

CITY OF POLSON

ORDINANCE No. 2023-005

AN ORDINANCE OF THE CITY OF POLSON, MONTANA, AMENDING A MUNICIPAL CODE ADDRESSING TRAFFIC-CONTROL DEVICES.

WHEREAS, from time to time the City of Polson Municipal Code needs to be updated to clarify the responsibilities of each respective department.;

WHEREAS, the City of Polson desires to amend the Municipal Code to reflect the responsibilities of the directors with respect to traffic-control devices, e.g., no parking signs and lane markings; and

WHEREAS, the Public Works Director is in a better position to install traffic and parking control devices because public works involves the streets department who has the equipment, expertise, and time to install such traffic-control devices.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF POLSON that the following sections of the City of Polson Municipal Code be amended:

CHAPTER 8 – LAW ENFORCEMENT, TRAFFIC AND VEHICLES

ARTICLE 2. – SPECIAL TRAFFIC REGULATIONS

Sec. 8.02.160. - Traffic-control devices.

- A. Authority to install traffic and parking control devices. The ~~chief of police~~ Public Works Director shall have placed and maintained traffic and parking control signs, signals and devices when and as required under the traffic laws of this city to make effective the provisions of said laws, and may place and maintain such additional traffic-control devices as or under state laws or to guide or warn traffic.
- B. Standards and specifications for traffic and parking control devices. All traffic control devices shall conform to the state manual and specifications. All signs and signals required hereunder for a particular purpose shall so far as practicable ~~be~~ be uniform as to type and location throughout the city. All traffic-control devices so erected and not inconsistent with the provisions of state law or this chapter shall be official traffic-control devices.
- C. Obedience to official traffic-control devices. The driver of any vehicle shall obey the instructions of any official traffic-control device applicable thereto placed in accordance with the traffic laws of this city, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle in this chapter.
- D. Display of unauthorized signs, signals, or markings. It shall be unlawful for any person to place, maintain, or display upon or in view of any highway any unauthorized sign, signal, marking, or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device or any railroad sign or signal.
- E. ~~Chief of police~~ Public Works Director, or his designee, shall designate and mark traffic lanes and parking spaces. The ~~chief of police~~ Public Works Director is hereby authorized:
 1. To designate and maintain, by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections where in his opinion there is particular danger to pedestrians crossing the roadway and at such other places as he may deem necessary;
 2. To mark lanes for traffic on street pavements at such places as he may deem advisable, consistent with the traffic laws of the city; and/or
 3. To mark off individual parking spaces in parking zones and in such other zones as may hereafter be established, said parking spaces to be designated by lines painted or durably marked on the curbing or surface of the street; at each space so marked off it shall be unlawful to park any vehicle in such a way that said vehicle shall not be entirely within the limits of the space so designated.

Dated: 21st day of August 2023. **Effective:** 6th day of October 2023.

First reading and preliminary adoption on the 21st day of August 2023:

__6__ ayes:

_____ nays:

___1_ absent:

Second reading on the 6th day of September 2023.

__4__ ayes:

_____ nays:

___3_ absent:

Attest:

Approved:

Cora E. Pritt, City Clerk

Eric Huffine, Mayor