.

The Traffic Engineer is hereby authorized to remove, relocate or discontinue the operation of any traffic control device not specifically required by state law or this Code whenever he shall determine in any particular case that the conditions which warranted or required the installation no longer exist or obtain.

Section 66 Traffic Control Devices - Hours Of Operation.

The Traffic Engineer shall determine the hours and days during which any traffic control device shall be in operation or be in effect, except in those cases where such hours or days are specified in this Code.

Section 67 Unauthorized Painting Of Curbs.

It shall be unlawful for any person, without authority from the City of American Canyon, to place or maintain paint or other material upon any curb in the City of American Canyon in a manner which purports to be, or is, an imitation of or resembles official indication of parking regulations.

ARTICLE VII

TURNING MOVEMENTS

Section 70 Authority To Place And Obedience To Turning Markers.

- A. The traffic Engineer is authorized to place markers, buttons, or signs within or adjacent to intersection indicating the course to be traveled by vehicles turning at such intersections, and the Traffic Engineer is authorized to allocate and indicate more than one lane of traffic from which drivers of vehicles may make right or left turns, and such course to be traveled as so indicated may conform to or be other than as prescribed by law or this Code.
- B. When authorized markers, buttons, or other indications are placed within an intersection indicating the course to be traveled by vehicles turning thereat, no driver of a vehicle shall disobey the directions of such indications.

Section 71 Authority To Place Restricted Turn Signs.

The Traffic Engineer is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right, left or U-turn, and shall place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs or they may be removed when such turns are permitted.

Section 72 Obedience To No-Turn Signs.

Whenever authorized signs are erected indicating that no right or left turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.

Section 73 Authority To Prohibit Right Turns Against Traffic Stop Signal.

The Traffic Engineer is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right turn against a red or stop signal and shall erect proper signs giving notice of such prohibition. No driver of a vehicle shall disobey the direction of any such sign.

ARTICLE VIII

[RESERVED]

ARTICLE IX
SPECIAL STOPS REQUIRED

Section 90 Traffic Engineer To Erect Stop Signs.

Whenever any resolution of this City designates and describes any street or portion thereof as a through street, or any intersection at which vehicles are required to stop at one or more entrances thereto, or any railroad grade crossing at which vehicles are required to stop, the Traffic Engineer shall erect and maintain stop signs as follows:

A stop sign shall be erected on each and every street intersecting such through street or portion thereof so designated and at those entrances of other intersections where a stop is required and at any railroad grade crossing so designated. Every such sign shall conform with and shall be placed as provided in Section 471 of the Vehicle Code.

Section 91 Stop At Through Street Or Stop Sign.

- A. Those streets and parts of streets described in such resolution, and those streets and parts of streets heretofore designated and signed by this City as through streets until other designations are made, are hereby declared to be through streets for purposes of this section.
- B. The provisions of this section shall also apply at one or more entrances to the intersections as such entrances and intersections have been heretofore designated and signed by this City until other designations are made or as may be hereafter described in such resolution.
- C. The provisions of this section shall also apply at those railroad grade crossings as such railroad grade crossings have been heretofore designated and signed by this City until other designations are made or as may be hereafter described in such resolution.
- D. When stop signs are erected, as herein provided, at the entrance to any intersection or at any railroad grade crossing every driver of a vehicle shall stop, as required by the Vehicle Code.

ARTICLE X

MISCELLANEOUS DRIVING RULES

Section 100 Traffic Regulations In Parks.

It shall be unlawful for any person to drive or ride within the boundaries of any public park in the City of American Canyon at a rate of speed exceeding five (5) miles per hour, or for any person to ride or drive within the limits of said parks other than upon the avenues and roads provided therefore.

Section 101 Driving Through Funeral Processions.

No driver of a vehicle shall drive between vehicles comprising a funeral procession while they are in motion and when the vehicles in such procession are conspicuously so designated.

Section 102 Clinging To Moving Vehicles.

Any person riding upon any bicycle, motorcycle, coaster, skate board, roller skates or any toy vehicle shall not attach the same or him/herself to any moving vehicle upon any roadway.

Section 103 Vehicles Shall Not Be Driven On The Sidewalk.

The driver of a vehicle shall not drive within any sidewalk area or any parkway except at a permanent or temporary driveway.

Section 104 New Pavement.

No person shall ride or drive any animal or any vehicle over or across any newly made pavement or freshly painted marking in any street when a barrier or sign is in place warning persons not to drive over or across such pavement or marking, or when a sign is in place stating that the street or any portion thereof is closed.

Section 105 Limited Access.

No person shall drive a vehicle onto or from any limited access highway except at such entrances and exits as are established by or with the consent of public authority.

Section 106 Vehicles On Private Property.

It shall be unlawful for any person to operate or drive or leave any vehicle in, over or upon any private property without the express permission of the owner thereof.

Section 107 Left Turns Between Intersections.

It shall be unlawful for the operator of any vehicle to turn such vehicle to the left, whether for the purpose of entering or leaving a driveway or otherwise, at any place between the intersections and during the times designated by the Traffic Engineer when such places are appropriately signed or marked.

Section 108 Parking On Grades.

It shall be unlawful for any person driving, or in control of, or in charge of, a motor vehicle to permit it to stand on any highway unattended when upon any grade exceeding three per cent (3%) within any business or residence district without blocking the wheels of said vehicles by turning them against the curb or by other means.

Section 109 Intoxicated Persons In Or About Vehicles.

It shall be unlawful for any person who is under the influence of intoxicating liquor or narcotic drugs to be in or about any vehicle to which he has the right or access or control while such vehicle is in or upon any street or any other public place in the City of American Canyon, unless the same is under the immediate control or operation of a person not under the influence of intoxicating liquor or narcotic drugs.

Section 110 Obedience To Barriers And Signs.

No person, public utility or any department of this City shall erect or place any barrier or sign on any street unless of a type first approved by the Traffic Engineer. It shall be unlawful for any person to disobey the instructions of any barrier or sign placed in any street by any public utility or by any department of this City, provided the type of barrier or sign so erected has been first approved by the Traffic Engineer.

Section 111 Stop 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 he/she is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal indication to proceed.

Section 112 Decrease Of Maximum Speed Limit Between Districts.

Whenever by resolution it is determined on the basis of an engineering and traffic investigation that the maximum speed limit of 55 miles per hour is more than is reasonable or safe upon any portion of a street or highway other than a state highway for a distance of not exceeding two thousand feet in length between districts, business or residential, the prima facie speed limit not less than twenty-five miles per hour, upon that portion shall be as determined in the resolution, and shall be effective when appropriate signs giving notice thereof are erected upon said street or highway.

Section 113 Regulations Of Traffic On Freeways.

No person shall drive or operate any bicycle, motor driven cycle, or any vehicle which is not drawn by a motor vehicle upon any street established as a freeway or limited access highway, nor shall any pedestrian walk across or along any such street so established except in space set aside for the use of pedestrians, provided official signs are in place giving notice of such restrictions.

ARTICLE XI
PARKING METER ZONES

Section 120 Parking Meter Zones.

Parking meter zones shall be established by ordinance of the City Council upon such streets, portions of streets or in municipal parking lots within the City of American Canyon as the City Council may deem necessary for traffic or parking control purposes.

ARTICLE XII

BICYCLES

Section 121 Operation Of Bicycles On Roadways And Bicycle Routes.

- A. No person operating a bicycle upon a highway shall ride other than upon or astride a permanent and regular seat attached thereto.
- B. No operator shall allow a person riding as a passenger on a bicycle, and no person shall ride as a passenger on a bicycle, upon a highway other than upon or astride a separate seat attached thereto. If the passenger is a child, the seat shall have adequate provisions for retaining the child in place and for protecting the child from the moving parts of the bicycle.

Section 122 Bicycle Equipment.

- A. All bicycles licensed pursuant to this chapter shall conform to all the equipment requirements specified by the Vehicle Code and this Code.
- B. No person shall operate upon a highway a bicycle which is of such a size as to prevent the operator from stopping the bicycle, supporting it in an upright position with at least one foot on the highway surface, and restarting it in a safe manner.

Section 123 Parking Bicycles.

- A. No person shall park a bicycle upon a street or against a building in such a manner as to obstruct pedestrian, bicycle, or motor vehicular traffic.
- B. No person shall leave a bicycle lying on its side on any sidewalk or park a bicycle on a sidewalk in a position that does not leave an adequate path for pedestrian traffic.
- C. Notwithstanding subsections A and B of this section, no person shall park a bicycle at any location which has been posted with signs prohibiting such parking.

Section 124 Licensing of Bicycles.

- A. No City resident shall ride, move, haul, or leave standing or allow to be ridden, moved, hauled, or left standing, any bicycle on any road, street, highway, or other public property unless such bicycle is licensed in accordance with this article.
- B. This section shall not apply to bicycle manufacturers or bicycle dealers transporting bicycles in the normal course of business.

Section 125 Licensing Agency.

The American Canyon Fire Protection District, a subsidiary district of the City, shall be responsible for carrying out the provisions of this article and is hereby authorized and directed to register and license bicycles upon a written application for a license and the payment of the required fee.

Section 126 Registration Forms.

The registration form shall contain the following:

- A. The name and address of the registered owner;
- B. The make, type, and model of the bicycle;
- C. The serial number of the bicycle;
- D. The license number of the bicycle;
- E. The original date of sale;
- F. A place for the name and address of a new registered owner;
- G. A place for the signature of the registered owner;
- H. A place for the signature of the registered owner releasing his interest;
- I. A place for the signature of the new registered owner; and,
- J. A place for the name of the licensing agency.

Section 127 Licensing And Registration Forms.

- A. Bicycle licenses and registration forms shall be supplied to the licensing agency by the City.
- B. The license shall be permanently affixed to the bicycle by the licensing agency and the registration form completed at the time of the registration or sale, whichever occurs first.
- C. Records shall be maintained by each licensing agency during the period of validity of the license.

Section 128 Licensing And Registration Fees.

Upon an application for registration and licensing, the fee required pursuant to the provisions of this article shall be Five and No/100ths (\$5.00) Dollars for a five-year license.

Section 129 Disposition Of Fees.

- A. For each bicycle registered and licensed by a bicycle dealer a fee of fifty (50¢) cents out of the license fee received may be retained by the bicycle dealer for his services.

- B. Revenues from the registration, replacement, and renewal of the license shall be paid to the Director of Finance monthly, and shall be retained by the City in a separate account, and shall be used for the support of the bicycle licensing and registration programs, and to improve bicycle safety programs, and to establish bicycle facilities, including bicycle paths and lanes, within the incorporated City limits.

Section 130 Renewal Of Expired Licenses.

The owner of a bicycle may have an expired bicycle license renewed upon the presentation of the bicycle, the last issued registration form or its copy, and the payment of the fee prescribed.

Section 131 Transfers Of Ownership.

- A. Whenever the owner of the bicycle licensed pursuant to this article sells or otherwise disposes of a bicycle, he shall, within ten (10) days, notify the licensing agency of such disposition.
- B. Any person who purchases or otherwise acquires the possession of a bicycle shall, within ten (10) days of taking such possession, apply for the transfer of the license for such bicycle to his name.

Section 132 Notification Of Change Of Address.

Whenever the owner of a registered bicycle licensed pursuant to this article changes his address, he shall, within ten (10) days, notify the licensing agency of the old and new address.

Section 133 Tampering With Registration Certificates, Bicycle Licenses, And Serial Numbers.

- A. It shall be unlawful for any person to tamper with, destroy, mutilate, or alter any registration certificate issued pursuant to the provisions of this article.
- B. It shall be unlawful for any person to remove, destroy, mutilate, or in any way alter or tamper with any bicycle license issued pursuant to the provisions of this article.
- C. It shall be unlawful for any person to remove, alter, or mutilate the serial number of any bicycle frame licensed pursuant to the provisions of this article.

Section 134 Bicycles In Violation Of Laws.

The licensing agency shall have the right to impound and retain the possession of any bicycle on which the manufacturer's identification numbers have been altered, defaced, removed, or destroyed.

Section 135 Rental Agencies.

A rental agency operating within the City shall not rent or offer any bicycle for rent unless such bicycle is licensed as provided in this article.

Section 136 Violations.

Any violation of the provisions of this article shall be an infraction.

Section 137 Fines.

- A. For each impounding fee for bicycles found to be in violation of the provisions of this article, there shall be paid a sum of Five and No/100ths (\$5.00) Dollars.
- B. For each violation of the provisions of this article, there shall be a fine of Five and No/100ths (\$5.00) Dollars.
- C. After a "Mechanical Warning Ticket" is issued advising of the new Bike License Program, a fine of Ten and No/100ths (\$10.00) Dollars or proof of correction shall be written in.

ARTICLE XIII

PEDESTRIANS

Section 140 Traffic Engineer To Establish Crosswalks.

- A. The Traffic Engineer shall establish, designate and maintain crosswalks at intersections and other places by appropriate devices, marks or lines upon the surface of the roadway as follows:

Crosswalks shall be established and maintained where the Traffic Engineer determines that there is particular hazard to pedestrians crossing the roadway subject to the limitation contained in subdivision (b) of this section.

- B. Other than crosswalks at intersections, no crosswalk shall be established in any block which is less than four hundred (400) feet in length. Elsewhere not more than one additional crosswalk shall be located as nearly as practicable at mid-block.

Section 141 When Pedestrians Must Use Crosswalks.

No pedestrian shall cross a roadway other than in a crosswalk in any business district, (established as State Route 29).

Section 142 Crossing At Right Angles.

No pedestrian shall cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb except in a marked crosswalk.

Section 143 Standing In Roadways.

No person shall stand in any roadway other than a safety zone or in a crosswalk if such action interferes with the lawful movement of traffic. This provision shall not apply to any public officer or employee of a public utility when necessarily upon a street in line of duty.

Section 144 Pedestrian Signals.

Whenever special pedestrian-control signals exhibiting the word "walk" or exhibiting the color red are in place, said term and color shall indicate and apply to pedestrians as follows:

- A. "Walk". Pedestrians facing such signal may proceed across the roadway in the direction of the signal and shall be given the right of way by the drivers of all vehicles.
- B. "Red". No pedestrian shall start to cross the roadway in the direction of such signal, but any pedestrian who has partially completed his

crossing on the walk signal shall proceed to a sidewalk or safety zone while the color red is showing.

ARTICLE XIV

STOPPING, STANDING AND PARKING

Section 150 Application Of Regulations.

- A. The provisions of this Code prohibiting the stopping, standing, or parking of a vehicle shall apply at all times or at those times herein specified, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.
- B. The provisions of this Code imposing a time limit on standing or parking shall not relieve any person from the duty to observe other and more restrictive provisions of the State Vehicle Code, or the regulations of this City, prohibiting or limiting the standing or parking of vehicles in specified places or at specified times.

Section 151 Standing In Parkways Prohibited.

No person shall stop, stand or park a vehicle within any parkway.

Section 152 Use Of Streets For Storage Of Vehicles Prohibited.

- A. No person who owns or has possession, custody or control of any vehicle shall park such vehicle upon any street or alley for more than a consecutive period of 72 hours.
- B. In the event a vehicle is parked or left standing upon a street in excess of a consecutive period of 72 hours, any officer of the Police Department or any regularly employed and salaried civilian employee of the City who is engaged in the direction of traffic or enforcement of parking regulations when designated by the Chief of Police, may remove said vehicle from the street in the manner and subject to the requirements of Section 22850 and 22854 inclusive of the Vehicle Code of the State of California.

Section 153 [RESERVED]

Section 154 Parking Parallel With Curb.

- A. Subject to other and more restrictive limitations, a vehicle may be stopped or parked within 18 inches of the left hand curb facing in the direction of traffic movement upon any one-way street unless signs are in place prohibiting such parking standing or stopping.
- B. In the event a highway includes two or more separate roadways and traffic is restricted to one direction upon any such roadway, no person shall stand or park a vehicle upon the left hand side of such one-way roadway unless signs are in place permitting such standing or parking.

- C. The traffic Engineer is authorized to determine when standing or parking shall be prohibited upon the left hand side of any one-way street or when standing or parking may be permitted upon the left hand side of any one-way roadway of a highway having two or more separate roadways and shall erect signs giving notice thereof.
- D. Whenever the Traffic Engineer has caused lines or markings painted or otherwise designated upon the parkway, curb, sidewalk, roadway, driveway or street in such a manner as to identify by said markings individual parking spaces, it shall be unlawful to park or leave standing any vehicle across any such line or marking or in any position other than within the parking area so designated by said markings.

Section 155 Signs Or Markings Indicating Angle Parking.

- A. Whenever any resolution of this City designates and describes any street or portion thereof upon which angle parking shall be permitted, the Traffic Engineer shall mark or sign such street, indicating the angle at which vehicles shall be parked.
- B. When signs or markings are in place indicating angle parking as herein provided, no person shall park or stand a vehicle at other than the angle to the curb or edge of the roadway indicated by such signs or markings.

Section 156 [RESERVED]

Section 157 Parking Adjacent To Schools.

- A. The Traffic Engineer is hereby authorized to erect signs 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 situation.
- B. When official signs are erected indicating no parking upon that side of a street adjacent to any school property, no person shall park a vehicle in any such designated place.

Section 158 Parking Prohibited On Narrow Streets.

- A. The Traffic Engineer is hereby authorized to place signs or markings indicating no parking upon any street when the width of the roadway does not exceed 20 feet, or upon the side of a street as indicated by such signs or markings when the width of the roadway does not exceed 30 feet.
- B. When official signs or markings prohibiting parking are erected upon narrow streets as authorized herein, no person shall park a vehicle upon any such street in violation of any such sign or marking.

Section 159 Stopping Or Parking Prohibited - Signs Required.

The Traffic Engineer may appropriately sign or mark the following places and when so signed or marked, no person shall stop, stand or park a vehicle in any of said places:

- A. At any place within twenty (20) feet of an intersection in the business district except that a bus may stop in a designated bus stop.
- B. Within twenty (20) feet of the approach to any traffic signal, boulevard stop sign, or official electric flashing device.
- C. At any place where the Traffic Engineer determines that it is necessary in order to eliminate unusual traffic hazard.

Section 160 Emergency Parking Signs.

- A. Whenever the Traffic Engineer shall determine that an emergency traffic congestion is likely to result from the holding of public or private assemblages, gatherings of functions, or for other reasons, the Traffic Engineer shall have power and authority to order temporary signs to be erected or posted indicating that the operation, parking or standing of vehicles is prohibited on such streets and alleys as the Traffic Engineer shall direct during the time such temporary signs or in place. Such signs shall remain in place only during the existence of such emergency and the Traffic Engineer shall cause such signs to be removed promptly thereafter.
- B. When signs authorized by the provisions of this section are in place giving notice thereof, no person shall operate, park or stand any vehicle contrary to the directions and provisions of such signs.

Section 161 Display Of Warning Devices When Commercial Vehicle Disabled.

Every motor truck having an unladen weight of 6,000 pounds or more, and every truck tractor irrespective of weight when operated upon any street or highway during the time specified in Section 280 of the Vehicle Code shall be equipped with and carry at least two flares or two red lanterns or two warning lights or reflectors, which reflectors shall be of a type approved by the Department of Highway Patrol.

When any vehicle above-mentioned, or any trailer or semi-trailer is disabled upon streets or highways outside of any business or residence district within this City, and upon which street or highway there is insufficient street lighting to reveal a vehicle at a distance of 200 feet during any time mentioned in Section 280 of the Vehicle Code, a warning signal of the character indicated above shall be immediately placed at a distance of approximately 100 feet in advance of, and 100 feet to the rear of, such disabled vehicle, by the driver thereof. The warning signals herein mentioned shall be displayed continuously during the times mentioned in said Section 618 while such vehicle remains disabled upon such street or highway.

Section 162 Parking Commercial Vehicles In Residential Districts.

- A. No person shall park any commercial vehicle, as defined in Section 22507.5 of the Vehicle Code more than five hours in any residence district, of in front of any apartment building, motel, hotel or any other single or multiple dwelling, except:
 - 1. While loading or unloading property and time in addition to such five hour period is necessary to complete such work.
 - 2. When such vehicle is parked in connection with and in aid of, the performance of a service to or on a property in the block in which such vehicle is parked and time in addition to such five hour period is reasonably necessary to complete such service.
- B. No person shall park a commercial vehicle on any street or portion thereof if such parking would, in the opinion of the Traffic Engineer, interfere with the reasonable and comfortable enjoyment of life or property of any person owning or occupying any nearby residence, apartment building, motel, hotel or any other single or multiple dwelling, and if such street or portion thereof has been posted with signs giving notice of such parking limitation.

Section 162.1 Parking - Commercial Vehicles In Certain Areas Designated By Resolution.

No person shall park any truck, tractor, trailer, or other commercial vehicle of any kind, whose weight carrying capacity is one ton or more, for a period exceeding five (5) hours, on any public street in any area of the City of American Canyon which, by resolution, the City Council has designated as one to which such time limitation is applicable, and one which has been posted with signs giving notice of such parking limitation, except:

- A. While loading or unloading property and time in addition to such five hour period is necessary to complete such work, or
- B. When parked in connection with, and in aid of, the performance of a service to or on a property in the block in which such vehicle is parked and time in addition to such five-hour period is reasonably necessary to complete such.

Section 163 Ignition Keys.

No person shall leave a motor vehicle, except a commercial vehicle, unattended on any street, alley, used car lot, or unattended parking lot without first stopping the engine, locking the ignition and removing the ignition key therefrom. Provided, however, that any violation of these provisions shall not mitigate the offense of stealing such motor vehicle nor shall such violation be used to effect a recovery in any civil action for theft of such motor vehicle, or the insurance thereon, or have any other bearing on any civil action.

ARTICLE XV

STOPPING FOR LOADING OR UNLOADING ONLY

Section 170 Authority To Establish Loading Zones.

- A. The Traffic Engineer is hereby authorized to determine and to mark loading zones and passenger zones as follows:
 - 1. At any place in the business district.
 - 2. Elsewhere in front of the entrance to any place of business or in front of any hall or place used for the purpose of public assembly.
- B. In no event shall more than one-half of the total curb length in any block be reserved for loading zones.
- C. Loading zones shall be indicated by a yellow paint line upon the top of all curbs in such zones.
- D. Passenger loading zones shall be indicated by a white line painted upon the top of all curbs in such zones.

Section 171 Curb Markings To Indicate No Stopping And Parking Regulations.

- A. The Traffic Engineer is hereby authorized, subject to the provisions and limitations of this Code, to place, and when required herein shall place, the following curb markings to indicate parking or standing regulations, and said curb markings shall have the meanings as herein set forth:
 - 1. Red shall mean no stopping, standing or parking at any time except as permitted by the Vehicle Code, as except that a bus may stop in a red zone marked of signed as a bus zone.
 - 2. Yellow shall mean no stopping, standing or parking at any time between 7:00 a.m. and 6:00 p.m. of any day except Sundays and holidays for any purpose other than the loading or unloading of passengers or materials, provided that the loading or unloading of passengers shall not consume more than three (3) minutes, nor the loading or unloading of materials more than thirty (30) minutes.
 - 3. White shall mean no stopping, standing or parking for any purpose other than loading or unloading of passengers which shall not exceed three (3) minutes and such restrictions shall apply between 7:00 a.m. and 6:00 p.m. of any day except holidays and except as follows:

When such zone is in front of a theater or hall or place used for the purpose of public assembly the restrictions shall apply at all times except when such theater, hall or place is

closed and then a vehicle may park in said white zone for no longer than one hour.

4. Green shall mean no standing or parking for longer than twelve (12) minutes at any time between 8:00 a.m. and 6:00 p.m. of any day except Sundays and holidays.
 5. Blue shall mean no stopping, standing or parking except for physically handicapped persons whose vehicle display either one of the distinguishing license plates issued to disabled persons pursuant to California Vehicle Code, Section 22511.5 or to disabled veterans, as specified in California Vehicle Code Section 9105.
- B. Where curb markings have been heretofore placed by authority of this City and when the Traffic Engineer as authorized under this Code, has caused curb markings to be placed, no person shall stop, stand or park a vehicle adjacent to any such legible curb marking in violation of any of the provisions of this section.

Section 171.1 Additional Authority To Establish Loading Zones.

- A. In addition to the provisions of Section 171 and in order to provide additional loading zones at those hours when they may be needed, the Traffic Engineer is hereby authorized and directed :
1. To determine and designate loading zones for the loading and unloading of passengers or materials; and,
 2. To mark such loading zones by appropriate signs which shall set forth the hours during which a sign-posted area is designated as a loading zone.
- B. When appropriate signs are in place, no person shall stop, stand or park a vehicle adjacent to a curb area posted as a loading zone except for the purpose of loading or unloading passengers or materials for such time as permitted in Section 172, and except on Sundays and holidays.

Section 171.2 Curb Markings To Indicate Driveways.

Upon the request of the owner or occupant, or the agent of either, of the premises being served by a driveway, or driveways, the Traffic Engineer shall cause to be painted in red, the curbs on each side of said driveway, or driveways, for a distance at least 18 linear inches.

Section 172 Effect Of Permission To Loan Or Unload.

- A. Permission herein granted to stop or stand a vehicle for purposes of loading or unloading of materials shall apply only to commercial vehicles and shall not extend beyond the time necessary therefor, and in no event more than thirty (30) minutes.

- B. The loading or unloading of materials shall apply only to commercial deliveries, also the delivery or pickup of express and parcel post packages and United States mail.
- C. Permission herein granted to stop or park for purposes of loading or unloading passengers shall include the loading or unloading of personal baggage, but shall not extend beyond the time necessary therefor, and in no event for more than three (3) minutes.
- D. Within the total time limits above specified, the provisions of this section shall be enforced so as to accommodate necessary and reasonable loading and unloading, but without permitting abuse of the privileges hereby granted.

Section 173 Standing For Loading Or Unloading Only.

No person shall stop, stand or park a vehicle in any yellow zone for any purpose other than loading or unloading passengers or materials for such time as is permitted in Section 172.

Section 174 Standing In Passenger Loading Zone.

No person shall stop, stand or park a vehicle in any passenger loading zone for any purpose other than the loading or unloading of passengers for such time as is specified in Section 172.

Section 175 Standing In Any Alley.

No person shall stop stand or park a vehicle for any purpose other than the loading or unloading of persons or materials in any alley.

Section 176 Bus Zone To Be Established.

- A. The Traffic Engineer is hereby authorized to establish bus zones opposite curb space for the loading and unloading of buses or common carriers of passengers and to determine the location thereof subject to the directives and limitations set forth herein.
- B. The word "bus" as used herein shall mean any motor bus, motor coach, trackless trolley coach, or passenger stage used as a common carrier or passengers.
- C. No bus zone shall exceed 60 feet in length, except that when satisfactory evidence has been presented to the Traffic Engineer showing the necessity therefor, the Traffic Engineer may extend bus zones not to exceed a total length of any one city block.
- D. Bus zones shall be indicated by painting the curb red or by the erection of appropriate signs or both.
- E. No person shall stop, stand or park any vehicle except a bus in a bus zone.

Section 176.1 Parking Adjacent To Curb.

When stopping to load or unload passengers it shall be unlawful for the operator of a bus, as defined in Section 176, to stop or park said bus at any place other than at a bus zone established pursuant to Section 176, and every such bus stopping or parking upon a street in such a bus zone where there are adjacent curbs shall be so stopped or parked with the right-hand wheels of such bus parallel with and within eighteen (18) inches of the right-hand curb.

ARTICLE XVI

STOPPING, STANDING OR PARKING RESTRICTED OR PROHIBITED

Section 180 One-Hour Parking.

When heretofore or hereafter provided by resolution, and appropriate signs are in place giving notice thereof, no person shall stop, stand or park any vehicle between the hours of 8:00 a.m. and 6:00 p.m. of any day, except holidays, for a period of time longer than one hour on any street or any part of any street so indicated.

Section 181 Two-Hour Parking.

When heretofore or hereafter provided by resolution, and appropriate signs are in place giving notice thereof, no person shall stop, stand or park any vehicle between the hours of 8:00 a.m. and 6:00 p.m. of any day, except holidays, for a period of time longer than two hours on any street or any part of any street so indicated.

Section 181.1 Parking Restrictions On Municipal Lots Or Areas.

When provided by resolution, and appropriate signs are in place and visible giving notice thereof, no person shall stop, stand or park any vehicle between the hours indicated in said resolution on any municipal parking lot or area, or part thereof, as so designated in said resolution; provided that notwithstanding any other provision of this Code the Council may by resolution provide for the issuance of Special Parking Permits to authorize parking upon any municipal parking lot or area for the period of time and subject to the conditions specified therefor, and the fee to be charged for said permit.

Section 181.2 Citations And Arrests.

Any police officer is authorized and empowered to issue citations to any person violating any of the provisions of this Code or other ordinances by the Police Department of the City of American Canyon.

Section 182 Stopping, Standing Or Parking Prohibited During Certain Hours.

When heretofore or hereafter provided by resolution, and appropriate signs are in place giving notice thereof, no person shall stop, stand or park any vehicle between the hours indicated of any day, except holidays, on any street or any part of any street so indicated.

Section 183 Parking Prohibited At All Times.

When heretofore or hereafter provided for by resolution, and appropriate signs are in place giving notice thereof, no person shall park any vehicle at any time on any street or part of any street so indicated.

Section 183.1 Parking Prohibited Between Certain Hours.

No person shall park any vehicle between certain hours of 3:00 a.m. and 6:00 a.m. of any day on any street or part of any street hereafter designated by resolution of the City and by appropriate signs giving notice thereof.

ARTICLE XVII

RESTRICTED USE OF CERTAIN STREETS

Section 188 Commercial Vehicles Prohibited From Using Certain Streets.

- A. Whenever the Council of this City designates and describes any street or portion thereof as a street the use of which by any commercial vehicle is prohibited, the Traffic Engineer shall erect and maintain appropriate signs on those streets so designated.
- B. Those streets and parts of streets so marked are hereby declared to be streets the use of which by any commercial vehicle is prohibited. The provisions of this section shall not apply to passenger buses under the jurisdiction of the Public Utilities Commission.

Section 189 Heavy Loads On Streets In Restricted Districts.

When the streets in question are appropriately sign-posted no vehicle of any kind or nature whatsoever (other than passenger buses) shall be operated or moved upon or over any of the streets hereinafter in Section 190 designated without a permit as provided in this section, when the total weight of vehicle and load exceeds four and one-half tons.

This section shall not apply to, and shall not prohibit any commercial vehicle as defined by the California Vehicle Code having a loaded weight in excess of the limit herein prescribed from using any such streets by direct route from a street the use of which is not restricted as to such vehicles for the purpose of delivering or loading for transportation goods, wares or merchandise without such permit.

The Traffic Engineer may, by written permit, authorize the operation of a vehicle or vehicles upon any of the streets hereinafter in Section 190 set forth, when the total weight of such vehicle or vehicles exceeds the maximum weight prescribed in this section, if, in the judgement of the Traffic Engineer, streets upon which such vehicle is to be operated can safely withstand the additional weight for a limited operation. Such permit shall be granted upon such conditions and upon depositing such bond as the Traffic Engineer, may, in his discretion, require.

Section 190 Restricted Streets.

The streets referred to in Section 189 are described as follows:

(Not determined upon initial enactment of the Traffic Code.)

**Section 191 Vehicles Exceeding Four And One-Half Tons Prohibited Use Of
Certain Streets.**

When such streets are appropriately sign-posted, the use of the hereinafter described portions of the hereinafter named streets or highways by any motor vehicle (other than passenger buses) when the total weight of the vehicle and loads exceeds four and one-half tons, except for the purpose of loading and unloading thereon, is prohibited, between the hours of 11:00 P.M. and 6:00 A.M.

The streets and portions thereof referred to in the preceding paragraph are:

(Not determined upon initial enactment of the Traffic Code.)

ARTICLE XVIII

Section 201 Solicitation At Location Of Certain Occurrences.

No person shall, at the location of any vehicular accident, collision, or other catastrophe or calamity, solicit or offer the sale of any tow service, or the sale of any other services.

The prohibition contained in this section shall apply from the time of the happening of any of the aforesaid occurrences until a reasonable time thereafter, and at all times while law enforcement officers, public health personnel, and other persons discharging duties imposed by law, are actively engaged in the performance of duty at the location of said occurrences.

Section 202 Interception Of Police Broadcasts.

No person, not being authorized by the sender, who intercepts, overhears, or receives any message or communications transmitted by any transmitting station operating upon a wave length or radio frequency assigned by the Federal Communications Commission for use by any police or other person, communicate such message or communication to any other person, or directly or indirectly use the information so obtained for personal gain.

ARTICLE XIX

VISION OBSCUREMENT AT INTERSECTIONS

Section 220 Obstructions At Intersections Prohibited.

Notwithstanding any other provisions of law to the contrary, no fence, hedge, shrub, wall, retaining wall, earthen bank, or other landscaping or screening which exceeds a height of three feet above the street-pavement grade shall be allowed along the property lines or their projection, which is equal to the sum of the building setbacks on each of the two intersecting streets, existing or legal, whichever is less, or, within the area subtended.

Section 221 Exceptions.

The foregoing provisions shall not apply to a permanent building or to trees which are trimmed to eliminate foliage for a distance of eight feet above the street-pavement grade.

Section 222 Authority Of Traffic Engineer.

The Traffic Engineer of the City of American Canyon, upon ascertaining that a violation of the above provisions exists, shall give written notice of said violation to the owner of the property involved. Such notice shall be given in the same manner and with the same effect as provided in Section 1013 of the California Code of Civil Procedure.

Section 223 Responsibility Of Owner.

The property owner to whom the notice is given shall, within twenty (20) days after the giving of notice by the Traffic Engineer, as provided in the preceding section, do whatever is necessary on his/her property to eliminate the violation of the provisions of this Article.

Section 224 Appeal Procedure.

The property owner to whom notice has been given, as hereinabove provided, may, within ten (10) days after the giving of such notice, file with the Traffic Engineer a written notice of appeal. The City Public Safety Committee shall have the power, in exceptional cases, where it is impractical or physically impossible to comply with the strict letter of this Article, and in order to provide for reasonable interpretations thereof, to modify the requirements of this Article in such a manner that the public welfare is secured, and substantial justice done, nearly in accord with the intent and purpose of this Article. The determination and decision of said Committee shall be final and conclusive.

Section 225 Nuisance.

A condition which is in violation of the provisions of this article is hereby declared to be a public nuisance. The City is authorized to abate such nuisance by entering onto the property and removing the condition.

Section 226 Cost Of Abatement A Charge Against The City. Collection Of Costs, Unpaid Costs Of Lien.

Costs incurred by the City in the abatement of a condition which is in violation of the provisions of this Article shall be a proper charge against the City treasury and paid therefrom. The Traffic Engineer shall give the owner of the property upon which said condition exists a written notice itemizing the expense of such abatement and requesting payment. If the amount of such costs is not paid to the Traffic Engineer within five (5) days after giving such notice, he shall record in the office of the Recorder of Napa County, California, a certificate substantially in the following form:

"Notice of Lien"

"Pursuant to authority vested in me by the American Canyon Traffic Code, I did on the ___ day of _____, 19___, cause to be abated, at the owner's expense, in the amount of \$_____, a condition upon the real property hereinafter described. Said amount, nor any part, has not been paid. The City of American Canyon does hereby claim a lien upon said real property in said amount, which amount shall remain a lien upon said real property until paid in full, together with interest at the rate of 7% per annum from the date of recordation of this lien in the office of the Recorder of Napa County, California. The real property upon which lien is claimed is that certain parcel of land in the City of American Canyon, County of Napa, State of California, described as follows:

(Insert property description)

Dated: _____, 19__.

American Canyon Traffic Engineer

Costs incurred in such abatement shall remain a lien upon the property described in the lien notice until paid in full, plus accrued interest at the rate of 7% per annum from the date of recordation. The statute of limitations shall not run against the City's right to enforce payment of such lien.

**Section 227 Alternate Method Of Collection. Addition To Tax Bill Of
Amount Of Costs. Procedure.**

As an alternative method of collection of the amount of the lien, the Traffic Engineer may record said notice of lien, as hereinabove provided, and may thereafter transmit it, or a facsimile, to the County Auditor, who shall thereupon enter that amount on the County Assessment Book opposite the description of the particular lot or parcel of land; and the amount shall be collected together with all other taxes levied against the property. The assessment shall be subject to the same penalties and interest and to the same procedure under foreclosure and sale in case of delinquency as is provided for all other municipal and county taxes against the property; and all laws applicable to the levy, collection, and enforcement to such special assessment.

ARTICLE XX

ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE VEHICLES

Section 301 Findings And Declarations.

In addition to and in accordance with the determination made and the authority granted by the State of California under Section 22660 of the Vehicle Code to remove abandoned, wrecked, dismantled or inoperative vehicles or parts thereof as public nuisances, the Council hereby makes the following findings and declarations:

The accumulation and storage of abandoned, wrecked, dismantled or inoperative vehicles or parts thereof on private or public property not including highways is hereby found to create a condition tending to reduce the value of private property, to promote blight and deterioration, to invite plundering, to create fire hazards, to constitute an attractive nuisance creating a hazard to the health and safety of minors, to create a harborage for rodents and insects and to be injurious to the health, safety and general welfare. Therefore the presence of an abandoned, wrecked, dismantled or inoperative vehicle or part thereof, on private or public property not including highways, except as expressly hereinafter permitted, is hereby declared to constitute a public nuisance which may be abated as such in accordance with the provisions of this chapter.

Section 302 Definitions.

As used in this Article:

- A. The word "vehicle" means a device by which any person or property may be propelled, moved, or drawn upon a highway, except a device moved by human power or used exclusively upon stationary rails or tracks.
- B. The word "highway" means a way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel. Highway includes street.
- C. The term "public property" does not include a "highway."
- D. The term "owner of the land" means the owner of the land on which the vehicle, or parts thereof, is located, as shown on the last equalized assessment roll.
- E. The term "owner of the vehicle" means the last registered (and/or legal) owner of record.

Section 303 Exceptions.

This Article shall not apply to:

- A. A vehicle or part thereof which is completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private property.
- B. A vehicle, or part thereof, which is stored or parked in a lawful manner or private property in connection with the business of a licensed dismantler, licensed vehicle dealer, a junk dealer or when such storage or parking is necessary to the operation of a lawfully conducted business or commercial enterprise.

Provided, however, that nothing in this section shall authorize the maintenance of a public or private nuisance as defined under the provisions of law other than Chapter 10 (commencing with Section 22650) of Division II of the Vehicle Code of this State.

Section 304 Supplemental Legislation.

This Article is not the exclusive regulation of abandoned, wrecked, dismantled or inoperative vehicles within the City. It shall supplement and be in addition to the other regulator Codes, Statutes, and Ordinances heretofore or hereafter enacted by the City, the State, or any other legal entity or agency having jurisdiction.

Section 305 Administration.

Except as otherwise provided herein, the provisions of this Article shall be administered and enforced by the Police Department, except that the removal of vehicles or parts thereof from property may be by any person duly authorized as hereinafter provided.

Section 306 Authority To Enter Upon Private Property.

In the enforcement of this Article any person authorized to administer this Article may enter upon private property for the purpose of examining a vehicle or parts thereof, obtain information as to the identity of a vehicle and to remove or cause the removal of a vehicle or part thereof declared to be a nuisance pursuant to this Article. Provided, however, that where required by law a search or inspection warrant shall first be obtained.

Section 307 Removal of Vehicles By Other Than Police Department.

The removal of vehicles or parts thereof from private property may be made by any person or firm authorized for that purpose by the Chief of Police (Sheriff).

Section 309 Authority To Abate And Remove.

Upon discovering the existence of an abandoned, wrecked, dismantled, or inoperative vehicle, or parts thereof, on private property or public property within the City, the Police Department shall have the authority to cause the abatement and removal thereof in accordance with the procedure prescribed herein.

Section 310 Notice Of Intention To Abate And Remove, Form.

A 10-day notice of intention to abate and remove the vehicle, or parts thereof, as a public nuisance shall be mailed by registered mail to the owner of the land and to the owner of the vehicle, unless the vehicle is in such condition that identification numbers are not available to determine ownership. The notices of intention shall be in substantially the following forms:

NOTICE OF INTENTION TO ABATE AND
REMOVE AN ABANDONED, WRECKED,
DISMANTLED, OR INOPERATIVE
VEHICLE, OR PARTS THEREOF, AS A
PUBLIC NUISANCE.

(Name and address of owner of the land)

As owner shown on the last equalized assessment roll of the land located at (address), you are hereby notified that the undersigned pursuant to Section 309 of the American Canyon Traffic Code has determined that there exists upon said land an (or parts of an) abandoned, wrecked, dismantled or inoperative vehicle registered to _____, license number _____, which constitutes a public nuisance pursuant to the provisions of Article XX of the American Canyon Traffic Code.

You are hereby notified to abate said nuisance by the removal of said vehicle (or said parts of a vehicle) within 10 days from the date of the mailing of this notice, and upon your failure to do so the same will be abated and removed by the City and the costs thereof, together with administrative costs, assessed to you as owner of the land on which said vehicle (or said parts of a vehicle) is located.

As owner of the land on which said vehicle (or said parts of a vehicle) is located, you are hereby notified that you may, within 10 days after the mailing of this notice of intention, request a public hearing, and if such request is not received by the Chief of Police (Sheriff) within such 10 day period, the Police Department (Sheriff's Department) shall have the

authority to abate and remove said vehicle (or said parts of a vehicle) as a public nuisance and assess the costs as aforesaid without a public hearing. You may submit a sworn written statement within such 10-day period denying responsibility for the presence of said vehicle (or said parts of a vehicle) on said land, with your reasons for denial, and such statement shall be construed as a request for hearing at which your presence is not required. You may appear in person at any hearing requested by you or the owner of the vehicle or, in lieu thereof, may present a sworn written statement as aforesaid in time for consideration at such hearing.

Notice Mailed: _____ /S/ _____
(Date) (Locally designated
officer)

ARTICLE XXI

SCHEDULE OF FINES FOR PARKING CODE VIOLATIONS

Section 401 Fines.

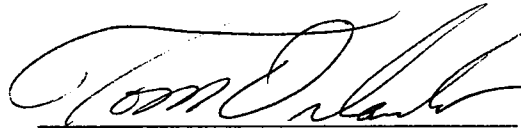
The following schedule sets specific fines for parking code violations.

<u>American Canyon Traffic Code Section</u>	<u>Description</u>	<u>Fine</u>
57	Obstructing Normal Flow of Traffic	\$ 21.
106	Parking on Private Property	21.
108	Failure to Cramp Wheels on Grade	21.
110	Obedience to Signs and Barriers	35.
152	Abandoned/Using Street for Storage	52.
154	Parking on One-way Street	21.
155	Angle Parking (Within Markings)	21.
157	No Parking Adjacent to School	21.
158	No Parking in Signed Zone (Narrow Street)	21.
159(c)	No Parking 20' Signal or Stop Sign	21.
160(b)	Emergency-No Parking (Temporary Sign)	21.
162	Parked Commercial Vehicles in Residential Area (5 hours and work time)	21.
163	Keys in Ignition	35.
171(b)	No Parking Red Zone, Green Zone	21.
174	No Parking - White Zone	21.
175	No Standing in Alley	21.
176	No Parking - Bus Zone	21.
176.1	Bus to Stop Within 18" of Curb	21.
171.1b	Special Zones - Posted	21.
173	No Parking - Yellow Zone	21.

180	One Hour Zone	21.
181	Two-Hour Zone	21.
181.1	Two-Hour Zone (Municipal Lots)	21.
182	No Parking - Certain Hours	21.
183	No Parking - Any Time	21.
183.1	No Parking - 3 A.M. - 6 A.M.	21.

173	No Parking - Yellow Zone	21.
180	One Hour Zone	21.
181	Two-Hour Zone	21.
181.1	Two-Hour Zone (Municipal Lots)	21.
182	No Parking - Certain Hours	21.
183	No Parking - Any Time	21.
183.1	No Parking - 3 A.M. - 6 A.M.	21.

ADOPTED AND APPROVED this 17th day of December, 1992.




Tom Orlando
Mayor

ATTEST:



Ronald L. Kiedrowski
City Clerk

APPROVED AS TO FORM:



William D. Ross
City Attorney

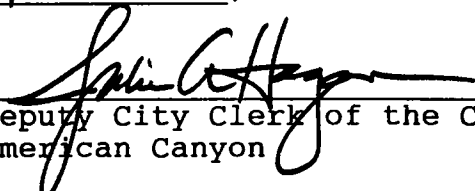
I, Julie A. Hogan, Deputy City Clerk of the City of American Canyon, California, hereby certify that the foregoing ordinance was introduced and adopted at a meeting of the City Council on the 17th day of December, 1992, by the following vote, to wit:

Ayes: Anderson, Bennett, Winters, Mahoney,
Orlando

Noes: None

Absent: None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of American Canyon, California, this 17th day of December, 1992.


Deputy City Clerk of the City of
American Canyon