

CHAPTER 72: GENERAL TRAFFIC REGULATIONS

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GENERAL PROVISIONS**§ 72.01 GENERAL SPEED REGULATIONS.**

(A) No person shall operate any motor vehicle upon any of the streets of the town at a greater speed than is reasonable and proper, having regard to the width, traffic, and use of the street, or so as to endanger the property or life or limb of any person.

(B) Except as otherwise provided in this title, a rate of speed in excess of 35 mph in the residential portion of the town, and a rate of speed in excess of 20 mph in the business portion of the town, shall be deemed a violation of this title.

(1973 Code, § 7.44) Penalty, see § 70.99

§ 72.02 FOLLOWING FIRE APPARATUS PROHIBITED.

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 the vehicle within the block where a fire apparatus has stopped in answer to a fire alarm.

(1973 Code, § 7.61) Penalty, see § 70.99

§ 72.03 CROSSING FIRE HOSE.

No streetcar or vehicle shall be driven over any unprotected hose of a Fire Department when laid down on any street, private driveway, or streetcar track, to be used at any fire or alarm of fire, without the consent of the Fire Department official in command.

(1973 Code, § 7.62) Penalty, see § 70.99

§ 72.04 DRIVING THROUGH FUNERAL OR OTHER PROCESSION.

(A) No driver of a vehicle or motorperson of a streetcar shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when the vehicles are conspicuously designated as required in this title.

(B) This provision shall not apply at intersections where traffic is controlled by traffic-control signals or police officers.

(1973 Code, § 7.63) Penalty, see § 70.99

§ 72.05 DRIVERS IN A PROCESSION.

Each driver in a funeral or other procession shall drive as near to the right-hand edge of the roadway as practical and shall follow the vehicle ahead as close as is practical and safe.

(1973 Code, § 7.64) Penalty, see § 70.99

§ 72.06 FUNERAL PROCESSIONS TO BE IDENTIFIED.

A funeral composed of a procession of vehicles shall be identified by the display upon the outside of each vehicle of a pennant or other identifying insignia or by any other method as may be determined and designated by the Traffic Division.

(1973 Code, § 7.65) Penalty, see § 70.99

§ 72.07 WHEN PERMITS REQUIRED FOR PARADES AND PROCESSIONS.

No funeral, procession, or parade containing 200 or more persons or 50 or more vehicles, excepting the forces of the United States Army or Navy, the military forces of this state, and forces of the Police and Fire Departments, shall occupy, march, or proceed along any street, except in accordance with a permit issued by the Chief of Police and other regulations as are set forth herein which may apply.

(1973 Code, § 7.66) Penalty, see § 70.99

§ 72.08 VEHICLES SHALL NOT BE DRIVEN ON A SIDEWALK.

The driver of a vehicle shall not drive within any sidewalk area, except at a permanent or temporary driveway.

(1973 Code, § 7.67) Penalty, see § 70.99

§ 72.09 LIMITATIONS ON BACKING.

The driver of a vehicle shall not back the same, unless the movement can be made with reasonable safety and without interfering with other traffic.

(1973 Code, § 7.68) Penalty, see § 70.99

§ 72.10 RIDING ON MOTORCYCLES.

A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and the operator shall not carry any other person nor shall any other person ride on a motorcycle

unless the motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two persons, or upon another seat firmly attached to the rear or side of the operator.

(1973 Code, § 7.69) Penalty, see § 70.99

§ 72.11 CLINGING TO VEHICLES.

No person riding upon any bicycle, coaster, roller skates, sled, or toy vehicle shall attach the same or himself or herself to any streetcar or vehicle upon a roadway.

(1973 Code, § 7.70) Penalty, see § 70.99

§ 72.12 CONTROLLED ACCESS.

No person shall drive a vehicle onto or from any controlled access roadway, except at the entrances and exits as are established by public authority.

(1973 Code, § 7.71) Penalty, see § 70.99

§ 72.13 AUTHORITY TO SIGN ONE-WAY STREETS AND ALLEYS.

Whenever any ordinance designates any one-way street or alley, there shall be signs giving notice thereof, and no regulation shall be effective unless the signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

(1973 Code, § 7.51)

TURNING MOVEMENTS

§ 72.25 REQUIRED POSITION AND METHOD OF TURNING AT INTERSECTIONS.

The driver of a vehicle intending to turn at an intersection shall do so as follows.

(A) *Right turns.* Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

(B) *Left turns on two-way roadways.* At any intersection where traffic is permitted to move in both directions on each roadway entering the intersection, an approach for a left turn shall be made in that portion of the right half of the roadway nearest the center line thereof and by passing to the right of the center line where it enters the intersection, 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. Whenever practicable, the left turn shall be made in that portion of the intersection to the left of the center of the intersection.

(C) *Left turns on other than two-way roadways.* At any intersection where traffic is restricted to one direction on one or more of the roadways, the driver of a vehicle intending to turn left at the intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of the vehicle; and after entering the intersection, the left turn shall be made so as to leave the intersection, as nearly as practicable, in the left-hand lane lawfully available to traffic moving in the direction upon the roadway being entered.

(1973 Code, § 7.46) Penalty, see § 70.99

§ 72.26 TURNING MARKERS.

When authorized markers, buttons, or other indications are placed within an intersection indicating the course to be traveled by vehicles turning thereat, no driver of a vehicle shall disobey the directions of the indications.

(1973 Code, § 7.47) Penalty, see § 70.99

§ 72.27 AUTHORITY TO PLACE RESTRICTED TURN SIGNS.

The Board shall determine those intersections at which drivers of vehicles shall not make a right, left, or U-turn, and shall place proper signs at those intersections. The making of the turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs or they may be removed when the turns are permitted.

(1973 Code, § 7.48)

§ 72.28 OBEDIENCE TO NO-TURN SIGNS.

Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no driver of a vehicle shall disobey the directions of those signs.

(1973 Code, § 7.49) Penalty, see § 70.99

§ 72.29 LIMITATIONS ON TURNING AROUND.

The driver of any vehicle shall not turn the vehicle so as to proceed in the opposite direction upon any street in a business district and shall not upon any other street so turn a vehicle, unless the movement can be made in safety and without interfering with other traffic.

(1973 Code, § 7.50) Penalty, see § 70.99

SPECIAL STOPS REQUIRED**§ 72.40 AUTHORITY TO ERECT STOP SIGNS.**

Whenever any ordinance designates and describes a through street, there shall be a stop sign on each and every street intersecting that through street or intersecting that portion thereof described and designated by any ordinance, unless traffic at the intersection is controlled at all times by traffic-control signals. At the intersection of two through streets or at the intersection of a through street and a heavy traffic street not so designated, stop signs shall be erected at the approaches of either of the streets.

(1973 Code, § 7.54)

§ 72.41 SIGNS TO BEAR THE WORD "STOP."

Every sign erected pursuant to §§ 72.40 *et seq.* and Chapter 76, Schedule I, shall bear the word "Stop" in letters not less than eight inches in height and the sign shall at nighttime be rendered luminous by steady or flashing internal illumination, or by a fixed floodlight projected on the face of the sign, or by efficient reflecting elements on the face of the sign. Every stop sign shall be located as near as practicable at the nearest line of the crosswalk on the near side of the intersection or, if none, at the nearest line of the roadway.

(1973 Code, § 7.56)

§ 72.42 VEHICLES AND STREETCARS TO STOP AT STOP SIGNS.

When stop signs are erected as herein authorized at or near the entrance to any intersection, every driver of a vehicle and every motorperson of a streetcar shall stop before entering the crosswalk on the near side of the intersection or, in the event there is no crosswalk, shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering the intersection, except when directed to proceed by a police officer or traffic-control signal.

(1973 Code, § 7.57) Penalty, see § 70.99

§ 72.43 EMERGING FROM ALLEY, DRIVEWAY, OR BUILDING.

The driver of a vehicle within a business or residence district emerging from an alley, driveway, or building shall stop the vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across any alleyway or driveway, yielding the right-of-way to any pedestrian as may be necessary to avoid collision, and, upon entering the roadway, shall yield the right-of-way to all vehicles approaching on the roadway.

(1973 Code, § 7.58) Penalty, see § 70.99

§ 72.44 STOP WHEN TRAFFIC OBSTRUCTED.

No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle he or she is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic-control signal indication to proceed.

(1973 Code, § 7.59) Penalty, see § 70.99

§ 72.45 OBEDIENCE TO SIGNAL INDICATING APPROACH OF RAILROAD TRAIN.

(A) Whenever any person driving a vehicle approaches a railroad grade crossing under any of the circumstances stated in this section, the driver of the vehicle shall stop within 50 feet but not less than 15 feet from the nearest rail of the railroad, and shall not proceed until he or she can do so safely. The foregoing requirements shall apply when:

(1) A clearly visible electric or mechanical signal device gives warning of the immediate approach of a railroad train;

(2) A crossing gate is lowered or when a human flagger gives or continues to give a signal of the approach or passage of a railroad train;

(3) A railroad train approaching within approximately 1,500 feet of the highway crossing emits a signal audible from the distance, and the railroad train, by reason of its speed or nearness to the crossing, is an immediate hazard; or

(4) An approaching railroad train is plainly visible and is in hazardous proximity to the crossing.

(B) No person shall drive any vehicle through, around, or under any crossing gate or barrier at a railroad grade crossing while the gate or barrier is closed or is being opened or closed.

(1973 Code, § 7.60) Penalty, see § 70.99

**AN ORDINANCE AMENDING THE TOWN OF BAILEY
MUNICIPAL CODE, TITLE VII
"TRAFFIC CODE"**

WHEREAS, the Town of Bailey has an adopted municipal code containing regulations pertaining to traffic control; and

WHEREAS, the North Carolina Legislature has given municipalities the power to enact ordinances to regulate traffic, (N.C.G.S. §160A-300) and streets (N.C.G.S. §160A-296)

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Bailey, that the following section be added to Title VII.

ADD:

§72.46 WEIGHT LIMITATIONS ON CERTAIN STREETS

(a) Trucks having a gross vehicle weight of 26,000 pounds or more are not permitted to park on any street or the side of any street located within the city limits of Bailey, unless loading or unloading contents.

(b) Whenever, pursuant to subsection (b) of this section, the town installs traffic control devices clearly stating or indicating that through trucks are not permitted on a street or any portion of a street, no person may drive any truck having a gross vehicle weight of 26,000 pounds or more on any such street, except for the purpose of immediately delivering items to or receiving items from premises located on the street.

(c) The following streets or portions thereof are hereby designated "no through trucks streets" and appropriate traffic control devices giving notice of such designation shall be installed.

Adopted on this the 18th day of December, 2006.

Robert C. Frazier, Jr.
Mayor

ATTESTED:

Betsy Smith
Town Clerk



CHAPTER 73: GENERAL PARKING REGULATIONS

Section

General Provisions

- 73.01 Standing or parking close to curb
- 73.02 Angle parking; signs or markings
- 73.03 Lights on parked vehicles

Stopping, Standing, or Parking Prohibited in Specified Places

- 73.15 Standing and parking prohibited
- 73.16 Parking not to obstruct traffic
- 73.17 Parking in alleys
- 73.18 Parking for certain purposes prohibited
- 73.19 Parking adjacent to schools
- 73.20 Standing or parking on one-way roadways
- 73.21 No stopping, standing, or parking near hazardous or congested places

Loading or Unloading

- 73.35 Standing in passenger curb loading zone
- 73.36 Standing in freight curb loading zone
- 73.37 Stopping, standing, and parking of busses and taxicabs regulated
- 73.38 Restricted use of bus and taxicab stands

GENERAL PROVISIONS

§ 73.01 STANDING OR PARKING CLOSE TO CURB.

No person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the right-hand wheels of the vehicle within 18 inches of the curb or edge of the roadway, except as otherwise provided in §§ 73.01 *et seq.* (1973 Code, § 7.93) Penalty, see § 70.99

§ 73.02 ANGLE PARKING; SIGNS OR MARKINGS.

(A) *Signs or markings indicating angle parking.* Angle parking shall not be indicated or permitted at any place where passing traffic would thereby be caused or required to drive upon the left side of the street or upon any streetcar tracks.

(1973 Code, § 7.94(b))

(B) *Obedience to angle parking signs or markings.* Upon those streets which have been signed or marked for angle parking, no person shall park or stand a vehicle other than at the angle to the curb or edge of the roadway indicated by the signs or markings.

(1973 Code, § 7.95) Penalty, see § 70.99

§ 73.03 LIGHTS ON PARKED VEHICLES.

(A) Whenever a vehicle is lawfully parked at nighttime upon any street within a business or residence district, no lights need be displayed upon the parked vehicle.

(B) Whenever a vehicle is parked upon a street or highway outside of a business or residence district during the hours between 1/2 hour after sunset and 1/2 hour before sunrise, that vehicle shall be equipped with one or more lamps which shall exhibit a white light on the roadway side visible from a distance of 500 feet to the front of the vehicle and a red light visible from a distance of 500 feet to the rear.

(C) Any lighted headlamps upon a parked vehicle shall be depressed or dimmed.

(1973 Code, § 7.96) Penalty, see § 70.99

STOPPING, STANDING, OR PARKING PROHIBITED IN SPECIFIED PLACES**§ 73.15 STANDING AND PARKING PROHIBITED.**

It shall be unlawful for any person to cause, allow, permit, or suffer any vehicle registered in the name of, or operated by, that person to be parked or left standing in the following manner and/or places within the town limits of Bailey.

(A) At any fire hydrant;

(B) Parking in front of the fire station on Main Street;

(C) In any fire lane;

- (D) On any sidewalk;
 - (E) Blocking any sidewalk;
 - (F) Blocking any driveway;
 - (G) On the wrong side of any street, such as parking an automobile headed in the opposite direction from which traffic generally flows by the parking area;
 - (H) Double parking, such as parking parallel to another car, except in designated parking spaces;
 - (I) At any "No Parking" zone, such as where it is designated "No Parking" by appropriate signs or appropriate markings;
 - (J) In any loading zone designated by appropriate signs or markings on the curb or pavement; and
 - (K) Fifteen feet from the corner of any intersection that is designated as "No Parking" by appropriate signs or markings or the curb or pavement.
- (Ord. passed 10-1-1996) Penalty, see § 70.99

§ 73.16 PARKING NOT TO OBSTRUCT TRAFFIC.

No person shall park any vehicle upon a street, other than an alley, in a manner or under conditions as to leave available less than ten feet of the width of the roadway for free movement of vehicular traffic. (1973 Code, § 7.98) Penalty, see § 70.99

§ 73.17 PARKING IN ALLEYS.

No person shall park a vehicle within an alley in a manner or under conditions as to leave available less than ten feet of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand, or park a vehicle within an alley in a position as to block the driveway entrance to any abutting property. (1973 Code, § 7.99) Penalty, see § 70.99

§ 73.18 PARKING FOR CERTAIN PURPOSES PROHIBITED.

No person shall park a vehicle upon any roadway for the principal purpose of:

- (A) Displaying the vehicle for sale; or

(B) Washing, greasing, or repairing the vehicle, except repairs necessitated by an emergency.
(1973 Code, § 7.101) Penalty, see § 70.99

§ 73.19 PARKING ADJACENT TO SCHOOLS.

When official signs are erected indicating no parking upon either side of a street adjacent to any school property as authorized herein, no person shall park a vehicle in that designated place.
(1973 Code, § 7.102) Penalty, see § 70.99

§ 73.20 STANDING OR PARKING ON ONE-WAY ROADWAYS.

In the event a highway includes two or more separate roadways and traffic is restricted to one direction upon any roadway, no person shall stand or park a vehicle upon the left-hand side of the one-way roadway, unless signs are erected to permit the standing or parking.
(1973 Code, § 7.103) Penalty, see § 70.99

§ 73.21 NO STOPPING, STANDING, OR PARKING NEAR HAZARDOUS OR CONGESTED PLACES.

When official signs are erected at hazardous or congested places, no person shall stop, stand, or park a vehicle in the designated place.
(1973 Code, § 7.104) Penalty, see § 70.99

LOADING OR UNLOADING

§ 73.35 STANDING IN PASSENGER CURB LOADING ZONE.

No person shall stop, stand, or park a vehicle for any purpose or period of time, other than for the expeditious loading or unloading of passengers, in any place marked as a passenger curb loading zone during hours when the regulations applicable to the curb loading zone are effective, and then only for a period not to exceed three minutes.
(1973 Code, § 7.105) Penalty, see § 70.99

§ 73.36 STANDING IN FREIGHT CURB LOADING ZONE.

(A) No person shall stop, stand, or park a vehicle for any purpose or length of time, other than for the expeditious unloading and delivery or pickup and loading of materials, in any place marked as a freight curb loading zone during hours when the provisions applicable to those zones are in effect.

(B) In no case shall the stop for loading and unloading of materials exceed 30 minutes.
(1973 Code, § 7.106) Penalty, see § 70.99

§ 73.37 STOPPING, STANDING, AND PARKING OF BUSES AND TAXICABS REGULATED.

(A) The operator of a bus shall not stand or park the vehicle upon any street at any place other than at a bus stand so designated as provided herein.

(B) The operator of a bus shall not stop the vehicle upon any street at any place for the purpose of loading or unloading passengers or their baggage other than at a bus stop, bus stand, or passenger loading zone so designated as provided herein, except in case of an emergency.

(C) The operator of a bus shall enter a bus stop, bus stand, or passenger loading zone on a public street in a manner so that the bus, when stopped to load or unload passengers or baggage, shall be in a position with the right front wheel of the vehicle not farther than 18 inches from the curb and the bus approximately parallel to the curb, so as not to unduly impede the movement of other vehicular traffic.

(D) The operator of a taxicab shall not stand or park the vehicle upon any street at any place other than in a taxicab stand so designated as provided herein. This provision shall not prevent the operator of a taxicab from temporarily stopping in accordance with other stopping or parking regulations at any place for the purpose of and while actually engaged in the expeditious loading or unloading of passengers.

(1973 Code, § 7.108) Penalty, see § 70.99

§ 73.38 RESTRICTED USE OF BUS AND TAXICAB STANDS.

No person shall stop, stand, or park a vehicle, other than a bus, in a bus stop or, other than a taxicab, in a taxicab stand when the stop has been officially designated and appropriately signed; except that the driver of a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers, when the stopping does not interfere with any bus or taxicab waiting to enter or about to enter the zone.

(1973 Code, § 7.109) Penalty, see § 70.99

