

TOWN OF MILLS
ORDINANCE No. 696

AN ORDINANCE AMENDING TITLE 10 VEHICLES AND
TRAFFIC OF THE TOWN CODE

AN ORDINANCE TO REPEAL ORDINANCE 677 AND REINSTATE TITLE 10
VEHICLES AND TRAFFIC OF THE MILLS MUNICIPAL CODE AND
DECLARING AN EMERGENCY

WHEREAS the Town Council of the Town of Mills, Wyoming has previously read (by title only) at its public meetings Ordinance Number 677 on three different days with at least ten days having elapsed between readings as required by W.S. §15-1-114, and

WHEREAS Ordinance 677 inadvertently omitted several important provisions within the previously adopted Title 10 of the Mills Municipal Code necessary to protect the public peace, health, safety and welfare, and

WHEREAS the Town Council desires to repeal Ordinance 677 and reinstate Title 10 of the Mills Municipal Code, and

WHEREAS passage of this emergency Ordinance is necessary to eliminate potential ambiguities and for the immediate protection of the public peace, health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MILLS, WYOMING:

SECTION 1:

Ordinance Number 678 is hereby repealed and replaced with Title 10 General Offenses of the Mills Municipal Code as was in effect as amended as of July 27, 2016.

SECTION 2:

Title 10
GENERAL OFFENSES

10.04 Uniform Act Regulating Traffic on Highways



12/22/2016 10:53:45 AM NATRONA COUNTY CLERK

Pages: 7

1024036

Renea Vitto
Recorded: SA
Fee: \$30.00
TOWN OF MILLS

10.05 Other Laws Concerning Vehicles and Traffic Not Within the Uniform Act Regulating Traffic on Highways

CHAPTER 10.04
UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS

10.04.010 — Uniform Act adopted.

The Uniform Act Regulating Traffic on Highways, Wyoming Statutes, as amended from time to time, §31-5-101 to §31-5-1701 et seq. and all parts of those articles is adopted by the Town of Mills. These State laws are adopted by reference and incorporated in this section as if set out in full. Amendments and additions passed by the State of Wyoming shall automatically be adopted into this section where applicable. (Ord. No. 677; 7-27-2016)

10.04.020 — Uniform Act — Sections not adopted.

It is recognized certain sections of the Uniform Act would not be applicable to the Town of Mills. Sections which are not applicable and are inconsistent or out of character with the Town of Mills are not adopted.

Article 3 — Speed Regulations — The Uniform Act is modified where the Town of Mills has posted speed regulations inconsistent with Article 3.

Article 6 — Pedestrians Rights and Duties is adopted as applicable to the Town of Mills.

Article 10 — Size and Weight Limits is adopted where applicable to the Town of Mills. It is recognized State highways intersect the Town of Mills and the Town of Mills has been given the authority to enforce laws upon those roadways.

Article 15 — Motorcycle Safety Education Program — is not adopted. (Ord. No. 677; 7-27-2016)

10.04.030 — Catch all exclusion.

The adoption of the Uniform Act regulating Traffic on highways by the Town of Mills is adopted with the knowledge the Wyoming State Uniform Act is written with the primary purpose of regulating traffic on State roadways. Where the laws within §31-5-101 to §31-5-1701 et seq. are inconsistent with the nature, character, and attributes of the Town of Mills, or where a law is without applicability to the Town of Mills, are not adopted by this act. (Ord. No. 677; 7-27-2016)

10.04.040 — Adoption of Wyoming State Statutes Chapter 31 Article 7.

The following sections of the Wyoming State Statutes of Chapter 31, Article 7 are adopted by reference as if set out in full: §§ 106, 107, 110, 116, 117, 133, 134, 135 and Ignition Interlock Licenses §§31-7-401 through 405 including amendments or additions. (Ord. No. 677; 7-27-2016)

10.04.050 — How Violations Cited.

Violations under the Uniform Act shall be cited as the Wyoming Statute as adopted by Title 10 of Mills. As an example, "31-5-301 exceeding speed limit 46 in a 30 as adopted by Title 10". (Ord. No. 677; 7-27-2016)

CHAPTER 10.05

OTHER LAWS CONCERNING VEHICLES AND TRAFFIC NOT WITHIN THE UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS

10.05.010 — Vehicle license required.

Every vehicle, at all times while being driven, stopped or parked upon the streets and highways of this Town, shall be currently licensed, with the license displayed, in the name of the owner in accordance with the laws of the State of Wyoming. (Ord. No. 677; 7-27-2016)

10.05.020 — Play Streets, etc; Designation.

The Chief of Police shall have authority to declare any street or part of the street a play, block party, or neighborhood gathering street and to place appropriate signs or devices in the roadway indicating and helping to protect the public. (Ord. No. 677; 7-27-2016)

10.05.030 — Same: Driving.

Whenever authorized signs are erected indicating any street or part is a play, block party, or neighborhood gathering street, no person shall drive a vehicle upon any such street or portion of the street except drivers of vehicles having business or whose residences are within such closed areas and then any driver shall exercise the greatest care in driving upon the street. (Ord. No. 677; 7-27-2016)

10.05.040 — Railway Cars Blocking Street: Etc.

It shall be unlawful for any engineer, fireman, conductor or other person in the employ of any railway company to permit any locomotive, tender, passenger, baggage, or freight car to stand or be upon any crossing for a longer period than fifteen minutes at any one time. (Ord. No. 677; 7-27-2016)

10.05.050 — School Zones: Designation.

During the hours from 8:00 AM to 5:00 PM on the days while schools are in session, all alleys, streets and intersections adjacent to the public schools in the Town and adjacent to all property used for school and school play purposes are designated as school zones together with all other alleys, streets and intersections in the Town designated by the Chief of Police and marked as such. (Ord. No. 677; 7-27-2016)

10.5.060 Failure To Maintain Liability Coverage: Penalties: Exceptions.

~~(1) No owner of a motor vehicle required to be registered shall operate or permit the operation of his motor vehicle without having in full force and effect a motor vehicle liability policy in amounts provided by Wyoming Statutes, or a bond in amounts provided by Wyoming Statutes, as may be amended. This subsection does not apply to a vehicle owned by a nonresident and registered in a state requiring insurance if a vehicle insurance policy meeting requirements of the laws and regulations of that state is in effect or unless it otherwise complies with the laws of that state concerning the compulsory financial responsibility.~~

~~(2) Any police officer issuing a citation for a moving violation under W.S. 31-5-101 et. seq. or inspecting a vehicle, shall require the operator of any motor vehicle required to be registered to produce evidence of whether the operator or owner of the motor vehicle has in full force and effect a motor vehicle liability policy in amounts provided by W.S. 31-9-405, or as amended, or a bond in amounts provided by W.S. 31-9-102(a) (xi), or as amended. If the operator cannot show written proof of financial responsibility the officer shall cite the driver. The driver shall have seven (7) days to produce such proof to the Court. Any operator or owner of a motor vehicle required to be registered who is not able to demonstrate evidence of compliance with subsection (a) of this section may be charged with violating that subsection. No operator or owner of a motor vehicle charged with violating this section shall be convicted if he produces in court one of the following which was valid at the time of the arrest or at the time the citation was issued:~~

- ~~(A) A liability insurance policy previously issued to him or associated with the vehicle being driven;~~
- ~~(B) Evidence of a bond on file with the Department of Revenue and Taxation in amounts provided by W.S. 31-9-1-2(a) (xi), or as may be amended.~~

~~(3) This section does not apply to:~~

- ~~(A) Self-insurers pursuant to W.S. 31-9-414, or as amended;~~
- ~~(B) A vehicle owned by the United States government, any state or political subdivision thereof which is self insured;~~
- ~~(C) A vehicle meeting the requirements of W.S. 31-9-408 and 31-9-409, or as may be amended;~~
- ~~(D) A commercial vehicle registered or proportionally registered in this and any other jurisdiction provided the vehicle is covered by a vehicle insurance policy complying with the laws of any other jurisdiction in which it is registered. (Ord. No. 677; 7-27-2016)~~

~~10.05.070 — Parking of Travel Trailers and Motorized Homes, Boats, Trailers, and Dismounted Truck Campers Prohibited on Streets, Alleys or Roadways.~~

~~No person shall park or permit to remain on any street, alley or roadway within the Town of Mills, except for a short duration, not to exceed five (5) days, in any consecutive thirty (30) day period travel trailers, motorized homes, boat trailers or dismounted truck camper. During this time period the person may apply for a five month street or road storage permit from Mills. The person shall make application through the Town Clerk's office. The Town Clerk in conjunction with the Chief of Police and the Code Enforcement Officer shall promulgate rules and regulations, which shall be approved by the Governing Body, concerning the granting of the permit. The owner or occupant of a lot may park or store up to three personally owned units on his lot. The foregoing shall not apply to storage in authorized trailer sales, service facilities, storage garages and mobile home parks. (Ord. No. 677; 7-27-2016)~~

10.05.080 Closing or Restricting Use of Streets: Public Notice: Failure to observe Public Notice.

(1) A police officer of the Town of Mills may restrict the use of, or close, any street, alley, or roadway within the Town of Mills whenever he considers such closing or restricting of use necessary:

- (A) For the protection of the public.
- (B) For the protection of such street, alley or roadway from damage during storms or during construction, improvement, or maintenance operation thereon.

(2) Notification to the public a street, alley or roadway is closed or its use restricted pursuant to this Section shall be in one or more of the following forms:

- (A) Erect suitable barriers or obstructions on such street, alley or roadway.
- (B) Post warning signs and notices of the condition of any such street alley or roadway.
- (C) Post sign of the direction of traffic upon it, or to or upon any street, alley, or roadway or detour open to public travel.
- (D) Place warning devices on such street, alley, or roadway.
- (E) Assign a flagman to warn, detour, or direct traffic on such street, alley or roadway.

(3) It shall be unlawful for any person to willfully fail to obey any sign, mark or warning notice, or direction placed or given in this section. (Ord. No. 677; 7-27-2016)

SECTION 3:


Pursuant to W.S. §15-1-115, for an emergency Ordinance, the requirements relating to public readings and the ten (10) day elapse between introduction and passage may be suspended by the affirmative vote of three-fourths of the qualified members of the governing body; and, pursuant to W.S. §15-1-115(d), the passage of an emergency Ordinance requires the affirmative vote of three-fourths of the qualified members of the governing body.

SECTION 4:

For the reasons set forth in the preamble of this Ordinance, the Council finds and declares that an emergency exists; that this Ordinance is for the immediate preservation of the public peace, health, safety and welfare, and that it shall be in full force and effect immediately upon its approval.

PASSED, APPROVED, AND ADOPTED this 21st day of December
2016.

TOWN OF MILLS, WYOMING

By: 
Seth Coleman, Interim Mayor


Darla Ives, Council


Sara McCarthy, Council

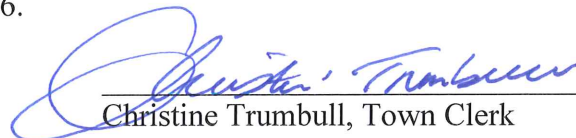

Ruth Pitts, Council


Mike Pyatt, Council

ATTEST:

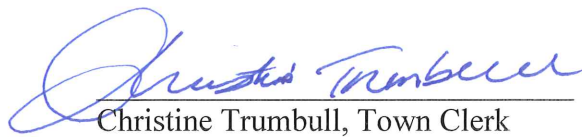
Christine Trumbull
Town Clerk

I, Christine Trumbull Town Clerk of the Town of Mills, Wyoming, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 696, entitled "AN ORDINANCE TO REPEAL ORDINANCE 678 AND REINSTATE TITLE 9 GENERAL OFFENSES OF THE MILLS MUNICIPAL CODE AND DECLARING AN EMERGENCY " passed by affirmative vote of three-fourths of the qualified members of the Town Council of the Town of Mills, Wyoming, at a regular meeting held by the Council Members on the 21st day of December, 2016.


Christine Trumbull, Town Clerk

I, Christine Trumbull, the regularly appointed, duly qualified Town Clerk of the Town of Mills, Wyoming do hereby certify that signed, attested, sealed, and certified copies of this Ordinance No. 696 approved and passed as certified above, and following its passage by the Town Council, was posted in the Town Clerk's Office and at

the Mills Post Office for a period of ten (10) days as required by law; that it took effect and became in force as a legal ordinance of the Town of Mills.


Christine Trumbull, Town Clerk

