

Enacted March 4, 1965

Municipal Speed Zones

Town of Creswell

Enact 20 mph on the following street:

1. Main Street (SR 1142) from Fourth Street (SR 1155) to a point 120' west of Seventh Street.

Enact 25 mph on the following street:

1. Middle Street from Seventh Street to Sixth Street.

Enact 35 mph on the following streets:

1. Sixth Street (SR 1310) from Main Street (SR 1142) to US 64.
2. Main Street (SR 1142) from a point approximately 625 feet west of Seventh Street to a point approximately 120 feet west of Seventh Street.
3. Main Street (SR 1142) from Fourth Street (SR 1155) to SR 1159.
4. Seventh Street from Middle Street to Main Street (SR 1142).
5. Fourth Street (SR 1155) from Main Street (SR 1142) to the southern corporate limits, approximately 260' south of Middle Street.

Enact 45 mph on the following street:

1. US 64 from SR 1158 to the western corporate limit, approximately 0.34 mile west of Seventh Street.

(z) Traffic. Pedestrians, ridden or herded animals, vehicles, street cars and other conveyances either singly or together while using any street for purposes of travel.

(aa) Vehicle. Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks; provided, that for the purpose of this Ordinance, a bicycle or a ridden animal shall be deemed a vehicle.

ARTICLE II--REQUIRED OBEDIENCE TO TRAFFIC-REGULATIONS AND POLICE OFFICERS

Section 1. Required Obedience to Traffic Ordinance. It is a misdemeanor for any person to do any act forbidden, or fail to perform any act required, in this Chapter.

Section 2. Obedience to Police. No person shall willfully fail, or refuse, to comply with any lawful order, or direction, by a police officer.

Section 3. Authority of Police in Special Cases. In the event of a fire or other emergency, or when necessary to expedite traffic or safeguard pedestrians, police officers may direct traffic as conditions may require, notwithstanding the provisions of this Chapter.

Section 4. Public Employees to Obey Traffic Regulations. The provisions of this ordinance shall apply to the driver of any vehicle owned by, or used in the service of, the United States Government, this State, County or Town and it shall be unlawful for any said driver to violate any of the provisions of this Ordinance, except as otherwise permitted in this Ordinance, or by State Statute.

Section 5. Exemptions to Authorized Emergency Vehicles.

(a) The provisions of this Ordinance regulating the operation parking and standing of vehicles shall apply to authorized emergency vehicles, as defined in this Ordinance, except as follows;

A driver when operating such vehicle in any emergency, except when otherwise directed by a police officer, may-

- (1) Park or stand, notwithstanding the provisions of this Ordinance.
- (2) Proceed past a red or stop signal, or stop sign, but only after slowing down as may be necessary for safe operation.
- (3) Exceed the prima facie speed limits so long as he does not endanger life or property.
- (4) Disregard regulations governing direction of movement, or turning in specified directions so long as he doesn't endanger life or property.

(b) The foregoing exemptions shall not, however, protect the driver of

any such vehicle from the consequences of his reckless disregard of the safety of others.

Section 6. Persons Propelling Push Carts, or Riding Bicycles or Animals, To obey Traffic Regulations. Every person propelling any push cart, or riding a bicycle or an animal, upon a roadway, and every person driving any animal-drawn vehicle, shall be subject to the provisions of this Ordinance applicable to the driver of any vehicle except those provisions of this Chapter which, by their very nature, can have no application.

ARTICLE III--OBEDIENCE TO OFFICIAL TRAFFIC CONTROL DEVICES

Section 1. Obedience to Official Traffic Control Devices.

(a) The driver of any vehicle shall obey the directions of any official traffic control device applicable thereto and placed in accordance with the traffic ordinances of this Town, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle, in Article II, Section 5, of this Chapter.

(b) No provision of this Chapter for which signs are required shall be enforced against an alleged violator if, at the time and place of the alleged violation, an official sign is not in proper position and sufficiently legible to an ordinarily observant person. Whenever a particular section does not state that signs are required, such section shall be effective without signs being placed to give notice thereof.

Section 2. Obedience to No-Turn Signs and Turning Markers. Whenever authorized signs are placed, erected, or installed indicating that no right or left or both turns is permitted, no driver of a vehicle shall disobey the directions of any such sign, and when authorized markers, buttons, or other indications are placed within an intersection indicating the course to be traveled by vehicles traversing, or turning thereat, no driver of a vehicle shall disobey the directions of such indications.

Section 3. Obedience to No-Parking Zone and Safety Zone Markers. Whenever authorized signs or markings are placed, erected or installed indicating no parking zones or safety zones, no driver of a vehicle shall disobey the regulations in connection therewith.

Section 4. Traffic Control Signal Legend. Whenever traffic is controlled by traffic control signals exhibiting the words "Go", "Caution", or stop, or exhibiting differently 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 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 roadway within any marked or unmarked crosswalk.

(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 such signal are hereby advised that there is insufficient time to cross a roadway, and any pedestrian then starting to cross shall yield the right-of-way to all vehicles.

(c) Red alone, or "Stop".

(1) Vehicular traffic 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.

(2) No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

(d) Red with green arrow.

(1) Vehicular traffic facing such signal may cautiously enter the intersection, only to continue the movement in the direction indicated by such arrow, but shall not interfere with other traffic.

(2) No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

Section 5. Flashing Signals. Whenever flashing red or yellow signals are used they shall require obedience by vehicular traffic as follows:

(a) 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.

(b) 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.

ARTICLE IV--STOPPING, STANDING, AND PARKING

Section 1. Vehicles Not to stop in Streets. Exceptions. No vehicle shall stop in any street except for the purpose of parking as prescribed in this Chapter, unless such stop is made necessary by the approach of fire apparatus, by the approach of a funeral or other procession which is given the right-of-way, by the stopping of a public conveyance, by the lowering of railway gates, by the giving of traffic signals, by the passing of some other vehicle or a pedestrian, or by some emergency; and in any case covered by these exceptions said vehicles shall stop so as not to obstruct any footway, pedestrian aisle, safety zone, crossing or street intersection if such can be avoided.

Section 2. Vehicles Not to obstruct passing of Other Vehicles. No vehicle shall so stand on any street as to interrupt, or interfere with, the passage of public conveyances or other vehicles.

Section 3. Parking Prohibited at all times In designated Places. When signs are placed, erected, or installed, giving notice thereof, or the curbing has been painted yellow in lieu of such signs, no person shall park a vehicle at any time upon any of the streets in Schedule I, attached to and made a part of this Article.

Section 4. Parking Prohibited During Certain Hours in Designated Places. When signs are placed, erected, or installed in each block, giving notice thereof no person shall park a vehicle between the hours of 1:00 A.M., and 6:00 A.M. upon any of the streets described in Schedule II attached and made a part of this Article, unless other hours are designated in the said schedule, provided that this section shall not apply to automobiles, or other vehicles, parked on said streets between the hours of 1:00 A.M., and 6:00 A.M., when owners thereof are at work in the building, or on the premises, in front of, or near, which said automobiles, or other vehicles, are parked.

Section 5. Parking Time Limited to Two Hours In Designated Places. When signs are placed erected, or installed in each block giving notice thereof, no person shall park a vehicle for longer than two hours at any time between the hours of 6:00 A.M., and 6:30 P.M., on any day, except Sunday and public holidays, upon any of the streets described in Schedule III, attached to and made a part of this Article, and the changing of the position of a vehicle from one point directly to another point, within the same block, shall be deemed one continuous parking period.

Section 6. Parking Time Limited to One Hour in Designated Places. When signs are placed, erected, or installed in each block giving notice thereof, no person shall park a vehicle for longer than one hour at any time between the hours of 6:00 A.M., and 6:30 P.M., of any day, except Sunday and public holidays, upon any of the streets described in Schedule IV, attached to and made a part of this Article, and the changing of the position of a vehicle from one point directly to another point, within the same block shall be deemed as one continuous parking period.

Section 7. Parking Time limited to 10 minutes in Designated Places. When signs are placed, erected or installed in each block giving notice thereof, no person shall park a vehicle for longer than ten minutes at any time upon any streets described in Schedule V attached hereto and made a part of this Article, and the changing of the position of a vehicle from one point directly to another point within the same block shall be deemed as one continuous parking period.

Section 8. Bus, Taxicab, Automobile or Public Drags for Hire and Law Enforcement Vehicle Stands. Those streets, or parts of streets, described in Schedule VII, attached to and made a part of this Article, shall be reserved as stands for the specific purpose and at the exact location named therein and no automobile or other vehicle shall park therein, except those for which the space or stand has been designated.

Section 9. Parking of Taxicabs Within the Same Block. Not more than two taxicabs owned by the same company, shall be parked in one block at the same time, except such taxicabs as may be parked in established taxi stands as set out in Section 8 of this Article.

Section 10. Parking Parallel to Curb Unless Otherwise Directed by this Chapter, or by Parking Lines. Where not otherwise indicated by this Article, and where the street is not marked to show how vehicles shall park, all vehicles shall park parallel to the curb and not more than twelve inches therefrom.

Section 11. Vehicles Backed Up to Curb. In no case shall a vehicle remain backed up to curb, except when actually loading or unloading. If the vehicle be horse-drawn, the horse, or horses, shall stand parallel to the curb and face the direction of traffic.

Section 12. Left Side to Curb Not Permitted in Business District. No vehicle shall stop with its left side to the curb in the business district, except that on one-way streets vehicles shall stop headed in the direction of traffic.

Section 13. Parking Within Lines Where Provided. On any street which is marked off with lines indicating the parking spaces for cars, the cars shall be parked between said lines.

Section 14. Double Diagonal Parking. Double diagonal parking, at an angle of approximately 45 degrees, shall be allowed in the center of _____ between _____ Street and _____ Street.

Section 15. Parking at 45 Degree Angle. Automobiles and other vehicles shall be parked at an angle of approximately 45 degrees with the curb on those streets, or parts of streets, described in Schedule VI, attached and made a part of this article.

Section 16. Unlawful Parking. No person shall stand, or park a vehicle upon any street for the principal purposes of:

- (a) Displaying it for sale.
- (b) Washing, greasing, or repairing such vehicle, except repairs necessitated by an emergency.
- (c) Storage thereof by garages, dealers or other persons when such storage is not incident to the bona-fide use and operation of such automobile or other vehicles.
- (d) Storage of any detached trailer, or van, when the towing unit has been disconnected, or for the purpose of transferring merchandise, or freight, from one vehicle to another.
- (e) No vehicle be allowed to park upon any street in town for a period exceeding twenty-four hours at any one designated spot.

Section 17. Standing or Parking Vehicles for Primary Purpose of Advertising Prohibited. No person shall stand, or park, on any street any vehicle for the primary purpose of advertising.

Section 18. Stopping, Standing, or Parking Prohibited in Specified Places. 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:

- (a) On the sidewalk.
- (b) On a crosswalk.
- (c) Within thirty feet of any flashing beacon, stop sign, or traffic control signal located at the side of a street or roadway.
- (d) Along side or opposite any street excavation or obstruction, when

uch stopping, or standing, or parking would obstruct traffic.

(e) Upon any bridge or other elevated structure or within any underpass structure.

(f) Within fifteen feet in either direction of the entrance to a hotel, theatre, hospital, sanatorium, or any public building.

(g) On the roadway side of any vehicle stopped, standing, or parked at the edge or curb of a street.

Section 19. Moving of Vehicles of Other Operators into Restricted Areas Prohibited. No person shall move a vehicle not owned by such person, into any prohibited area, or sufficiently away from curb to make such distance unlawful.

ARTICLE V--OPERATION OF VEHICLES

Section 1. Stop Before Entering a Through Street.

(a) Those streets and parts of streets, described in Schedule IX, attached hereto and made a part hereof, are hereby declared to be through streets for the purpose of this Section.

(b) When stop signs are placed, erected, or installed upon highways intersecting a through street at the entrance thereto, or at the entrance to any intersection, every driver of a vehicle, or street car, shall stop in obedience to such signs before entering the intersection and shall not proceed into, or across, the through street until he has first determined that no conflict with traffic will be involved.

Section 2. Stop Before Entering Certain Street Intersections. Those intersections described in Schedule X, attached hereto and made a part thereof, are hereby declared to be stop intersections when entered from the streets first named, and when stop signs are placed, erected, or installed at such intersections every driver of a vehicle, or street car, shall stop in obedience to such signs before entering the intersection, and shall not proceed into, or across, the through street until he has first determined that no conflict will be involved.

Section 3. Stop When Traffic Obstructed. No driver shall enter an intersection, or marked crosswalk, unless there is sufficient space on the other side of the intersection or crosswalk, to accommodate the vehicle he is operating without obstructing the passage of other vehicles, or pedestrians notwithstanding any traffic control signal indication to proceed.

Section 4. One-Way Streets. Upon those streets, and parts of streets, described in Schedule VIII, attached hereto and made a part hereof, vehicular traffic shall move only in the indicated direction, when signs indicating the direction of traffic are erected, and maintained, at every intersection where move out in the opposite direction is prohibited.

Section 5. Driving Through Funeral Processions. No vehicle shall be driven through a funeral procession, except fire department vehicles, police patrols and ambulances, when the same are responding to calls.

Section 6. Left Turns at Certain Intersections as Indicated. In making left turns at the street intersections described in Schedule XI, attached hereto and made a part hereof, all traffic shall travel to the left of the center of said intersections as may be indicated by buttons, markers, or other directing signs.

Section 7. No Right or Left Turns to be Made.

(a) No vehicle shall make a left turn at any street intersection described in Schedule XII, attached hereto and made a part hereof.

(b) No vehicle shall make a right turn at any intersection described in Schedule XIII, attached hereto and made a part hereof.

Section 8. Limitations on Turning Around. No driver shall turn any vehicle so as to proceed in the opposite direction in the business district, except at street intersections, in the streets, or portions of streets, described in Schedule XIV attached hereto and made a part hereof.

Section 9. Limitations on Backing. The driver of a vehicle shall not back the same into any intersection, or over a crosswalk, and shall not in any event, or at any place, back a vehicle unless such movement can be made in safety, and he shall have given ample warning to those who may be behind, by hand and horn or other signal.

Section 10. Emerging from Alley or Private Driveway. The driver of a vehicle emerging from an alley, driveway, or building shall stop such vehicle immediately prior to driving onto a sidewalk, or into the sidewalk areas extending across any alleyway, and upon entering the roadway he shall yield the right-of-way to all vehicles approaching on said roadway.

Section 11. Vehicles Shall Not be Driven on the Sidewalk. The driver of a vehicle shall not drive within any sidewalk area.

Section 12. Clinging to Moving Vehicles. Any person riding upon any bicycle, motorcycle, coaster, sled, roller-skates, or any toy vehicle, shall not attach the same, or himself, to any public conveyance, or moving vehicle upon any roadway.

W. L. DAVENPORT
W. L. DAVENPORT
ALEXANDER
BARNES
D. PHELPS

C. N. DAVENPORT
Mayor

DORIS OLIVER
Clerk &
Tax Collector

TOWN OF CRESWELL

Member N. C. League of Municipalities

CRESWELL, N. C., 27928

ORDINANCE

BE IT THEREFORE ORDAINED, that it shall be unlawful for any driver, or operator of any motor vehicle to intentionally and without cause drive or in any other manner operate any motor vehicle within the Municipal limits of the Town of Creswell, in such a manner as to cause the vehicle to spin and rotate rapidly creating loud or excessive squealing or screeching of the powered driven tires. A term commonly known as 'scratching off'.

A violation of this Ordinance shall be a misdemeanor and this Ordinance shall be effective from and after date of its adoption.

Walter Phelps, Councilman, moved the adoption of the foregoing Ordinance, W. L. Davenport, Councilman, seconded same; and all members of the Town Council voted thereof.

This 2nd. day of November, 1970.

C. N. Davenport
Mayor

Doris Oliver
Clerk

Article V
Section 21

Section 13. Riding on Handle-Bars Prohibited. The operator of motorcycle, or bicycle, when upon a street, shall not carry any person upon the handle-bar, frame, or tank of any such vehicle, nor shall any person so ride upon any such vehicle.

Section 14. Riding on Sidewalks, or Without Hands on Handlebars, Prohibited. No person shall ride a bicycle or motorcycle on any street without having his hands upon the handlebars, nor shall any person ride a bicycle upon any sidewalk or walkway within the Town.

Section 15. Use of Coaster, Roller-Skates, and Similar Devices Restricted. No person upon roller-skater, or riding in, or by means of, any coaster, toy-vehicle, or similar device, shall go upon any roadway, unless it be while crossing a street at a crosswalk or intersection; except upon streets set aside as play streets.

Section 16. Lights on Parked Vehicles. The displaying of lights upon a vehicle, when lawfully parked at night upon a street of the Town in accordance with this Article, shall not be required when there is sufficient light to reveal any person with a distance of 200 feet upon such street.

Section 17. Moving Cars from Parked Positions. Cars parked shall move out in the direction headed, or if they are parked at an angle with the curb they shall back out on that angle until they have cleared the other cars and shall then proceed in the direction they are most nearly headed in.

Section 18. Speed-Limit. A vehicle may be operated on any street of the Town, designated elsewhere in this Article as a business section, at a rate of speed not exceeding twenty miles per hour, provided, however, that at no time shall the speed be greater than is reasonable and prudent under the conditions then existing. The speed limit on state highways in residential sections shall be 35 miles per hour and 25 miles per hour on all other streets.

Section 19. Driving on Roadways Laned for Traffic. All vehicles operated on any roadway which has been clearly marked with lanes for traffic, shall be driven as nearly as practical entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

Section 20. Driving over Fire-Hose. No vehicle shall be driven over any hose of the fire department when laid down on any street, or driveway, to be used at any fire, without the consent of the fire department official in command.

ARTICLE VI-- MISCELLANEOUS REGULATIONS

Section 1. Boarding, or Alighting From, Public Conveyances or Other Vehicles. No person shall board, or alight from, any public conveyance, or

other vehicle, while such conveyance, or vehicle, is in motion.

Section 2. Unlawful Riding. No person shall ride on any public conveyance, or vehicle, or any portion thereof, not designed, or intended, for the use of passengers. This provision shall not apply to an employee engaged in the necessary discharge of a duty, or to persons riding within truck bodies in spaces intended for merchandise.

Section 3. Entering, Jumping On, or Riding Vehicles Without Permission. No person shall enter, jump on, or ride any automobile, or other vehicle, without the consent of the owner or driver.

Section 4. Persons Riding Must Stay Inside. No person when riding shall allow any part of his body to protrude beyond the limits of the vehicle in which he is riding, except to give such signals as are by law required, and no person shall hang on to any vehicle what soever.

Section 5. Not More than Three Persons Permitted in Front Seat. It shall be unlawful for the driver, or the person in charge, of any motor vehicle to permit more than three persons (including driver) to ride in the front, or driver's seat of a motor vehicle.

CHAPTER K--PENALTIES

Section 1. Any person, firm, or corporation violating any of the provisions of any section or subsection of this Ordinance, or failing or neglecting or refusing to comply with same, shall, upon conviction, be guilty of a misdemeanor and subject to a fine not to exceed fifty dollars (\$50.00) or imprisonment not to exceed thirty (30) days, and each day that any of the provisions of this Ordinance are violated shall constitute a separate offense.

That all of the foregoing chapters, sub-chapters, articles, sections, sub-sections, sub-divisions and paragraphs, shall be and are hereby duly made, ratified, and adopted as the "Code of Ordinances of the Town of Creswell, North Carolina." And all ordinances, other than franchises, specific contracts or ordinances issuing, approving, or ratifying or concerning the floating, issuing or sale of bonds for various municipal purposes, ordinances relating to the extension of corporate limits, revenue ordinances or ordinances establishing permanent street improvement districts, or concerning the extension, grade, widening, laying out, naming and/or establishing of new streets or ordinances concerning bridges, subways and under-passes, or condemnation proceedings, that are in conflict or not in conformity herewith, are amended so as to conform thereto; what is known as the Annual Revenue Ordinances is not included in this Code and no part of said Revenue Ordinance is repealed by anything contained in this Code; ordinances of a constructual nature now in effect unless in conflict with, or contrary to, provisions of this Code are not hereby repealed or altered; and ordinances allowing, permitting, approving or confirming sales of lands or the conveyance of land by or to the Town are not hereby altered, amended, or repealed; nor shall any contract with the Government of the United States or any agencies thereto be construed to be altered, amended, or repealed; nor shall any contract or agreement with the Health Department of the County of Washington, or any of the various departments thereof, including agreements as to use of tax assessment books, or the levying, or assessing of said tax be construed to be altered, amended or repealed; but all other ordinances of a penal nature if not included in said Code are hereby repealed.

Provided, however, that nothing herein contained shall be construed to extend the time in or for which any franchises, contracts, or privilege was granted by the Town, nor to enlarge any right or rights given or granted in any franchises, contracts or privileges granted, or made by the Town nor to annul or abridge any right of privilege heretofore given, or granted to the Town

And it is also ordained that this Code may be referred to as the "Code of the Town of Creswell, North Carolina, 1967". And in all judicial proceedings it shall be sufficient to plead any ordinance or section of said Code by the caption or by the number of the section thereof; and it shall not be necessary to plead the entire ordinance or section, and a copy of said Code, when introduced in any of the courts of the State, shall be taken as prima facie evidence of the existence of any ordinance contained therein.

Ratified, approved, duly passed and adopted in regular meeting, duly assembled, and in full force and effect this, the 7 day of Aug, 1967.

Jean S. Craddock

TOWN CLERK

E. N. Darrington

MAYOR

NOTICE

Notice is hereby given that the Board of Commissioners of the Town of Creswell has this day, adopted an ordinance entitled "Code of the Town of Creswell, North Carolina, 1967", which said ordinance comprises the codification of, addition to, and repeal of the existing Ordinances of the Town of Creswell, which said Ordinance is filed in the office of the Town Clerk and open for the inspection of the public, this the 7 day of Aug, 1967.

Jean S. Craddock

TOWN CLERK