

ORDINANCE NO. 848

**AN ORDINANCE OF THE CITY OF SCAPPOOSE DELEGATING CERTAIN ROAD
AUTHORITY POWERS TO TRANSPORTATION SAFETY COMMITTEE**

WHEREAS, ORS 810.010 identifies the governing body of an incorporated city as the road authority for all highways, roads, streets, and alleys, other than state highways, within the boundaries of the incorporated city; and

WHEREAS, the Scappoose City Council wishes to delegate certain road authority powers to the Scappoose Transportation Safety Committee.

NOW, THEREFORE, THE CITY OF SCAPPOOSE ORDAINS AS FOLLOWS:

Section 1. Chapter 11.04.040 of the Scappoose Municipal Code shall be amended to read as shown on the attached Exhibit A (additional language underlined and deleted language ~~stricken~~).

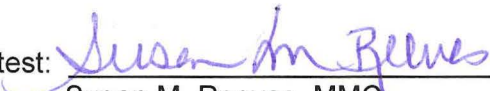
Section 2. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

CITY OF SCAPPOOSE, OREGON



Scott Burge, Mayor

First reading: December 7, 2015
Second reading: January 4, 2016

Attest: 

Susan M. Reeves, MMC
City Recorder

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. City Council hereby delegates, to the Transportation Safety Committee, Council's authority to ~~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. ~~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. Membership on the Transportation Safety Committee shall be composed of:~~

1. The City Manager;
2. The Chief of Police;
3. The City Engineer; and
4. Two members of City Council.

F. The Transportation Safety Committee shall adopt rules regarding the Committee's decision-making procedures.

G. All prior actions of the council in the exercise of its jurisdiction and power as road authority are hereby ratified and retained. (Ord. 827, 2013; Ord. 819 §1, 2012; Ord. 516 §4, 1986)