

**TITLE VII: TRAFFIC CODE**

Chapter

**70. TRAFFIC RULES**

**71. PARKING REGULATIONS**

**72. TRAFFIC-CONTROL DEVICES**

**73. BICYCLES AND MOTORCYCLES**



## CHAPTER 70: TRAFFIC RULES

### Section

- 70.01 Operation of vehicles
- 70.02 Speed limits
- 70.03 Local delivery only
- 70.04 Bicycles
- 70.05 Trucks
- 70.06 Signs, signals, and markers
  
- 70.99 Penalty

### **§ 70.01 OPERATION OF VEHICLES.**

No person shall operate a motor vehicle on any public way in the city except on the paved portions thereof; provided, however, that it shall be unlawful to operate any motor vehicle on any sidewalk. (Ord. 35-1956, passed - -; Ord. 18 Series 2003, passed 6-10-2003) Penalty, see § 70.99

### **§ 70.02 SPEED LIMITS.**

No person shall operate a motor vehicle in the city at a speed in excess of 25 mph. (1997 Code, § 520.1) (Ord. 20-1951, passed - -; Ord. 56-1972, passed - -; Ord. 18 Series 2003, passed 6-10-2003) Penalty, see § 70.99

### **§ 70.03 LOCAL DELIVERY ONLY.**

No trucks are permitted to use the roads of the city, except for the purpose of making local deliveries. (Ord. 29-1954, passed - -; Ord. 18 Series 2003, passed 6-10-2003) Penalty, see § 70.99

**§ 70.04 BICYCLES.**

(A) Bicycles shall be operated on the streets as near to the right-hand curb or edge as practicable and the operator of a motor vehicle shall not overtake and pass a bicycle unless it can be done with reasonable safety, maintaining a space of not less than five feet between the bicycle and motor vehicle.

(B) No bicycle shall be operated upon any sidewalk in the city by a person of 13 or more years of age.

(C) Any person operating a bicycle shall obey all traffic signs, signals, and laws applicable to motor vehicles.

(1997 Code, § 520.2) Penalty, see § 70.99

***Cross-reference:***

*Bicycles and Motorcycles, see Ch. 73*

**§ 70.05 TRUCKS.**

(A) No truck shall be operated on the streets of this city with a load in excess of the lawful limits.

(B) No vehicle shall be operated upon any street or public way of the city unless such vehicle is so constructed or equipped with covering material to prevent the contents from escaping.

(C) No truck with a gross weight in excess of 4,500 pounds shall be operated upon the roads of the city except for the purpose of making local deliveries.

(D) The owner and the operator of any truck have the same responsibility for compliance with §§ 70.01 and 70.04.

(1997 Code, § 520.3) Penalty, see § 70.99

**§ 70.06 SIGNS, SIGNALS, AND MARKERS.**

(A) Stop or yield signs shall be posted on such streets and at any intersections the legislative body shall determine are necessary for proper traffic control.

(B) All vehicular traffic shall obey the traffic signs and signals as set forth in KRS Ch. 189.  
(1997 Code, § 530.1)

**§ 70.99 PENALTY.**

(A) (1) Any person who shall violate any provision of this chapter for which no penalty is otherwise provided shall be fined not more than \$500 nor imprisoned for not more than 90 days, or both.

(2) Where any fine provided for in Kentucky Revised Statutes is more than the fine provided for herein for the same conduct, such fine shall be that specified in Kentucky Revised Statutes, as amended.

(3) Any continuing violation of this chapter shall be considered a separate offense for each day that such violation continues, and a separate penalty may be imposed therefor.

(B) The fines for speeding in violation of § 70.02 shall be those fines specified in KRS 189.394, as amended.

(1997 Code, § 590.1)

(C) Any person who shall violate § 70.04 shall be fined not less than \$10 nor more than \$100.

(D) (1) Any person who shall violate § 70.05(A) shall be fined as specified in KRS 189.990(2), as amended.

(2) Any person who shall violate § 70.05(B), shall be fined not less than \$20 nor more than \$100 for each offense.

(E) Any person who shall violate § 70.06 shall be fined not less than \$20 nor more than \$100 for each offense.

(1997 Code, § 590.2)



## CHAPTER 71: PARKING REGULATIONS

### Section

- 71.01 General parking regulations
- 71.02 Parking of trucks, trailers, campers, buses, or boats
  
- 71.99 Penalty

### § 71.01 GENERAL PARKING REGULATIONS.

(A) No person shall park, stop, or leave standing in the city, any vehicle:

- (1) In any intersection or within 30 feet thereof;
- (2) Within 30 feet of a traffic signal or sign on the approaching side;
- (3) At any place where the standing of a vehicle will reduce the usable width of the roadway for moving traffic to less than 16 feet;
- (4) At any place where the vehicle would block the use of a driveway;
- (5) On any sidewalk, traffic island, or speed bumps;
- (6) Upon the unpaved portion of any public right-of-way, unless and until and so long as the city shall have granted a permit therefor, subject to the following conditions and limitations.

(a) The City Commission may grant a permit to any person to park any vehicle, or any item of machinery or equipment, upon the city's unpaved right-of-way or to traverse such right-of-way for access to and from paved street to private property, if and whenever such permit is or will be incidental to and in the Commission's sole and exclusive judgment shall have been determined to be reasonably necessary for reconstructing, remodeling, or repairing any primary or accessory residential structure on a single-family residential lot, the frontage of which is coincident with that portion of the right-of-way in which the applicant seeks permission to park or gain access.

(b) In any event, the permit shall not be permanent, but shall be only temporary, for such duration as reasonably may be necessary to undertake, conduct, and complete an aforementioned reconstruction, remodeling, or repair project.

(c) Application therefor shall be made in writing, setting forth the street address of the property, the legal description thereof, and the owner(s) of record. Applicant shall submit a detailed proposal that describes:

1. The volume and frequency of anticipated traffic by contractors;
2. Inspectors;
3. Delivery persons, and their employees; and/or
4. Other agents and representatives, including access by and parking for machinery, equipment, and workers' private vehicles.

(d) The application shall be submitted in connection with and as part of the application for a building permit pursuant to the city's Building Code adopted by Ord. 12, Series 2003 and pursuant to the city's interlocal agreement for enforcement thereof by the Design and Planning Services Unit of Louisville Metro government. No such parking on or access on, across, under, or through the public's right-of-way shall be allowed unless approved first by the City Commission and until a building permit shall have issued thereafter by Louisville Metro government.

(e) The public's safety and convenience shall be a primary consideration of the City Commission in determining whether to permit or deny the application.

(f) In any event, vehicles, machinery, and equipment used in connection with any such project shall not be parked upon the paved portion of any public right-of-way.

(g) Applications for permission to park upon the unpaved public right-of-way shall include but not be limited to:

1. Assurances that access for emergency vehicles to and from the applicant's property, as well as to other properties within the city or otherwise, will not be blocked, impeded, or otherwise interfered with;
2. Plans and procedures designed to keep adjacent paved city streets free of dust, dirt, mud, and other debris; or
3. A site plan with a diagram of proposed parking spaces, the arrangement and dimensions of which shall not be inconsistent with counterpart specifications in the Louisville Metro Land Development Code.

(h) No parking space upon the unpaved public right-of-way shall be used pursuant to permit granted hereunder, unless and until the surface thereof shall have been outfitted at applicant's sole expense, with one of the following three materials:

1. Asphalt;



2. Concrete; or
3. Gravel, with a binding agent sufficient to prevent dust.

(I) The city may require a good and sufficient surety on a bond conditioned upon the restoration and replacement of such right-of-way to the condition it was in prior to entry upon such right-of-way for purposes of such project. In that connection, applicant shall provide one or more photographs showing in reasonable detail the surface condition of the right-of-way to be used for such parking and/or access purposes, prior to entering the premises for the permitted purposes. The permit may provide, among other things, that such removal and restoration be accomplished within a time certain from and after the project's completion, or from and after issuance of a certificate of occupancy, or otherwise; and it also may provide that failure to make timely removal and restoration constitutes default upon the bond.

(j) The Commission may suspend, revoke, or modify a permit upon determination that the terms, conditions, or other requirements set forth in the permit have been violated.

(k) 1. The Commission in its sole discretion reasonably may restrict the time or times during which it will allow parking of and access by vehicles, machinery, and equipment upon the public's right-of-way pursuant to such permit. Such restrictions may include but not be limited to:

- a. Designating less than all of the days in a typical calendar week as the only ones during which such parking or access will be allowed; or
- b. Designating certain times of any day during which such parking or access will not be allowed; providing that such parking or access will not be allowed during the period after sunset and before sunrise.

2. All applications for permits shall specify in detail how and to what extent special precautions will be taken by the applicant at its sole expense to assure that vehicular and pedestrian traffic approaching the permit site upon the paved street or other public right-of-way will be given sufficient notice of extraordinary risks to safety of persons and/or property arising from such permitted activity and permitted conditions. Such precautions shall include but not be limited to an one or more of the following:

- a. Erection of battery-operated, continuously-blinking caution lights affixed to sawhorses;
- b. Temporary attached and/or free-standing signs;
- c. Reflective perimeter tapes; and
- d. Similar devices.

(l) Prior to issuance of any permit pursuant hereto, applicant's plan shall be submitted by the applicant at his or her sole expense to the Louisville and County Metropolitan Sewer District (MSD)

for prior review. The City Commission may deny the permit if, within a reasonable time after such submittal, MSP shall have refused or otherwise failed to provide applicant and the City Commission, or both, with a written communication in any form showing that applicant's proposal will not interfere unreasonably with surface water runoff drainage from, at, adjacent to, or near the permitted site.

(7) At any place where official signs prohibit parking.

(B) No vehicle shall be parked with its left side next to the edge of the roadway, except on one-way streets.

(C) It shall be unlawful to park any motor vehicle, truck, trailer, camper, recreational vehicle, bus, or boat on any private property without the consent of the owner or occupant of the property, or upon any unpaved area of private property.

(D) No person shall park a vehicle upon any street for the purpose of:

(1) Displaying such vehicle for sale; or

(2) Washing, greasing, painting, or repairing such vehicle, except repairs necessitated by an emergency.

(E) The fact that any automobile which is illegally parked is registered in the name of a person, firm, or corporation shall be prima facie proof that such person was in control of the automobile at the time of such parking.

(F) No vehicle shall be parked within ten feet of any fire hydrant.

(G) Restrictions in this section shall not apply in the case of emergency or police vehicles when in use on official business or pursuant to KRS 189.940.

(H) No vehicle shall be parked on any street for a period of time longer than ten minutes between the hours of 2:00 a.m. and 7:00 a.m.

(I) It shall be unlawful to park a truck that has a capacity licensed in excess of 6,000 pounds gross vehicle weight, a trailer, camper, bus, or boat, except for immediate loading and unloading, in the front yard or on a private driveway of a residential lot between a line along the front of an existing building on the lot and the paved portion of the public street, or in the side yard of a residential lot (which **SIDE YARD** for these purposes is defined as that area between a line as extended along the side of an existing building and the side lot line, which side yard area shall extend in the front from a line along the front of the existing building, to the rear lot line).

(1997 Code, § 540.1) (Ord. 67-1978, passed - -; Ord. 12-2000, passed - -; Ord. 19 Series 2003, passed 6-10-2003; Ord. 10, Series 2009, passed 1-13-2009) Penalty, see § 71.99

**§ 71.02 PARKING OF TRUCKS, TRAILERS, CAMPERS, BUSES, OR BOATS.**

Except for immediate loading or unloading, it shall be unlawful to park a truck (with a capacity over 1,000 pounds), trailer, camper, bus, or boat in the front or side yards or on private driveway of a residential lot. The prohibited parking area shall be defined as between lines running along the front and the sides of the existing building on the lot as extended to the paved portion of the public street and adjoining property line.

(1997 Code, § 540.2) Penalty, see § 71.99

**§ 71.99 PENALTY.**

(A) Any person who shall violate any provision of this chapter for which no penalty is otherwise provided shall be fined not more than \$500 nor imprisoned for not more than 90 days, or both.

(B) Where any fine provided for in Kentucky Revised Statutes is more than the fine provided for herein for the same conduct, such fine shall be that specified in Kentucky Revised Statutes, as amended.

(C) Any continuing violation of this chapter shall be considered a separate offense for each day that such violation continues, and a separate penalty may be imposed therefor.

(1997 Code, § 590.2)



## CHAPTER 72: TRAFFIC-CONTROL DEVICES

### Section

- 72.01 Signal legends
- 72.02 Establishment and maintenance of traffic-control devices
- 72.03 Obedience to signals
- 72.04 Interference with signals
- 72.05 Unauthorized signals or markings
- 72.06 Device to be legible and in proper position
- 72.07 Temporary disregard of devices by police officers
  
- 72.99 Penalty

### § 72.01 SIGNAL LEGENDS.

Whenever traffic is regulated or controlled exclusively by a traffic-control sign or signs exhibiting the words “Go”, “Caution”, or “Stop”, or exhibiting different colored lights for purposes of traffic control, the following colors only shall be used, and these terms and lights shall indicate and be obeyed as follows.

(A) *Green alone or “Go”*. Vehicular traffic facing the signal may proceed straight through or turn right or left unless a sign at that place prohibits either turn. However, vehicular traffic shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection at the time the signal is exhibited.

(B) *Steady yellow alone or “Caution” when shown following the green or “Go” signal*. Vehicular traffic facing a steady yellow signal is thereby warned that the related green movement is being terminated or that a red indication will be exhibited immediately thereafter when vehicular traffic shall not enter the intersection. Vehicular traffic facing a steady yellow signal may enter and clear the intersection.

(C) *Red alone or double red or “Stop”*. Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at an intersection or at another point as may be indicated by a clearly visible line, and shall remain standing until green or “Go” is shown alone.

(D) *Flashing red alone*. Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at an intersection or at another point as may be indicated by a clearly visible line, and shall

not again proceed until it can do so without danger.

(E) *Flashing amber alone*. Vehicular traffic facing the signal shall reduce its speed and proceed cautiously across the intersection controlled by the signal.

(F) *“Yield Right-of-Way”*. Vehicular traffic facing the “Yield Right-of-Way” sign shall bear the primary responsibility of safely entering the primary intersecting or merging right-of-way. All traffic facing the sign shall yield the right-of-way to all vehicles and pedestrians within the primary intersecting or merging right-of-way. No vehicle facing a “Yield Right-of-Way” sign shall enter the merging or intersecting right-of-way at a speed in excess of 15 mph, except that this speed limit shall not apply to vehicles entering an expressway.

(G) *Lane lights*. When lane lights are installed over any street for the purpose of controlling the direction of flow of traffic, vehicular traffic shall move only in traffic lanes over which green arrows appear. However, when flashing amber lights appear above a lane, all left turns shall be made from that lane. Where red arrows appear above the lanes, vehicles shall not move against them. If flashing amber lights show above a lane, that lane shall be used only for passing and for left turns unless a sign at that place prohibits the turn.

Penalty, see § 72.99

**Statutory reference:**

*Traffic-control signals, see KRS 189.338*

## **§ 72.02 ESTABLISHMENT AND MAINTENANCE OF TRAFFIC-CONTROL DEVICES.**

The city shall establish and maintain all official traffic-control devices necessary within the city. All traffic-control devices, including signs, shall be employed to indicate one particular warning or regulation, shall be uniform, and as far as possible, shall be placed uniformly. All traffic-control devices and signs shall conform to required state specifications.

## **§ 72.03 OBEDIENCE TO SIGNALS.**

(A) It shall be unlawful for the driver of any vehicle to disobey the signal of any official traffic-control device placed in accordance with the provisions of this traffic code or of a traffic barrier or sign erected by any of the public departments or public utilities of the city, or any electric signal, gate, or watchperson at railroad crossings, unless otherwise directed by a police officer. However, the type and the right to or necessity for the barrier or sign must be approved by the city.

(B) The sign, signal, marking, or barrier shall have the same authority as the personal direction of a police officer.

Penalty, see § 72.99

**§ 72.04 INTERFERENCE WITH SIGNALS.**

No person shall, without authority, attempt to or in fact alter, deface, injure, knock down, or remove any official control device or any railroad sign or signal, or any inscription, shield, or insignia thereon, or any part thereof.

Penalty see § 72.99

**§ 72.05 UNAUTHORIZED SIGNALS OR MARKINGS.**

(A) It shall be unlawful for any person to place, maintain, or display on or in view of any street any unauthorized sign, signal, marking, or device which purports to be or is an imitation of or resembles an official traffic device or railroad sign or signal which attempts or purports to direct the movement of traffic, or which conceals or hides from view or interferes with the effectiveness of any official control device or any railroad sign or signal. No person shall place or maintain, nor shall any public authority permit on any street, any traffic sign or signal or any commercial advertising. Nothing in this section shall be construed as restricting any public department or public utility of the city in any emergency or temporarily from marking or erecting any traffic barrier or sign whose placing has been approved by the city.

(B) Every prohibited sign, signal, or marking is declared to be a public nuisance and the city is empowered forthwith to remove it or cause it to be removed.

Penalty, see § 72.99

**§ 72.06 DEVICE TO BE LEGIBLE AND IN PROPER POSITION.**

No provision of this traffic code for which signs or any other traffic-control device is required shall be enforceable against an alleged violator if at the time and place of the alleged violation the required device was not in proper position and sufficiently legible to be seen by an ordinarily observant person.

**§ 72.07 TEMPORARY DISREGARD OF DEVICES BY POLICE OFFICERS.**

In an emergency, any police officer may at his or her discretion disregard traffic-control lights or signals or established regulations in order to facilitate the movement of traffic.

**§ 72.99 PENALTY.**

Any person who violates any provision of this chapter where no other penalty is specifically provided shall be guilty of a misdemeanor and shall be fined not less than \$20 nor more than \$500.





## CHAPTER 73: BICYCLES AND MOTORCYCLES

### Section

73.01 Operation of motorcycles and motorscooters

73.02 Clinging to vehicles

73.99 Penalty

### *Cross-reference*

*Bicycles generally, see § 70.04*

### **§ 73.01 OPERATION OF MOTORCYCLES AND MOTORSCOOTERS.**

(A) No operator of any motorcycle, motorscooter, or power-driven bicycle shall carry another person except on a seat attached thereto or in a sidecar attached to the vehicle.

(B) No operator of a motorcycle, motorscooter, or power-driven bicycle shall operate the vehicle in any public park, except on a roadway or in a parking area.

(C) No operator of a motorcycle, motorscooter, or power-driven bicycle shall operate the vehicle in any play lot or tot lot.

Penalty, see § 73.99

### *Statutory reference:*

*Operating and riding on motorcycles, see KRS 189.285*

### **§ 73.02 CLINGING TO VEHICLES.**

(A) No person while riding on a bicycle, coaster sled, roller skates, or any toy vehicle shall cling to any moving vehicle on any street, or fasten or attach the vehicle on which he or she is riding thereto.

(B) No person shall ride on the projection, running board, or fenders of any vehicle.

Penalty, see § 73.99

**§ 73.99 PENALTY.**

Whoever violates any provision of this chapter shall be deemed to have committed a violation and shall be fined not more than \$50 for each offense.