

ORDINANCE NO. 827

**AN ORDINANCE MODIFYING THE SCAPPOOSE CITY COUNCIL AND CITY MANAGER'S POWERS UNDER SCAPPOOSE MUNICIPAL CODE CHAPTER 11.04 TRAFFIC CODE**

THE CITY OF SCAPPOOSE ORDAINS AS FOLLOWS:

Sections 11.04.040, Section 11.04.050, and Section 11.04.060 of the Scappoose Municipal Code is hereby amended to read as follows: (added text is in **bold and underlined**. Deleted text is in Italics and in parenthesis.)

11.04.040 Powers of the council. A. The city council shall be the road authority as defined in ORS 810.010 for all highways, roads, streets and alleys, other than state highways, within the corporate limits of the city.

B. The powers of the council shall include those granted by ORS 810.010 to 810.250.

C. If the council determines that certain sizes or configurations of motor vehicles jeopardize the public's safety when those vehicles travel on a particular street, road or intersection, the council may restrict that street and prohibit such vehicles on said street or road. Council may base its findings on evidence including but not limited to:

1. The turning radius and other geometrics of an intersection;
2. The width of the street or roadway;
3. The maximum length and/or width of vehicle that can safely maneuver the intersection or area of right-of-way without leaving the paved driving area and lane of travel;
4. The speed limit in the area;
5. The character of the location of the roadway; or
6. Any other condition or situation that tends to cause the public safety to be jeopardized.

**D. The Council may establish, remove or alter the following classes of traffic controls on city streets:**

- 1. Crosswalks, safety zones and traffic lanes;**
- 2. Intersection channelization and areas where drivers of vehicles shall not make right, left, or u-turns, and the time when the prohibition applies; and**
- 3. Parking areas and time limitations, including the form of permissible parking (e.g., parallel or diagonal)**

E. (D.) All actions involving the implementation of the foregoing powers of the council may be by resolution or ordinance, and shall upon passage, become part of this chapter.

F. (E.) All prior actions of the council in the exercise of its jurisdiction and power as road authority are hereby ratified and retained. (Ord. 819 §1, 2012; Ord. 516 §4, 1986)

11.04.050 Duties of the City Manager (*director of the public works*). The **City Manager** (*director of the public works department*) or designee shall exercise the following duties:

A. Implement the ordinances, resolutions and motions of the council and the **manager's** (*director's*) own orders by installing traffic-control devices. Such installations shall be based on the standards contained in the Oregon Manual on Uniform Traffic Control Devices for Streets and Highways;

(B. *Establish, maintain, remove or alter the following classes of traffic controls on city streets:*)

(1. *Crosswalks, safety zones and traffic lanes,*)

(2. *Intersection channelization and areas where drivers of vehicles shall not make right, left, or u-turns, and the time when the prohibition applies,*)

(3. *Parking areas and time limitations, including the form of permissible parking (e.g., parallel or diagonal);*)

**B.** (C.) Issue oversize or overweight vehicle permits. (Ord. 660 §3, 1998; Ord. 516 §5, 1986)

**11.04.060 Public Danger.** Under conditions constituting a danger to the public, the **City Manager** (*director of the public works department*) or designee may install temporary traffic control devices deemed by the **City Manager** (*director*) to be necessary. (Ord. 660 §4, 1998; Ord. 516 §6, 1986)


Passed and adopted by the City Council this 3<sup>rd</sup> day of June, 2013 and signed by the Mayor and City Recorder in authentication of its passage.

**CITY OF SCAPPOOSE, OREGON**

  
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Scott Burge, Mayor

First Reading: May 20, 2013  
Seconde Reading: June 3, 2013

Attest:

  
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Susan M. Reeves, MMC  
City Recorder