

VILLAGE OF FONDA TRAFFIC ORDINANCE

CHAPTER I-TITLE AND DEFINITIONS

- Section 1. This Ordinance shall be known as the Fonda Traffic Ordinance.
- Section 2. Unless otherwise expressly stated, whenever used in this Ordinance, or unless the context or subject matter otherwise requires, the following terms shall be respectively deemed to mean and include:

1. **VEHICLE.** Any device in, upon or by which any person or property is or may be transported or drawn upon a public highway, except a baby carriage and devices used exclusively on stationary rails or tracks.

2. **COMMERICAL VEHICLES.** A vehicle constructed, adopted or engaged in the business of carrying merchandise.

3. **TRADE WAGON.** A vehicle from which merchandise is sold at retail in a street or public place.

4. **MOTOR VEHICLE.** All vehicles propelled by any power other than muscular power, except motorcycles, traction engines, road rollers, fire and police vehicles, ambulances, agricultural tractors, tractor cranes, power shovels, road building machinery, snow plows, snow sweepers, sand spreaders, well drillers, electric trucks with small wheels used in factories, warehouses and railroad stations, and operated principally on private property and such vehicles as run only upon rails or tracks.

5. **MOTORCYCLE.** A motorcycle is a vehicle propelled by other than muscular power which is so designed that the operator thereof sits on a saddle and steers by turning the single front wheel of the vehicle by means of handlebars.

6. **OMNIBUS.** Omnibus, for the purpose of these regulations, shall mean a vehicle designed of passenger service carrying for hire.

7. **TRAILER.** Any vehicle not propelled by its own power drawn on the public highways by a motor vehicle operated thereon, except vehicles being towed by a non-rigid support and vehicles designed and primarily used for other purpose and only occasionally drawn by a motor vehicle.

8. **SEMI-TRAILER.** Any trailer which is so designed that when operated the forward end of its body or chassis rests upon the body or chassis of the towing vehicle.

9. **AUTHORIZED EMERGENCY VEHICLES.** Vehicles of the fire department, fire patrol, police vehicles, ambulances and emergency vehicles of municipal departments or public service corporations and such other vehicles as are designed or authorized by the Mayor.

10. **PEDESTRIAN.** Any person afoot.

11. **DRIVER.** Every person who drives or is in actual physical control of a vehicle.

12. **CURB.** Curb shall mean the boundaries of the roadway whether marked by curbstones or not so marked.

13. **ROADWAY.** That portion of the street improved, designed, intended or ordinarily used for vehicular traffic.

14. **CURVE.** A bend in the roadway which deviates from a straight course.

15. **SIDEWALK.** That portion of a public highway outside of the roadway used or set aside for the use of pedestrians.

16. **CROSSWALK.** (a) That portion of a roadway ordinarily included within the prolongation or connection of the lateral lines of sidewalks at intersections; (b) Any

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portion of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.

17. **INTERSECTION.** Shall include the area bounded by the sidelines, real or projected of two or more public highways which meet or cross each other.

18. **THROUGH STREETS.** A street designated herein as a main artery of travel.

19. **PARK, PARKING OR PARKED.** The stopping of a motor vehicle or motorcycle upon any public highway and leaving such motor vehicle or motorcycle unattended by a person capable of operating it, for a period longer than necessary to load or unload passengers or freight.

20. **PARKING SPACE.** That part of any street designated by local ordinance or regulation as a place for the standing of vehicles.

21. **DOUBLE PARKING; DOUBLE STOPPING.** Parking or stopping a car so that any portion thereof projects more than six feet from the curb.

22. **ONE-WAY TRAFFIC.** Traffic restricted in one direction.

23. **TRAFFIC CONTROL SIGNALS.** A signaling device, either hand or electrically operated, in which different colors become visible for periods of time during which traffic shall comply with the meaning conveyed by the colors shown.

24. **OFFICIAL TRAFFIC SIGNS AND SIGNALS.** All signs, marking devices and signals not inconsistent with this chapter, placed or erected by authority of a public body or official having jurisdiction, for the purpose of guiding, directing, warning or regulating traffic.

CHAPTER II-TRAFFIC RULES

- Section 1. Passing at street intersections.
- Section 2. Unattended Motor Vehicles
- Section 3. Getting Out
- Section 4. Vehicles shall not be driven on the sidewalk
- Section 5. Cutting Corners
- Section 6. Loading
- Section 7. Retarding Traffic
- Section 8. Processions and Parades
- Section 9. Trade Wagons
- Section 10. Advertising Vehicles

Section 1. **STREET INTERSECTIONS.** The driver of a vehicle overtaking another vehicle traveling in the same direction shall not pass opposite a street intersection.

Section 2. **UNATTENDED MOTOR VEHICLES.** No persons driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition and removing the key, and when standing upon the perceptible grade without effectively setting the brake thereon and turning the front wheels to the curb or side of the roadway.

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Section 3. **GETTING OUT.** No person shall get out of any vehicle on a public thoroughfare from the side facing on the traveled part of the street without first seeing that the way is clear.

Section 4. **VEHICLES SHALL NOT BE DRIVEN ON THE SIDEWALK.** The driver of a vehicle shall not drive across any sidewalk area except at a permanent or temporary driveway.

Section 5. **CUTTING CORNERS.** No person shall operate a vehicle at a street intersection by cutting or driving across private property; provided that persons having lawful business to transact upon said private property may enter from one street and leave upon another after stopping for the transaction of such business.

Section 6. **LOADING.** It shall be unlawful to drive a vehicle so overloaded that the horse or motor can draw or propel it only with great difficulty.

Section 7. **RETARDING TRAFFIC.** No person shall drive a vehicle at such a slow speed as to impede or retard the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law.

Section 8. **PROCESSIONS AND PARADES.** (1.) Permits. No procession, parade or race shall be permitted upon any street or in any public place without a written permit first obtained from the Mayor.

Section 9. **TRADE WAGONS.** Trade wagons shall not be allowed to collect on any street or public place, to the obstruction of travel or the annoyance of persons coming and going on the streets, sidewalks or crosswalks, or any property owner or resident in the vicinity.

Section 10. **ADVERTISING VEHICLES.** No person shall operate or park on any street any vehicle for the primary purpose of advertising, unless authorized by the Mayor.

CHAPTER III-SPEED REGULATIONS

- Section 1. Speed-General
- Section 2. Speed-Towing
- Section 3. Speed-Passing Schools, etc.
- Section 4. Turning Corners
- Section 5. Crossing Sidewalks
- Section 6. Through Streets
- Section 7. Special Hazards
- Section 8. Emergency Vehicles
- Section 1. **MAXIMUM SPEED LIMITS.** A. Thirty (30) miles per hour is hereby established as the maximum speed limit within the corporate limits of the Village of Fonda, New York. (amended by ordinance effective July 1, 1966.)

Section 2. **SPEED-TOWING.** No vehicle pushing or towing another vehicle shall be operated at a greater rate of speed than fifteen miles an hour.

Section 3. **SPEED-PASSING SCHOOLS, ETC.** A vehicle in passing a school or other educational institution between the period of one hour before the opening of such schools and one hour after the closing of the school session shall not be operated at a greater speed than twenty miles per hour.

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Section 4. **TURNING CORNERS.** A vehicle in turning at an intersection or passing a place where the words "Slow", "Caution", or "Danger" is displayed, shall be driven with extreme caution and under control and shall not be operated at a speed in excess of fifteen miles per hour.

Section 5. **CROSSING SIDEWALKS.** The driver of a vehicle crossing a sidewalk to or from an alley, driveway, garage or stable shall not be operated at a greater rate than ten miles an hour.

Section 6. **THROUGH STREETS.** All vehicles approaching a through street from an intersecting street shall before crossing or turning into the same come to a full stop unless otherwise directed by a traffic officer or a signal.

Section 7. **SPECIAL HAZARDS.** The fact that the speed of a vehicle is lower than the foregoing limits shall not relieve the driver from the duty to decrease speed when approaching and crossing an intersection, when approaching and going around a curve, when approaching a hill crest, when traveling upon a narrow or winding roadway, or when special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions, and speed shall be decreased as may be necessary to avoid colliding with any person, vehicle or other conveyance or on entering the highway in compliance with local requirements and the duty of all persons to use due care.

Section 8. **EMERGENCY VEHICLES.** The speed limitations set forth in this article shall not apply to authorized emergency vehicles responding to emergency calls when the drivers thereof sound audible signal by bell, siren or whistle. This provision shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the street, nor shall it protect the driver of any such vehicle from the consequence of a reckless disregard of the safety of others.

CHAPTER IV-PEDESTRIAN REGULATIONS

- Section 1. Pedestrian Regulations.
- Section 2. Soliciting Rides or Selling Merchandise.

Section 1. **PEDESTRIAN REGULATIONS.**

1. Pedestrians shall obey directions of police officers in the regulations of traffic.

2. Pedestrians shall comply with traffic control signals.

3. Crossing at other than crosswalks. A pedestrian shall not cross a roadway at any point other than at a marked crosswalk, or within an unmarked crosswalk at an intersection, unless he can do so safely and without interference with vehicular traffic.

4. Notwithstanding the provisions of this section, every driver of a vehicle shall exercise due care and shall not unreasonably endanger any pedestrian upon any roadway.

Section 2. **SOLICITING RIDES OR SELLING MERCHANDISE.** It shall be unlawful for any person to stand in a roadway or at a curb for the purpose of soliciting free rides from, or to solicit from, or sell anything to occupants of a vehicle.

CHAPTER V-PARKING

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- Section 1. No Parking
- Section 2. Sixty-Minute Parking
- Section 3. Double Parking

Section 1. **NO PARKING.** In each and all of the localities and circumstances herein specified, parking of vehicles is wholly prohibited viz.:

1. In street intersections.
2. Within 40 feet of intersecting roadways, to be measured by the projection of the curb line of each intersecting roadway; except at corner where traffic is regulated by traffic control signals, where parking is permitted up to a point 10 feet from the crosswalk.
3. In front of any alley, private driveway or any entrance to premises.
4. On a sidewalk.
5. At any place designated as a bus stop or taxicab stand.
6. Within 15 feet in either direction from a gasoline service pump.
7. On all streets in the village between the hours of two a.m. and six a.m.

- Amended January 12, 1970 to include:

8. That parking is prohibited on both sides of Railroad Street in the Village of Fonda, New York, between Broadway Extension in said Village and East Street in said Village to take effect immediately.

- Amended June 8, 1970 to include:

9. That parking is prohibited on the south side of Veeder Street in the Village of Fonda, New York, between the East side of Cayadutta Street in said Village and the East end of said Veeder Street to take effect immediately.

*** Section 2. **SIXTY-MINUTE PARKING.** Parking is prohibited for a longer period than sixty minutes at any one time on any day except Sundays between the hours of seven a.m. to seven p.m.

Section 3. **DOUBLE PARKING.** Double parking is prohibited at all times on all streets of the village.

CHAPTER VI-GENERAL PROVISIONS

- Section 1. Enforcement by Police Department or Mayor.
- Section 2. Movement of Omnibuses.
- Section 3. Reasonable Care.
- Section 4. Vehicle and Traffic Act Provisions in Force.
- Section 5. Penalties for Violations.

Section 1. **ENFORCEMENT BY POLICE DEPARTMENT OR MAYOR.** The police department or Mayor shall have control of the management and regulation of vehicular traffic and shall have power to divert or exclude such traffic temporarily in streets and public places in the village and shall have power to control and regulate the stopping, starting and method of taking up or setting down passengers and of loading and unloading merchandise.

Section 2. **MOVEMENT OF OMNIBUSES.** The Mayor is authorized and empowered to establish such rules and regulations as he may deem expedient for the movement of omnibuses over the streets and public highways of the Village of Fonda

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and to designate points at which such omnibuses shall stop for receiving and discharging passengers.

Section 3. **REASONABLE CARE.** Nothing contained in or omitted from this chapter shall be construed, or held to relieve any person using, traveling, or being upon any street, for any purpose whatsoever, from exercising all reasonable care to avoid or prevent injury through collision with all other persons and vehicles.

Section 4. **VEHICLE AND TRAFFIC ACT PROVISIONS IN FORCE.** Provisions of this ordinance are supplementary to the provisions of the Vehicle and Traffic Law of the State of New York and all provisions of said Vehicle and Traffic Law shall continue in full force and effect within the Village of Fonda.

Section 5. **PENALTIES FOR VIOLATIONS.**

(A.) Every person participating in any procession, parade, or race, for which a permit has not been issued when required by Section 7 in the Traffic Rules shall, upon conviction thereof, be punished by a fine of not more than \$25.00, or by imprisonment for not exceeding ten days, or by both such fine and imprisonment.

(B.) Any such person found guilty of speeding in violation of Chapter III shall be subject to the following punishment:

For the first offense, by a fine of not more than \$10.00.

For a second offense, by a fine of not less than \$10.00 and not more than \$25.00.

For a third offense, by a fine of not less than \$25.00 nor more than \$100.00 or by imprisonment for not less than five days nor more than thirty days, or by both such fine and imprisonment.

If the second and third offenses occur within one year after the commission of the first offense, the penalties by such offenses shall apply.

(C.) Every person violating any of the provisions of this chapter, except where other penalties are prescribed, shall be punishable by not more than thirty days imprisonment, or by a fine of not more than \$50.00, or both.

CHAPTER VII-REPEAL AND TAKING EFFECT

- Section 1. Repeal.
- Section 2. Taking Effect.

Section 1. **REPEAL.** All former ordinances of the Village of Fonda affecting and regulating traffic therein are hereby repealed.

Section 2. **TAKING EFFECT.** These ordinances shall take effect August 1, 1951.