

ORDINANCE NO. 218

AN ORDINANCE RELATING TO AND REGULATING VEHICULAR AND PEDESTRIAN TRAFFIC AND REPEALING ORDINANCES NUMBER 56, NUMBER 124 AND NUMBER 147.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

SECTION 1. Definitions — the words, phrases and terms used in this ordinance shall be construed as follows, unless the context may otherwise require:

- (a) The term "street" shall apply to and include any public street, thoroughfare, roadway, alley or lane within the corporate limits of the City of Golden.
- (b) The term "motor vehicles" shall include all vehicles propelled by power other than muscular power, excepting devices operated upon stationary rails or tracks.
- (c) The term "vehicle" shall include every device in, upon or by which persons or property may be transported.
- (d) The term "driver" shall apply to and include the person who operates, or is in charge of a vehicle.
- (e) The term "street intersection" shall apply to any street which joins another at an angle, whether it crosses or not.

SECTION 2. Every person operating or driving a motor vehicle upon the streets shall have his operator's or chauffeur's license issued to him by the State of Colorado, in his immediate possession at all times when operating a motor vehicle and shall display the same, upon demand of a police magistrate, police officer, peace officer or highway patrolman. However, no person charged with violating this section shall be convicted if he produces in court an operator's or chauffeur's license theretofore issued to him and valid at the time of his arrest.

SECTION 3. During the period between one half hour after sunset and one half hour before sunrise, and at all other times and places when and where there is insufficient light to render clearly discernible persons and vehicles on the street at a distance of 500 feet ahead, all motor vehicles shall display one red light visible 300 feet from the rear and two head lamps, one on each side of the vehicle and which shall be visible 300 feet ahead, except that motorcycles, bicycles and street cars shall be required to display only one headlight and one rear light, provided that a red reflector meeting the requirements of this section may be used on bicycles, in lieu of the rear light.

SECTION 4. Every vehicle, when operated upon the streets, shall be

equipped with brakes adequate to control the movements of and to stop such vehicle.

SECTION 5. Sirens, whistles, or whistles operated by condensed air, exhaust gas or steam shall not be used on any vehicle in the City of Golden, except those operated by the Police department, fire department, sheriff, and authorized public utility and emergency vehicles. Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke, and no person shall use a muffler cut-out, by-pass or similar device upon a motor vehicle.

SECTION 6.

- (a) No person shall drive a vehicle when it is so loaded or when there are in the front seat such number of persons, exceeding three, as to obstruct the view of the driver to the front or sides of the vehicle or as to interfere with the driver's control over the driving mechanism of the vehicle.
- (b) No passenger in a vehicle shall ride in such a position as to interfere with the driver's view ahead or to the sides, or to interfere with his control over the driving mechanism of the vehicle.
- (c) No passenger shall ride or stand on any exterior part or portion of any motor vehicle during any time such motor vehicle is in motion, except that this provision shall not apply to vehicles of the police and fire departments, or to motorcycles or bicycles.
- (d) The driver of any motor vehicle when travelling upon a down grade shall not coast with the gears of such vehicle in neutral.

SECTION 7. No person under the age of 16 years shall drive any motor vehicle upon the streets as herein defined unless accompanied by or under the supervision of a competent person above that age, who shall have been issued an operator's license by the State of Colorado.

SECTION 8.

- (a) No person shall drive a vehicle on the streets of this City at a speed greater than is reasonable and prudent under the conditions then existing.
- (b) Where no special hazard exists the following speeds shall be lawful but any speed in excess of said limits shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful:
 1. Twenty-five miles per hour in any business district;
 2. Thirty miles per hour in any residence district.
- (c) The fact that the speed of a

Amended

vehicle is lower than the foregoing prima facie limits shall not relieve the driver from the duty to decrease speed when approaching and crossing an intersection, when making a turn, 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 on or entering any street in compliance with legal requirements and the duty of all persons to use due care.

(d) The prima facie speed limitations set forth above shall not apply to vehicles of the police department, fire department, ambulances and public utility emergency vehicles and of physician's and surgeons when responding to emergency calls and the drivers thereof sound audible signal by bell, siren or exhaust whistle. This provision shall not relieve the driver of any of the vehicles herein specified from the duty to drive with due regard for the safety of all persons using the streets.

(e) The City Council shall designate, by motion or resolution, the respective business and residential districts of the city, and such designation may be changed from time to time as conditions require.

SECTION 9. No person shall drive a motor vehicle at such a slow speed as to impede or block the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation in compliance with law.

SECTION 10. Every person operating a vehicle on the streets of this city, shall drive the same in a careful and prudent manner, having regard for the width, grade, curves, corners, traffic and use of said streets and all other attendant circumstances so as not to endanger the life, limb or property of any person.

SECTION 11. No person while under the influence of intoxicating liquor or narcotic drug shall drive any vehicle upon the streets of the City of Golden.

SECTION 12.

(a) The driver of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection from a different street.

(b) When two vehicles enter an intersection from different streets at the same time the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right.

SECTION 13.

(a) Any vehicle turning into another street to the left shall pass

to the right of and beyond the center of the street intersection before turning.

(b) The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard, but said driver, having so yielded and having given a signal when and as required, may make such left turns and the drivers of all other vehicles approaching the intersection from said opposite direction shall yield the right-of-way to the vehicle making the left turn.

(c) Any vehicle turning into another street to the right shall turn the corner as near the right hand curb as practicable and shall give appropriate signal of the intention to make such turn.

(d) "U" turns shall not be made on Washington Avenue at the intersections of 12th Street and 13th Street.

SECTION 14. Vehicles of the police department, fire department, ambulances and public utility emergency vehicles when responding to calls, and funeral processions shall have the right-of-way on any streets and through any procession.

SECTION 15. The driver of a vehicle shall stop at the entrance to a thru street and shall yield the right-of-way to other vehicles which have entered the intersection from said thru street or which are approaching so closely on said thru street as to constitute an immediate hazard, but said driver having so yielded may proceed and the drivers of all other vehicles approaching the intersection on said thru street shall yield the right-of-way to the vehicle so proceeding into or across the thru street.

SECTION 16. A driver of a vehicle shall bring said vehicle to a complete stop when emerging from an alley and before crossing any sidewalk or entering a street and shall after having made such stop, proceed cautiously yielding the right-of-way to pedestrians who are crossing said alleyway or approaching so closely as to constitute an immediate hazard. And no person shall drive any vehicle out of any garage or other building having an entrance opening upon a sidewalk, street or alley, without first stopping such vehicle immediately before crossing or going upon such sidewalk, street, or alley and give warning of the approach of such vehicle.

SECTION 17. Upon all streets of sufficient width a vehicle shall be driven upon the right half thereof, except as follows:

1. When overtaking and passing another vehicle proceeding in the same direction;

2. When the right half of a street is closed to traffic while under construction or repair;

3. Upon a street designated and a sign posted for one way traffic.

4. Upon the immediate approach of an authorized emergency vehicle, when the driver is giving audible signal by siren, exhaust whistle, or bell, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as close as possible to, the right hand curb of a street clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer. Upon the approach of an authorized emergency vehicle, as above stated, the motorman of every street car shall immediately stop such car clear of any intersection and keep it in such position until the authorized vehicle has passed, except when otherwise directed by a police officer. This section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the streets.

SECTION 18. Drivers of vehicles proceeding in opposite directions shall pass each other on the right.

The following rule shall govern the overtaking and passing of vehicles proceeding in the same direction:

(a) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the street until safely clear of the overtaken vehicle.

(b) Except when overtaking and passing on right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by overtaking vehicle.

(c) The driver of a vehicle may overtake and pass upon the right of another vehicle which is making a left turn.

SECTION 19. No vehicle shall be driven to the left side of the center of the street in overtaking and passing another vehicle proceeding in the same direction unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken.

SECTION 20. Whenever traffic is controlled by traffic-control signals

exhibiting the words "go," "caution," or "stop," or exhibiting different colored lights successively one at a time the following colors only shall be used and said terms and lights shall indicate as follows:

(a) Green alone or "go."

1. Vehicular traffic facing the signal may proceed straight through or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection at the time such signal is exhibited.

2. Pedestrians facing the signal may proceed across the street within any marked or unmarked cross-walk.

(b) Yellow alone or "caution" when shown following the green or "go" signal.

1. Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at the intersection, but if such stop cannot be made in safety a vehicle may be driven cautiously through the intersection.

2. Pedestrians facing the signal are thereby advised that there is insufficient time to cross the street, and any pedestrian then starting to cross shall yield the right-of-way to all vehicles.

3. Yellow alone or "caution" shall be used only following a green or "go" signal.

(c) Red alone or "stop."

1. Vehicular traffic and pedestrians facing the signal shall stop before entering the nearest crosswalk at an intersection or at such other point as may be indicated by a clearly visible line and shall remain standing until green or "go" is shown alone.

(d) The motorman of any street car shall obey the above signals as applicable to vehicles.

Whenever flashing red or yellow signals are used they shall require obedience by vehicular traffic as follows:

1. Flashing red (stop signal). When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.

2. Flashing yellow (caution signal). When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution, and in no event at a speed greater than 15 miles per hour.

SECTION 21. The driver of any vehicle directly involved in an accident resulting in injury to, or death of any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible, but shall then forthwith return to and in every event shall remain at the scene of the accident and give his name, address, and the registration number of the vehicle he is driving, and shall upon request exhibit his operator's or chauffeur's license to the person struck or the driver or occupant of or person attending any vehicle collided with, and shall render to any person injured in such accident reasonable assistance, including the carrying, or making arrangements for carrying such person to a physician or surgeon or hospital for medical treatment if it is apparent that such treatment is necessary or is requested by the injured person. The driver of such vehicle directly involved in the accident, shall immediately report the accident to the police department and shall remain at the scene of the accident until a police officer arrives thereat, except that departure from the scene of the accident may be made for the purpose of reporting the accident or for summoning aid for the injured person.

SECTION 22. The driver of any vehicle directly involved in an accident resulting only in damage to a vehicle which is driven or attended by any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible but shall forthwith return to the scene thereof and give his name, address and registration number of the vehicle he is driving, and upon request exhibit his operator's or chauffeur's license to the driver of the vehicle struck, and shall render reasonable assistance, and shall report such accident to the police department within 24 hours thereafter.

SECTION 23. The driver of every vehicle shall bring the same to a complete stop at the rear of a street car proceeding in the same direction, which is stopping or has stopped for the purpose of taking on or discharging passengers, and remain in such position until such street car is again in motion, or is signalled to pass by the conductor in charge and control of the street car. Where any street car has stopped for any purpose other than the taking on or discharging of passengers, the person in charge of such street car shall stand at the entrance thereof and shall signal waiting vehicular traffic to pass.

SECTION 24. Between the hours of 8 o'clock A. M. and 6 o'clock P. M. of every day except Sundays, legal holidays and other days proclaimed as such by the Mayor, it shall be unlawful for the driver of any motor

vehicle to permit such vehicle to be parked for more than two hours in the same place, on Washington Avenue, between 11th and 14th Streets. On Washington Avenue, between Clear Creek and 17th Street, all vehicles shall be parked at an angle of 45 degrees with the right front wheel in contact with the curb; on all other streets, all vehicles shall be parked parallel to, and with the right wheels, front and rear, not more than 12 inches from the curb.

SECTION 25. No vehicle shall be parked in the following places, at any time:

- a. Within 7 feet of any fire hydrant.
- b. On bridges or approaches thereto.
- c. On cross walks, or within 10 feet of any street or alley intersection.
- d. In any space or area designated or marked as a safety zone.

SECTION 26. Two vehicles shall not be permitted to stand side by side, or double parked, except for the purpose of loading or unloading cargo or passengers. No motor vehicle shall be parked at the curb of any street unattended with the motor thereof running, and no vehicle shall be parked in any street, alley, or upon a sidewalk or cross walk for the purpose of making repairs thereon, except emergency repair work including the changing of tires.

SECTION 27. It shall be unlawful for any person operating a bicycle upon the streets to practice any trick or fancy riding, or to carry any person on the handlebars thereof, or to remove both hands from the handlebars while such bicycle is in motion.

SECTION 28.

a. Where traffic control signals are in operation, pedestrians shall be governed thereby and direct their travel in compliance with the operation of such signals.

b. Where traffic control signals are not in place or in operation, the driver of a vehicle shall yield the right-of-way, slowing down, or stopping if need be to so yield, to a pedestrian crossing the street within any designated cross walk or within any unmarked crosswalk at an intersection.

SECTION 29.

a. Pedestrians shall cross streets at right angles and at street intersection or other designated crossing places, and at no other point.

b. Pedestrians, while waiting to board street cars, shall stand on the sidewalk until the street car is within 100 feet or less from the point at which such car should be boarded; when alighting from

street cars they shall proceed to the crosswalk, thence to the sidewalk.

SECTION 30. Every person driving or operating a vehicle shall stop the same immediately upon requests or upon signal from a police officer, sheriff, peace officer or highway patrolman and police officers of the City of Golden are hereby authorized and directed to direct, control, and regulate the movement of pedestrians and vehicular traffic pursuant to the provisions of this ordinance and when necessary, temporarily divert or exclude, in the interest of public safety and convenience the movements of pedestrians and vehicular traffic of every kind in and upon the streets.

SECTION 31. Any person who shall violate any provisions of this ordinance, shall upon conviction thereof, be fined in an amount not less than one dollar, nor more than three hundred dollars, or by imprisonment in jail for not less than one day nor more than 90 days, or by both such fine and imprisonment, in the discretion of the Court.

SECTION 32. If any section, paragraph, clause, sentence, phrase or part of this ordinance shall for any reason be held invalid, such invalidity shall not affect the validity of the remaining portions thereof. The City Council and the City of Golden hereby declare that it would have passed this ordinance, and each section, paragraph, clause, sentence, or phrase thereof, irrespective of the fact that any one or more of the other sections, paragraphs, clauses, sentences, or phrases or parts hereof be declared invalid.

SECTION 33. Ordinance No. 56, passed October 6, 1919, Ordinance No. 124, passed January 4, 1929, Ordinance No. 147, passed August 12, 1936 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Introduced and read this 3rd day of May, 1946.

Adopted and approved this 7th day of June, 1946.

J. M. KELLOGG,
Mayor.

(SEAL)

BLANCHE E. REEVES,
City Clerk.

I, Blanche E. Reeves, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City held on the 3rd day of May, 1946, and by order of the said City Council was published as a proposed ordinance as the law directs, and for more than ten days prior to its passage in the Colorado Transcript, legal newspaper; and that on the Seventh day of June, 1946, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular meeting of said City Council, and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 11th day of June, 1946.

(SEAL) BLANCHE E. REEVES,
City Clerk.