

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF KNOX
AMENDING ORDINANCE #977, AND SECTION 17-1 OF THE
CITY CODE OF ORDINANCES TO ELIMINATE OBSTRUCTIONS
ON SIDEWALKS, RAILROAD RIGHT OF WAYS AND CITY STREETS
AND TO PRVIDE FOR SPECIFIC PENALTIES FOR VIOLATIONS.

WHEREAS, the Common Council of the City of Knox has jurisdiction to regulate the public rights-of-way across the boundaries of the City of Knox and,

WHEREAS, the Common Council of the City of Knox has jurisdiction over the sidewalks and flow of traffic throughout the City of Knox and,

WHEREAS, there is a need to eliminate obstructions on railroad right-of-ways, City streets and sidewalks;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF KNOX, STARKE COUNTY, STATE OF INDIANA:

Section 1: Definitions

Definitions for the purpose of this Ordinance are as follows:

- (a) **Structure** means that portion of the street between the curb lines or lateral lines of a roadway and the adjacent property lines intended for use of pedestrians;
- (c) **Pedestrian** means any person on foot;
- (d) **Person** means every natural person, firm, corporation, association, or partnership;
- (e) **Oversize Vehicle** shall be construed to mean and include any automobile, truck, tractor, trailer, wagon, machine and all conveyances on wheels in or upon which a person or thing is carried and which exceeds 21 feet in length or seven feet in width. This definition shall not apply to any oversize vehicle which is designed and used to pick up, transport or deliver public passengers.

Section 2: Placement of Structures

- (a) No person shall erect or maintain any structure which is attached to, secured on, or located upon a sidewalk.
- (b) Upon notice from the City of Knox, a person shall remove any structure that is attached to or rests upon any sidewalk, within thirty (30) days of said notice.
- (c) Failure of any person to remove said structure attached to, or located upon, any sidewalk within the City of Knox, after being notified by the City of Knox pursuant to said Ordinance shall constitute a violation of said Ordinance herein, shall be subject to a \$100.00 fine.
- (d) For each day said structure is not removed, after notice from the City of Knox, shall constitute a separate violation of said Ordinance.

Section 3: Unobstructed passage of vehicles and clear view of stopped vehicle

(a) A person who stops, parks, or leaves a vehicle shall leave a sufficient unobstructed width of the roadway opposite the vehicle for the free passage of other vehicles and a clear view of the stopped vehicle from a distance of two hundred (200) feet in each direction upon the highway.

(b) A person may not stop, park or leave standing an attended or unattended oversize vehicle on any highway, street or alley within the city for any continuous period of time longer than two hours.

(c) A person may not stop, park or leave standing an attended or unattended oversize vehicle with its engine running at any location within the city for any continuous period of time longer than one hour, except if located in a designated truck parking area. Any person who violates this section shall be subject to a fine of \$100.00 for each day a violation occurs.

Section 4: Placement of vehicles

(a) A person may not stop, stand, or park a vehicle, except when necessary to avoid conflict with other traffic or to avoid conflict with law or the directions of a police officer or traffic control device, in any of the following places:

- (1) On a sidewalk
- (2) In front of a public or private driveway
- (3) Within an intersection
- (4) Within fifteen (15) feet of a fire hydrant
- (5) On a crosswalk
- (6) Within twenty (20) feet of a crosswalk at an intersection
- (7) Within thirty (30) feet upon the approach to any flashing beacon, stop sign, or traffic control signal located at the side of a roadway.
- (8) Within fifty (50) feet of the nearest rail of a railroad crossing
- (9) Within twenty (20) feet of the driveway entrance to a fire station

Any person who violates this section shall be subject to a fine of \$100.00 for each occurrence.

Passed and Adopted by the Common Council, City of Knox, Starke County, Indiana, this _____
Day of _____, 2017.

KNOX COMMON COUNCIL:

Approved by the Mayor of the City of Knox, this _____ day of _____, 2017.

Dennis Estok, Mayor

Attest: _____
Jeffery J. Houston, Clerk-Treasurer