ORDINANCE NO. $\qquad$
AN ORDINANCE RELATING TO REGULATION OF TRAFFIC AND FOR PENALTiES FOR VIOLATION THEREOF.

## Be it ordained by the governing body of The City of Westwood Hills:

3-101 DEFINITIONS. Section 1. The following words and phrases when used in this chapter shall, for the purposes of this chapter, have the meanings respectively ascribed to them in this section.
(a) Vehicle. Every device in, upon, or which any person or property is or may be transported or drawn upon a street, except devices moved by human power.
(b) Motor Vehicle. Every vehicle which is selfpropelled.
(c) Motorcycle. Every motor vehicle having a saddle for the use of the rider and designed to travel on or not more than three wheels in contact with the ground, but excluding a tractor.
(d) Emergency vehicle. Vehicles of the fire department, fire patrol, police vehicles, ambulances and other emergency vehicles.

8
(e) School Bus. Every motor vehicle owned by a public or governmental agency, and operated, or privately, owned and operated for compensation, for the transportation of children to or from school.
(f) Person. Every natural person, firm, /copartnership, association, or corporation.
(g) Pedestrian. Any person afoot.
(h) Driver. Every person who drives or is in actual physical control of a vehicle.
(i) Police officer. Every officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.
(j) Street. The entire width between property lines of every way or place of whatever nature in the city when any part thereof is open to the use of the public, as a matter of right, for purposes of vehicular traffic.
(k) Driveway. Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.
(m) Roadway. The portion of a street improved, designed, or ordinarily used for vehicular travel.
( $n$ ) Intersection. The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two streets which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different streets joining at any other angle may come in conflict.
(o) Crosswalk. Any portion of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.
(p) Traffic. Pedestrians, ridden or herded animals,
vehicles, using any street for purposes of travel.
(q) Right of way. The privilage of the immediate use of the street.
(r) Traffic-control, devices, signs, signals, markings. Every sign, signal or marking for the purpose of controlling traffic which is erected or placed by authority of city ordinance or state law.

3-102 VEHICLES TO BE OPERATED IN ACCORDANCE WITH REGULATIONS. Section 2. The owner, operator, driver or person in charge of any vehicle shall conform to and observe the following rules and regulations of all streets and driveways in this city.

3-103 OBEDIENCE TO POLICE OFFICERS. Section 3. No per son shall willfully fail or refuse to comply with any lawful order or direction of any police officer.

3-104 PERSONS RIDING BICYCLES OR ANIMALS OR DRIVING ANIMAL-DRAWN VEHICLES. Section 4. Every person riding a bicycle or an animal or driving any animal drawing a vehicle upon a roadway shall be subject to the provisions of this chapter applicable to the driver of a vehicle, except those provisions of this chapter which by their nature can have no application.

3-105 OBEDIENCE TO TRAFFIC-CONTROL DEVICES. Section 5. No driver of a vehicle shall disobey the instructions of any sign, signal, or marking for the purpose of controlling traffic unless at the time otherwise directed by a police officer.

3-106 DUTY TO REPORT ACCIDENTS. Section 6. (a) The driver of a vehicle involved in an accident resulting in injury or death of any person or total property damage to an apparent extent of $\$ 10.00$ or more shall within 24 hours after such accident forward a written report of such accident to the office of the city marshal. (b) The city marshall may require any driver of a vehicle involved in an accident of which reports may be made as provided in this section to file supplemental reports whenever the original report is insufficient in the opinion of the city marshal and may require witnesses of accidents to render reports to the office of the city marshal.

3-107 WHEN DRIVER UNABLE TO REPORT. Section 7. Whenever the driver of a vehicle is physically incapable of making a required accident report, and there was another occupant in the vehicle at the time of the accident capable of making a report, such occupant shall make or cause to be made said report.

3-108 ACCIDENT REPORT FORMS. Section 8. The city marshall shall secure from the department of motor vehicles of Kansas, accident report forms required hereunder.

3-109 SPEED RESTRICTIONS. Section 9. (No person shall drive a vehicle on a street at a speed greater than is reasonable and prudent under the conditions then existing. (b) Where no special hazard exists ofles per hour shall be lawful, but any speed in excess of said limit shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful. (c) The street commissioner is authorized and directed to erect and maintain appropriate signs giving notice of such limits. (d) The fact that the speed of a vehicle is lower than the foregoing prima facie limit 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 any narrow or winding street or roadway, or when special hazard exists with respect to pedestrians or other traffic or by reason of weather or street conditions, and speed shall be decreased as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering the street in compliance with legal requirements and the duty of all persons to use due care. (e) In every charge or violation of this section the complaint, also the summons, warrant or notice to appear, shall specify the speed at
which the defendant is alleged to have driven, also the prima facie speed applicable within the district or at the location. (f) The foregoing provisions of this section shall not be construed to relieve the plaintiff in any civil action from the burden of proving negligence as the proximate cause of an accident.

3-IIO WHEN SPEED RESTRICTIONS NOT APPLICABLE. Section 10. The prima facie speed limitations set forth in this article shall not apply to emergency vehicles 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 an 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.

3-111 DRIVE ON RIGHT SIDE OF ROADWAY; EXCEPTIONS. Section 11. Upon all roadways of sufficient width a vehicle shall be driven upon the right half of the roadway, except as follows: (a) When overtaking and passing another vehicle proceeding in the same direction under the rule governing such movement; (b) when the right half of a roadway is closed to traffic while under construction or repair; (c) upon a roadway designated and signposted for one-way traffic.

3-112 OVERTAKING A VEHICLE ON THE LEFT. Secton 12.․ The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions and special rules hereinafter stated: (a) lhe 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 roadway until safely clear of the overtaken vehicle. (b) The driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall mot increase the speed of his vehicle until completely passed by the overtaking vehicle.

3-113 LIMITATIONS ON OVERTAKING ON THE LEFT. Section 13. (a) No vehicle shall be driven to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless such left side is clearly visible and is free from 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. In every event the overtaking vehicle must return to the righthand side of the roadway before coming within

100 feet of any vehicle approaching from the opposite direction. (b) No vehicle shall, in overtaking and passing another vehicle or at any other time, be driven to the left side of the roadway under the following conditions: (1) When approaching the crest of a grade or upon a curve in the street where the driver's view along the street is obstructed; (2) when approaching within 100 feet of or traversing any intersection; (3) where signs are in place directing that traffic keep to the right, or a distinctive center line is marked, which distinctive line also directs traffic as declared in the sign manual adopted by the state highway commission.

3-114 FOLLOWING TOO CLOSELY. Section 14. The driver of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of such vehicle and the traffic upon and the condition of the street.

3-115 TURNING AT INTERSECTION. Section 15. (a) The driver of a vehicle intending to turn at an intersection shall do so as follows: (1) Both the approach for a right turn and a right turn shall be made as close as practical to the right-hand curb or edge of the roadway. (2) Approach for a left turn shall be made in that portion of the right half of the roadway nearest the center line thereof, and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the center line of the roadway being entered. (3) Approach for a left turn from a two-way street into a one-way street shall be made in that portion of the right half of the roadway nearest the center line where it enters the intersection. A left turn from a one-way street into a two-way street shall be made by passing to the right of the center line of the street being entered upon leaving the intersection. (b) No vehicle shall be turned around on any street except at an intersection.

3-116 METHOD OF GIVING HAND AND ARM SIGNALS. Section 16. All signals herein required given by hand and arm shall be given from the left side of the vehicle in the following manner and such signals shall indicate as follows: (a) Left turn - hand and arm extended horizontally. (b) Right turn - hand and arm extended upward or moved with a sweeping motion from the rear to the front. (c) Stop or decrease of speed - hand and arm extended downward.

3-117 VEHICLES APPROACHING OR ENTERING INTERSECTION. Section 17. (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 thie vehicle on the left shall yield the right of way to the vehicle on the right.

3-118 VEHICLE TURNING LEFT AT INTERSECTION. Section 18. 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 by this article, may make such left turn 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.

3-119 VEHICLE ENTERING STOP INTERSECTION. Section 19. (a) Rainbow and fotabe fire notery declared to beathrough street\&. (b) The street commissioner shall erect and maintain appropriate signs at each point at which another street intersects either of such through-streets requiring motor vehicles to stop before entering such through-street. (c) The driver of a vehicle shall stop in obedience to a stop sign at an intersection and shall yield the right of way to other vehicles not so obliged to stop which have entered the intersection or which are approaching so closely as to constitute an immediate hazard; but said driver having so yielded may proceed, and the drivers of all other vehicles approaching the intersection shall yield the right of way to the vehicle so proceeding into or across the intersection.

3-120 VEHICLE ENTERING STREET FROM DRIVEWAY. Section 20. The driver about to enter or cross a street from a driveway shall yield the right of way to all vehicles approaching on said street.

3-121 OPERATION OF VEHICLES ON APPROACH OF EMERGENCY VEHICLES. Section 2l. (a) Upon the immediate approach of an 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 edge or curb of the street, clear of any intersection, and shall stop and remain in such position until the emergency vehicle has passed, except when otherwise directed by a police officer. (b) This section shall not operate to relieve the driver of an emergency vehicle from the duty to drive with due regard for the safety of all persons using the street.

3-122 PEDESTRIAN'S RIGHT OF WAY AT CROSSWALKS. Section 22. (a) 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 roadway within any crosswalk, except as otherwise provided In this article. (b) Whenever any vehicle is stopped at a crosswalk to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

3-123 CROSS ING AT OTHER THAN CROSSWALKS. Section 23. (a) Every pedestrian crossing a roadway at a point other than within a crosswalk shall yield the right of way to all vehicles upon the roadway. (b) Notwithstanding the provisions of this section every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway, and shall give warning by sounding the horn when necessary, and shall exercise proper precaution upon observing any child or any confused or incapacitated person upon a roadway.

3-124 STOPPING, STANDING, OR PARKING. Section 24. (a) No person shall stop, stand, or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control device, in any of the following places: (1) In front of a driveway; (2) within an intersection; (3) within fifteen feet of a fire hydrant; (4) within twenty feet of a crosswalk; (5) within thirty feet upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of a roadway; (6) within twenty feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventyfive feet of said entrance; (7) alongside or opposite any street excavation or obstruction when such stopping, standing, or parking would obstruct traffic; (8) on the roadway side of any vehicle stopped or parked at the edge or curb of a street; (9) upon any bridge upon a street; (10) at any place where signs prohibit stopping. (b) No person shall move a vehicle not owned by such person into any such prohibited area or away from a curb such distance as is unlawful. (c) No person shall repair any automobile in any street in the city except in case of an emergency.

3-125 OBSTRUCTION TO DRIVER'S VIEW OR DRIVING MECHANISM. Section 25. 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.

3-126 FOLLOWING FIRE APPARATUS. Section 26. The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than 500 feet or drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm.

3－127 CROSSING FIRE HOSE．Section 27．No vehicle shall be driven over any unprotected hose of a fire department when laid down on any street or private driveway to be used at any fire or alarm of fire，without the consent of the fire department offico ial in command．

3－128 PUTTING GLASS，ETC。ON STREET。Section 28。（a）No person shall throw or deposit upon any street any glass bottle，glass， nails，tacks，wire，cans，or any other substance likely to in－ jure any person，animal，or vehicle upon such street。（b）Any person who drops or permits to be dropped or thrown upon any street any destructive or injurious material shall immediately remove the same or cause it to be removed．（c）Any person re－ moving a wrecked or damaged vehicle from a street shall remove any glass or other injurious substance dropped upon the street from such vehicle。

3－129 LIGHTED LAMPS．Section 29．Every motor vehicle moving upon a street within the city at any time from a half hour after sunset to a half hour before sunrise，and at any other time when there is not sufficient light to render clearly discernible per－ sons and vehicles on the street at a di stance of 500 feet ahead， shall display lighted lamps and illuminating devises as hereina after required for different classes of vehicles．

3－130 HEAD LAMPS ON MOTOR VEHICLES．Section 30．（a）Every motor vehicle other than a motorcycle shall be equipped with at least two head lamps with at least one on each side of the front of the motor vehicle，which head lamps shall comply with the requirements and limitations of state law。（b）Every motorcycle shall be equipo ped with at least one and not more than two head lamps which shall comply with the requirements and limitations of this section．

3－131 REAR LAMPS，REFLECTORS，AND FLAGS。Section 31．（a）Every motor vehicle and every vehicle which is being drawn at the end of a train of vehicles shall be equipped with a lighted rear lamp， exhibiting a red light plainly visible from a distance of 500 feet to the reax－o（b）Every vehicle carrying any material or load proo jecting a distance of more than two feet from the rear of such vehicle shall display，from a half hour after sunset to a half hour before sunrise，on the rear of such load a red light of suf－ ficient rays to be visible a distance of 500 feet。 At any other time such vehicle shall display．a red flag $12^{\prime \prime}$ by $12^{\prime \prime}$ in dimen－ sion on the rear of such load．

3－132 LAMPS ON BICYCLES．Section 32．Every bicycle operated upon the street in the nighttime shall be equipped with a lamp on the front exhibiting a white light visible from a distance of at least 500 feet to the front and with a lamp on the rear exhibiting a red light visible from a distance of 500 feet to the rear；except that a red reflector may be used in lieu of a rear light．

3-133 LAMPS. Section 33. Wherever requirement is declared in this article as to the distance from which certain lamps and devices shall render objects visible or $\begin{gathered}\text { within which such lamps or }\end{gathered}$ devices shall be visible, the test is that which would apply upon a straight, level, unlighted street under normal atmospheric conditions.

3-134 SPILLING LOADS. Section 34.. No vehicle shall be driven or moved on any street unless such vehicle is so constructed or loaded as to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom, except that sand may be dropped for the purpose of securing traction, or water or other substance may be sprinkled on a roadway in cleaning or maintaining such roadway.

3-135 MOLESTING VEHICLES, TOWING TRAILERS. Section 35. (a) No person shall ride, jump upon or into any vehicle without the consent of the driver, nor shall any person hang onto or stand on the outside of any vehicle whatsoever. (b) No unauthorized person shall interfere with or molest any vehicle. (c) No vehicle shall tow another in or upon any street unless such vehicles are operated at a distance of not more than fifteen feet apart.

3-136 MUFFLERS. Section 36. 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 cutout, bypass or similar devise, or vacuum or exhaust whistle upon a motor vehicle on any street.

3-137 MEETING OR OVERTAKING SCHOOL BUSES. Section 37. The driver of any motor vehicle on a street, about to meet or overtake a school bus which has stopped on the street for the purpose of re- anndid ceiving or discharging any school children, shall stop and shall not proceed until movement can be made without danger to the children.

3-138 RESTRICTION AS TO TIRE EQUIPMENT. Section 38. No metal or rubber tire on a vehicle moved on a street shall have on its periphery any block, stud, flange, cleat, or spike or any other protuberance of any material other than rubber which projects beyond the tread of the traction surface of the tire, except that it shall be permissible to use tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice, or other conditions tending to cause a vehicle to skid.

3-139 PERSONS WHO MAY NOT OPERATE MOTOR VEHICLES. Section 38. (a) No person under sixteen years of age shall operate a motor vehicle and no person shall permit or allow a person under sixteen years to operate a motor vehicle, except that operation of a motor vehicle by a person under sixteen years of age, or permission therefor

- or allowance thereof, shall not be deemed a violation of this sub-
section where such operation is pursuant to and within the terms of a license issued to such operator by the state of Kansas and in force and in the possession of such operator at the time of such operation. (b) No intoxicated person shall operate a motor vehicle and no person shall permit or allow an intoxicated person to operate a motor vehicle.

3-140 FLOODLIGHTS. Section 39. No person shall erect, maintain or use any flood light the use of which blinds or partially blinds or otherwise hampers or interferes with the safe operation of vehicles by the operator of any vehicle moving upon any street.

## ARTICLE 2 PENALTIES

3-201 PENALTIES FOR VIOLATIONS OF ARTICLE 1. Section 40. Any person violating any of the provisions of Article 1 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by (a) a fine of not less then $\$ 1.00$ nor more than $\$ 100.00$ and costs, or (b) confinement in jail for not more than thirty days. In addition to the afore-described penalty, any person violating any of the provisions of Article 1 may be prohibited from driving or operating any motor vehicle upon the streets of the city for such a period, not longer than one year, as the police judge may order.

TAKE EFFECT. Section 41. This ordinance shall take effect and be in force from and after its publication.

Passed the city council this list day of July, 1949.
Approved by the mayor this Fth day of July, 1949.

ATTEST:

-10 -



Bo it orfinined ber the fovorning hody of the city of Ceotrood Hi22日:

3-101 DEPINTAIONA. Section 1. Two Sollowne words and phroons whon vied in thio cinotor chall, for the purposeg of thio chapter, have tise ne enings ropectively aberibed to ing in tiala oection.
(a) Yohicie. Evory dovice in, upon, or maich ary porson or property is Ox riny be transported or drawn upon a otreet, except devices roved by humon power.
(b) [保or Vehiole. Dory venicle which is celfpropelled.
(c) Hotoroycle. Svery motor vehicle havine s sadale for the use o? the xider and desicned to travel on or not move than threo bineels in conkect with the ground, byt excludinc e trector.
(a) Komenoy Vohicle. Vohicles or the itre department, fire petrol, police vericlob, an bulances and other emercency velioles.
(e) Schonl bug. Wivery motor voilcle owned by o gublic or governmental agency, and operated, or privately omed end operated for componation,for the transportation of children to or from school.
(s) Eexaon. Fvexy natural pexson, form, copartnorming, asbociation, os corporation.
(6) Derlestrian. Any person aroct.
(h) Dxiver. Jooxy per son who drives or in in actual physical conerol of a vehicle.
(i) Police officer. Every officer euthorized to airect or resulato traísic or to materroata for violationo of teradic roculaticn.
(3) Streat. Line entire winth between groperty lines of every way or place of whatever neture in the city when any part thereof in opon to the vin of the public, as a ratter of rient, for purzoses of poaicular proffic.
(k) Driveway. Tvery way or place in private ownership and used for vehicular travel by the ofner and those having express or implied permission from the owner, but not by other persons.
(m) Roadmey. The portion os atreet improved, dosigned, or ordinarily used for vehicular travel.
(n) Interaetion. The area embraced within the prolongaticn or coneection of the later curb lines, or, if none, then the lateral boundary lines of the roadmays of two streets which join one another, at, or approximately at, right angles, or the aree vithin which vehicles treveling upon difecerent streets poining at any other angle may come in conflict.
(o) Crosswalk. Any portion of a roadway diatinctly indicated for pedestrian crossing by lines or other markings on the suriace.
( $p$ ) Traffic. Pedestrians, ridion or herded rammals, vehiclos, and other corveyances either singly or together while using any street ror purposes of travel.
(Q) Fight of vay. The privilgege of tho immediate use of the gtreet.
(r) Traxfic-controf, Covices, signo, signaio, markings. Brery aign, sienal or marking for the puxpose of controling trarfic which is exected or placed by authority of city ordinance or state law.

3-102 VKFICLES TO BE OPERATED IN ACCORDANCE WITH REGULATIONS. SECtion 2. The ommer, operator, driver or person in charge of any vehicle shall condorm to and observe the following rules and regulations of all streets and driveways in thes city.
 fully $x a i l$ or refuse to comply with any laweul order or direction os any police officer.

8-104 PIRESONS NIDIHG BICYCLES OR ANTMALS OR DRIVING ANITTAL-DKNTN VHEICXiSG. Section 4. Every person riding a bicycle or an animal or driving any animel drawinc a venicle upon a roadway shall be subject to the provisions of thia chapter applicable to the driver of a vehicle, excent those proviaions of this chapter which by their nature can have no application.

3-105 OBNDITNCA TO TBANTIC-CONTROL DHVICES. Section 5. TO driver, of a vehicle shall diaobey the instructions of eny sign, signel, of marking for the purpose of controlling traffic unless at the time otherviae directed by a police officer.

3-106 DUTY $\because 0$ RTWORT ACCIDFITS. Section 6. (a) The driver of a vehicle involved in an accident resulting in injury or death of any person or total property damaee to an apparent extent of $\$ 10.00$ or more shall within 24 hours after such accident forward a written report of such accident to the office of the city maxshal. (b) The city marshal may requixe any driver of a vohicle involved in an accident of which reports may be mado as provided in this section to file supplemental reports whencver the oricinal roport in insufficient in the opinion of the city narshal and may require witneoses of accidents to render reports to the office of the city marshal.

3-107 WHEN DRIVII TTABTE NO REPMT. Section 7. Whenever the driver of a vehicle is physically incasable of makine e reguired accident report, and there pac another occupant in the vehicle a, the time of the accident capable of making a report, such ccoupant shall make or cause to be made said report.

3-108 ACCIDHNT RHPORT TORTS. Section 8. The city marshal shall secure from the department of motor vehicles of Kansas, accident report forms required hereunder.
(a)

3-109 הTMWD RTSTKTOTINS. Section 9 . (No Dorson Giall drive \& rehicle on a street at a speed greater than is reasonable and prudent under the conditions then existing. (b) Where no special hazard existe 25 miles por horr shall be lawful, but any speod in excess of said limit shall be prime facie evidence that the speed is not reasonarie or prudent and that it is unlawful. (c) The street commissioner is authorized and directed to erect and maintain appropriete signs efving notice of guch limits. (d)T?e fact that the speed of a vehicle is lomere than the foregoing prima facie Iimit shel? not relieve the driver from the duty to decrease speed when approaching and crossing an intersetion, vinen approzching and going around a curve, when approaching a hill crest, when traveling upon a narrow or windine street or roadway, or when snecial hazord exists with respect to pedestrians or other traffic or by reas. on of veather or street conditions, and speed shall be decreased as may be necersery to avoid collidine with any person, vehicle or other conveyance on or entering the street in compliance with legel requirements and the duty of all persons to use due care. (e) In every charee or violation of this section the compleint, also the sumone, werrant or notice to appear, shell specify the speed the at which the defendent is elleged to have driven, also the prima facie apeed appliceble within the dietrict or at the location. (f) The foregoing provisions of this section shall not be oonstrued to relieve the plaintiffin any civil action from the burden of proving negligence as the proximate cause of an accident.

3-110 WHWN SPEMD KESTKICNIONS NOT APPICABLD. Section 10. The prima facie speed limitations set forth in this article shall not apply to emergency vehicles when respondine to emerbency calls and the drivers thereof sound audible signal by bell, siren, or exhaust whistle. This provision shall not relieve the driver of any 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 thers.

3-111 DFTVE ON RJMH: SIDH OT ROADVAY; EXCRPTIONS. Section 11. Upon all roadways of sufficient width a vehicle shajl be driven upon the richt half of the roadway, except as follows: (a) When ovortaking and passing another vehicle proceeding in the same direction under the rule governing such novenent; (b) when the right half of e roadway is closed to traffic while under construction or repair; (c) upon a roadway designated and signposted for one-wau traffic.

3-112 OVEATAKING A VEHICIT ON THE LIMT. Section 12. The following rules shall covern the overtairing and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions and special rules hereinafter stated: (a) The driver of a vehicle overtaking another vehicle proceeding in the same directIon shall pase to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle. (b) The driver of an overtaken vohicle shall five way to the right in favor of the overtaking vehicle on audible aignal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

3-113 LXNITATDONS ON OVNHAKING ONTH3 IMAT. Eection 13. (a) No venicle shall be drived to the left side of the center of the roadway in overtaking and passing another vehiclo proceeding in the same direction unless such left side is clearly visible and is free from oncoming traffic for a sufficient distance ahead to permit such overtaking and passinc to ve completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In the event the overtaking vehiole must return to the righthand side of the roadway before coming within 100 feet of any vehicle approaching from the oposite direction. (b) To vehicle shall, in overtaking and passing another vehicle or at any other time, be ariven to the left aide of ine roadway under the following conditions: (I) When approbching the crest of a Erade or upon a curve in the street where the driver's view alone the street is obstructed; (2) when approachine within 100 feet of or traversing any intersettion; (3) where signs are in pace directine thit traffio keep to the right, or a digtinctive center line is marked, which distinctive line also directs traffic as declared in the sien manual adopted by the state highway commission.

3-114 FOILONINF TOO CIOSEY. Section 14. The ariver of a motor vehiele shall not follow another vehicle more closely thon is reasonable and prudent, havine duw regerd for the speed of such vehicle and the treffic upon and the condition of the street.
 a venicle intending to turn at on interaoction ohall do so as follows: (1) Noth the approach for co richt turn and a richt turn shall bo made as close as prectical to the richt-hend curb or edge of tho roadwes/ (2) Approach for a left turn sholl be rade in that portion of the $x$ inght half of the roadway nearect the cen- $^{\text {n }}$ ter line thereof, and after entorine the intersection the left turn shall be maile go as to leave the intersection to the right of the contcr line of the voadway beine entexod. (3) Approbch for a left tian irom a two-way street into a onewway atroet shall bo made in that portion of the right hale of the roedway nearont the conter lin? where it enters the intersection. A left turn from a onemoy street into a two-way atreet shall bo made by paoring to the right of the center line of the street being enterer upen loevine tho incersection. (b) No vehicle shall be turned around on ony strest excent at an intorsection.
 signelr hexein requirec eiven ty hand and arm shall be civen frcm the left side of the vehiole in the followime maner and such eicncls shall indicate as followas (a) Left turn - hond and arm extended horizontaly. (b) Right turn - hand and arm extended upverd or meverith a swempine mion from the rear to the front. (c) Stop or decrease speed - hand and arm extended dounward.
 (a) rho driver of a venicle approaching an intersection ahall yield the richt oz mav to a veniclo which has entered the intexsection from a diffexent gireet. (b) Thon two vehiclos ontor an intersection from difforent streets at the same time the driver of tho vehicle on the loft shall yield the richt of way to tho vehicle on the richt.
 driver os a venicle within en intersection intendin? to tirn to tha left shnal Jield the richt of way to eny roiniole monsooching from tie opposite direction which is pithin the intorsection or gc cloge thereto as to constitute an immediane hazard, but said driver, having so yeelded and having given a sienol when and as required by this articlo, may make such left turn and the driverg of all other vahicles approaching the intorgection frca baid opposite direction shell yield the right of wey to the vahicle makinc the laft turn.

3-119 VEHICIE RNFERING STOPINTMFSTCTION. section 19. (a) Rainbow is heraby declared to be a throuch street. (b) the street commissioner shall erect and maintain appropriate signs at each point at which anothor street intersects either of such through-stretts sequiring motor vehicles to stop before entering such through-street. (c) The drivor of a vehicle shall stop in obedience to a stop sign at an intersection and shall yield the right of way to other vehicles not so obliged to stop which have entered the intersection or whoch are approaching so closely as to constitute an inmediate hazard, but said driver having so yielded may proceed, and the drivers of all other vehicles approaching the intersection shall yield the richt of way to the vehicle so groceeding into or across the intersection.
 driver about to enter or cxoss a street from a driveway shall yield the right of way to all vehicles approaching on said street.

3-121 OPERATION OF VEHICLES ON APPROACK OF MMGRGENCY VGHICLES. Section 21. (a) Upon the immediate approach of an emergency vehicle, when the driver is givinc audible sigral by siren, exhaust whistle, or bell, the driver of every othr vehicle shall yield the richt ow wiy, and shall immediately drive to a position parallel to, and as close as possible to the right-hand edce or curb of the street, clear of any intersection, and shall stop and romain in such position until the emercency veaicie has passed, except when otherwise directed by a police officer. (b) This aection shall not operate to relieve the driver of an emergency vehicle from the duty to drive with due regard for the safety of all persons using the street.

3-122 PENESTHIAN'S HIGHT OT WAY AT CKOSSTALKM. Section 22. (a) 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 croseing
the roadway within any crosswalk, except as otherwise provided in this article. (b) Whenever any vehicle is gtopped at a crosswalk to permit a pedestrian to cross the roadvay, the driver of any other vehicle approaching from the rear shail not overtake and pass such stopped vehicle.

3-123 CKOSBIMG AT OTRCR THAN CROSSWATKS. Section 23. (a) EVery pedestrian crossing a roadway at a point other than within a crosswalk shall yield the right of way to all vehicles upon the roadway. (b) jotwithatending the provisions of this section every driver of a vehicle ehall exercise due care to avoid colliding with any pedestrian upon any roadway, and shall give warning by sounding the horm when necessary, and shall exercise proper precaution upon observing any child or any confused or incapacitated person upon a roadway.

3-124. SROPPIITE, NLAMDENG, OR PASEING. Section 24. (a) No person ohall stop, stand, or ynrts a vehicla, excopt when noceosery to avoia conciice with other traxfio or in cemplionco uith tile directfons of a police officer or traffic-control devico, in any of the follorine paces: (I) In frent of a driverras; (2) within an inter-
 tronty scet of a croaconils; (5) within thirtys spot worn the ap-
 nol located ai the side of a roedmoy; (0) bithin trenty foct of the driverry entrance to any rire of ation and on the sido of a stroet op noito tha contrance to any $8 i x_{0}$ nerotion within noventysive feet of said ontruce (7) einnesido or opiosite any bitroot would obstruet tratejo; (8) on the roadray side of any voinicle otopner na pariferl ot tive edra ox cuxb of a btrect; (o) von any
 pinct. (b) To person mhal nove a vehiole not owned by ouch person into any avch prohibiton area no amay from a curb buch distance as is unlarfus. (o) ljo percon ancil ropasir any zutorobile in any street in the ofity excont in case of an eqergency.
 25. 20 o rish chall driva io vehtele when it is go 20 adod, ox when thore are in the rront seat guct number of persons, orceeding throe,
 phic?a or as to interfore pith the driverio control ovar the driving nechanian of the volicie.
 vehiclo ther then one on offlcial bucinees shall not follow any firo niparotue triveline in response to o pire slary closer than 500 foct or drive into or wask ouch vehicle within the klock where fire sppratum han atomed in ansryer to a fise olara.
 driven ceres any yngrotector hoso of a 9 ixo depertrent then luid doma on ary atroct or privete driveray to fe usod at cryy fise or alarm of eires without the concont of the fire departriont officLal in commerc.

 nails. facke, vira, cens, or any other substence liscoy to injure any peronn, animaj, or vehicie inon such bireet. (b) Any person who ixope or peritita to be aropped or thronn wion any street any dest muctive or injuxinuo meterial chand imadiately remove the name or calse it to be removed. (c) hay zorson renovine a urected or inmaged vonicle frcm a otroet shail remote any elbss or otter injurioug bubstace dropped upon tho street from such vehicie.

3-129 iJMMTMD LATPS. Section 29. Every motor vehtcle movine upon a street within the city at any time from a hale hour after sunset to a hall hour before sunrise, and at any other time when there is not sufficient likht to render slearly aiscernible persons and vehicles on the streot at a distance of 500 qeet ahead,
shall display lighted lamps and illuminating devises as hereinafter required for different classes of vehicles.

3-130 HEAD LAMPS ON HOTOR VBHICLDS. Section 30. (a) EVEFY motor vehicle other than a motorcycle shall be equipped with at least two head laxps with at least one on each side of the front of the motor vehicle, which head lamps shall comply with the requirements. and limitations of state law. (b) Ivery motorcycle shall be equipped with at least one and not more than two head lampe which shall comply with the requirements and limitations of this section. 3-131
3-131 RNAR LAIMS, RWHLTICTORS, AND FLAGS. Section 31. (a) IVery motor vehicle and every vehicle which is being drawn at the end of a train of vehicles shall be equipped with a lighted rear lamp, exhibiting a red light plainly visible from a distance os 500 fett to the rear. (b) Fivery vehicle carrying any material or load projedting a distance of more than two feet from the rear of such vehicle shall display, from a half hour after sinset to a half hour before sunrise, on the rear of such load a red light of sufficient rays to be viaible a diatance of 500 feet. At any other time such vehicle shall display a red flag $12^{\text {mi }}$ by 12 'in dimension on the rear of such load.

3-132 LAMPS ON BICYCLES. Section 32. FVery bicycle operated upon the street in the nighttime shall be equipped with a lamp on the fromt exhibiting a white light visible from a distance of at least 500 feet to the front and with a lamp on the rear exhibiting a red light visible from a distance of 500 feet to the rear; except that a red reflector may be used in lieu of a rear light.

30133 LANPS. Section 33. Wherever requirement is declared in this axticle as to the distance from which certain lamps and devices shall render objects visible or within which such lamps or devices shall be visible, the test is that which would apply upon a straight, level, unlighted street under normal atmospherlc conditions.

3-134 SPILLIXG LOADS. Section 34. No vehicle shall be driven or moved on any atreet unless such vehicle is so constructed or loaded as to prevent any of its load drom dropping, sifting, lea king or othempise escaping therefrom, except that and may be dropped for the purpose of securing traction, or water or other substance may be sprinkled on a roadway in cleaning or maintaining such roadway.

3-135 ROLESTING VEHICLES, TOUING PRAILERS. seotion 35. (a) No person shall ride, jump upon or into any vehicle without the consent of the driver, nor shall any per son hang onto or stand on the outside of any vehicle whatsoever. (b) No unauthorized person shall interfere with or molest any vehicle. (c) Fo vehicle shall tow another in or upon any street unless such vehicles are operated at a distance of not more than fifteen feet apart.

3-136 TUFFLLRS. Section 36. Every motor vehicle shall at all times be equipped with a muffler in good working order, and in constand operation, to prevent excessive or unusual noise and
anngying smoke, end no person shell use a muffler cutout, bypass or similar devise, or vacuum or exhaust whistle upon a motor vehicle on any street.
 of eny motor vehicle on a street, zkout to meet or overtfike a school hus winich has stopped on the street fr the purpose of receiving or dis charging any school children, shall stop and shall not proceed until movement can he made without daneer to the children.
 or rubker tire on a vehicle movec on a street shall heve on its periphery any block, stud, flanee, cleat, or spike or any other protuberance of any material other than rubber which projects beyond the tread of the traction surface of the tire, except thet it shall be permissible to use tire chains of reasnnoble pronortions unon any vehicle when reguired for gafety becausc of onoti, ice, or otler conditions tending to calase a.vehicle to skid.
 No person under sixteen years of age shall operate a motor vehicle and no person shall permit or alloc a person under oixteen years to operate a motor vehicle, except that operation of a motor vehicle by a person under sixteen years of age, or permission therefor or allowance thereof, shall not be deemed a violation of this bub scotirn where such operation is pursuent to and within the terms of a license issued to such operator by the state of $\mathbb{K}$ ansas and in force and in the nossession of ruch operator at the time of sucin oneration. (b) No intoxicated person ahall operate a motor vehicle and no person shall permit or allow an intoxicated person to operate a moior vehicle.

3-140 FLOODHEGTS. Section 40 No person ohall erect, maintein or use any flood light the use of which blinds or partially blinds or otherwibe hampers or interferes with the ghfe operation of venicles by the operator of any vehicle moving unon any street.
AFIICITA 2 PTHATIITB.
3H- 201 PHIALTIES FOR VIOIARIONS OF AENICIB 1. Bection 40. Any person violating any of the provisions of Article 1 sheil be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by (a) a fine of not leas than 1.00 nor more than $\$ 100.00$ and costs, or (b) confinement in jail for not more than thirty days. In addition to the afore-described penalty, any person violatinc any of the provisiona of Article l may be prohibited from drivine or operating any motor vchicle upon the streets of the city for auch a period, not longer than one jear, as the police judge may order.

TAKE EFPPECT. Section 41 . This ordinance shall take effect and be in fores from and after its publieation.
C. CHAUNCES CIE Mayor.
Publisheds July 8, 1949.
Atteat: Or\& M. Amberg
City Clerk.
ORDINANCE NO. 17
AN ORDINANCE FRLLATING TO STOPPING, STANDING OR PARKING VBHICTEAS.
Beit ordained by the governing body of The City of Westwood Hills:
RHPRAL OF STCTION: Section 1. Section $3-124$ of Revised Ordinance (Seotion 24 of Ordinance No. 10) is hereby repealed and the following section is hereby enacted in lieu thereof:
3-124 STOPPING, STANDING, OR PAFKING VEHICLES. ( a) No person hail stop, stand, or pari a vehicie, except when necessary to aroid conflict with other traffic or in compliance with the direotions of a police officer or traffic-control device, in any of the following places: (1) In front of a driveway; (2) within an intersection; (3) within fifteen feet of a fire hydrant; (4) within twenty faet of a crosswalk; dedraw (5) within twenty feet upon the approach to any flashing beacon, atop aign, or traffic-control eignal located at the side of a roadway; (6) within twenty feet of the driveway ontrance to any rire station and on the side of a street opposite the entrance to any ife station within seventyfive leet of aaid entrance; (7) alongside or opposite any street excavation or obstruction when such stopping, standing, or parking would obstruct traffios (8) on the roadway side of any fehicle stopped or parked at the edge or curg of a street; (9) upon any bridge upon a streets (10) on any sidewalk or parking inciuding ivy portion which is crossed by a driveway! (11) at any place whore signe prohibit stopping. (b) No person shall move a vehiole not owned by such person into any such prohibited area or away from a curb much distance as is unlawful. (o) No person ahall repair any automobile in any street in the city except in case of emergoncy:

TAKE EFFFECT. Section 2. This or dinance ahall take befeot and be in force from and after its publication.
$\frac{\text { C. Craynisay Cox }}{\text { Mayor }}$

Publisheds September 17, 1949

[^0]ORDINANCE NO. 13



Ee it oxdainod ry tho iovernini todiy of the City of ootrogd Wil1m
 io. 1 of ordinance $20 . B$ shell includo section $3-101$ to and includige gection 3-140 together rith the following section iereby onacted.
 then those carrying pasbengers or constructod to carry parsengors ( excopt such as are enfaged in tre repair or constructicn of streets within the cioy shall be alloved to emoor upra $49 t h$ merron, 50th street or sinth ?ezrece or Glendelo fond in tive City of "ontwod mil? provinga, that at the tine cs whe alegec vination
 Indicative tho roeplation in ofect. Vehicleo carryine goods, morchandisn, a: othor artinles to or from any houpe or jremises abtetine ponn nny sum rirogt jimit be poxyitted to enter thereon at the crose straet neareot to gaid howise or promiase in the direction in which tile nar ere novine and d eliver or receive atue: foodb, mesciandige or other axticleo, but shall not proceed thoreon $f$ arbur than tho noesent como atreet theronftor.
 in ferce srca edd ufter its rublication.

Eubliohet July $: 9.3 \mathrm{gac}$.

C. Chauncey Cox<br>lifayor

Ariser:

## Dra in Ans, ercis

city Clerk.
ONTMAN: 20.24
 SESIT B-141.

Be it ordained by the incornine bodu of tho city of estwond Nills:
 (section 1 of areinence ITumber (13) 10 boreby repoal sed and the following is hereby enceted in lieu thereof:
 carryinc passencers or constructer to carry giassencers (except such as are enceged in ths ropair or construction of atreets within the city) shall be all owad to enter upon $49+h$ etreet, $49 t h$ gerraco. 50th Street, or 50th Torrace in The Gity of 7estwood Fills; provided that at the time of the allegad violation thereof there is posted upon the atreets above referred to signis indieating the
regulation in effect. Vehicles carrying coods, merchandise, or other articles shall be permitted to enter thereon at the cross street nearest to said house or premises in the direction in which the same are moving and deliver or roceive such goods, merchandise or other articles, hut shall not proceed therecn farther then the nearest cross otreet thereafter.
 except horse dravn vehicles, shall have attached thereto a horn in good working order and of proper size and charscter sufficient to give warnine of such चedicle to perjetrizns and tc irivers and riders of ot"or vehicles, lut such horn shall not be sounded excent when neceasary to five waraings provides that no such horn shall produce a sound unusumily loud, annoying or of a distressire charncter or such as will saichton pedestrians or animals; provided, further, that emercency vehicles required to respond to alarms and bior energency calls may scund an audible signal by bell, oirets or exhause whistle.

3-145 Bratiti. boction 3. Tivery vericle onerated on the streets of the city shall be grovided with at ? east two adequste brake systems, each of shich shall work indenendently of the other, except notor oycies, motor scooters nind apirial drywn veiloles, which zhall be provided with nnt less than one adequate brare syotem.

The service brakes upon any vehicle, or combination of vehicies, shall be adequate to stop such venicles when trovelinc twenty miles per hour vithin a distance of thirty feet when won dry asphalt or a concrete paved aurface free from loose meterial, where the grade does not exceed 1 .
 driver of any vohicle to drive the sane under veather conditions requiring the operaticn of a windshield riper rithout ouch wiper being in actuel efficient operation. Such vindshield vipar is tc be a mechanically cperated device desiensted for the puryose of clearing moisture from a portion of the outside of the windshield glass.

It shsll bo unlamev for the driver of any vehicle to crive the same when his view ahead or to the side or to the reax is obstructed by dirty or defective clasg in the windshield, rear or side rifacws of said vohicle, or when the dxiver'ө fiew is obstructed by stickers, labels, or advertisements or any other sinilar device which is so placed as to interfere with or to ohstruct the driver's viev ahead or to the sides or to the rear.

3-147 TMCRISS DRIVING. Section 5. Yo pergon shall तrive any vehicle upon a street carclessly and heedlessly in willful or manton disregard of the rients or aefety of thers or without the caution and circumspection, at a speed or in a manner so as to endeneer any person or property, or be likely to endanger any person or property.
 6. It shall be unjavful for tho owner or any other person erploying or othersise directing the driver of any velicle upon a street or highway in any manner contrary to law.


[^0]:    Ora M. Amberg
    City Clerk.

