

TITLE 15

MOTOR VEHICLES, TRAFFIC AND PARKING¹

CHAPTER

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CHAPTER 1

MISCELLANEOUS²

SECTION

- 15-101. Motor vehicle requirements.
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¹Municipal code reference

Excavations and obstructions in streets, etc.: title 16.

²State law references

Under Tennessee Code Annotated, § 55-10-307, the following offenses are exclusively state offenses and must be tried in a state court or a court having state jurisdiction: driving while intoxicated or drugged, as prohibited by Tennessee Code Annotated, § 55-10-401; failing to stop after a traffic accident, as prohibited by Tennessee Code Annotated, § 55-10-101, et seq.; driving while license is suspended or revoked, as prohibited by Tennessee Code Annotated, § 55-7-116; and drag racing, as prohibited by Tennessee Code Annotated, § 55-10-501.

15-112. Regulations for automotive repair, paint and body shops within the city limits.

15-113. No parking on West Taylor Street.

15-101. Motor vehicle requirements. It shall be unlawful for any person to operate any motor vehicle within the corporate limits unless such vehicle is equipped with properly operating muffler, lights, brakes, horn, and such other equipment as is prescribed and required by Tennessee Code Annotated, title 55, chapter 9. (1999 Code, § 15-101)

15-102. Reckless driving. Irrespective of the posted speed limit, no person, including operators of emergency vehicles, shall drive any vehicle in willful or wanton disregard for the safety of persons or property. (1999 Code, § 15-102)

15-103. Persons entering automobiles, etc., prohibited. It shall be unlawful for any person to enter any car, automobile, motor truck, motor bus or any other vehicle, while parked within the corporate limits of the City of Lawrenceburg, Tennessee, or to sit on or stand on such car, motor truck, motor bus, automobile or other vehicle, or on any part of same, while it is so parked, without first having obtained permission from the owner thereof, or from one lawfully in charge and control of same. (1999 Code, § 15-103)

15-104. Driving through funerals or other processions. Funeral processions may move in a continuous procession through the streets and public square without the inconvenience of stopping at any stopping place or signal, by first notifying the chief of police of the time of such funeral procession and by placing a watcher who shall first be approved by the chief of police, at such street intersections or points where stops would otherwise be necessary, whose duty it shall be to fail to stop and give way for the passage of any such funeral procession, and it shall also be unlawful and a misdemeanor for any person or persons to drive or cause to be driven any vehicle of whatsoever nature, across or through any such funeral procession. (1999 Code, § 15-104, modified)

15-105. Coasting on streets prohibited. It shall be unlawful for any person to operate a motor vehicle with the gears in neutral. (1999 Code, § 15-105)

15-106. Vehicles and operators to be licensed. It shall be unlawful for any person to operate a motor vehicle in violation of the "Tennessee Motor Vehicle Title and Registration Law" or the "Uniform Motor Vehicle Operators' and Chauffeurs' License Law." (1999 Code, § 15-106)

15-107. Passing school bus, etc. (1) Any driver of a motor vehicle, automobile, motor truck, motorcycle or any vehicle powered by a petroleum derivative, in the vicinity of any public or private school in the City of Lawrenceburg, Tennessee, shall, and is hereby required to stop such vehicle not less than fifty feet (50') from any school bus parked in the vicinity of such school on a public street or thoroughfare, and is prohibited from passing any school bus so parked, whether such bus is loading or unloading pupils, or waiting for the school to be dismissed. The driver of such motor vehicle or other vehicle shall remain stopped until any and all such school buses have been driven away from the vicinity of such schools.

(2) Any driver of such motor vehicle or other vehicle mentioned in subsection (1) above, is prohibited from driving such vehicle over any curbing or sidewalk along and in the same block of the public street in which such school bus is parked, or across any privately owned property in the vicinity of such school, any such acts upon the part of such driver being hereby declared to be to avoid stopping such vehicle not less than fifty feet (50') from such parked school bus, and also with the intention of passing such parked school bus.

(3) Any driver of such motor vehicle and other vehicle on any public street in the vicinity of any public or private school in the City of Lawrenceburg where a member of the school patrol, or any policeman, of the police department of the City of Lawrenceburg is on duty, is required to comply with the orders and directions of any such members of said patrol or policeman relating to traffic in the vicinity of such school.

(4) Any driver of a motor vehicle, automobile, motor truck, motorcycle or any vehicle powered by a petroleum derivative, on any public street or thoroughfare within the City of Lawrenceburg upon approaching any street intersection where there is a traffic light regulating vehicular traffic, or where there is a stop sign for stopping on the street being travelled at a street intersection, is prohibited from leaving the street being travelled, and cutting across the grounds or yards of any gasoline or filling station abutting such streets, or any other privately owned property in the vicinity of such street intersection, any such acts upon the part of any such driver being hereby declared to be to avoid stopping at such traffic light or stop sign, when such light or signs indicate the driver shall stop on approaching the intersection. (1999 Code, § 15-107)

15-108. Passing. (1) The driver of a vehicle shall not drive to the left side of the center of a street or boulevard in overtaking and passing another vehicle proceeding in the same direction unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be made in safety.

(2) The driver of a vehicle shall not overtake and pass another vehicle proceeding in the same direction upon the crest of a grade or upon a curve in any

street or boulevard where the driver's view along the street or boulevard is obstructed within a distance of three hundred feet (300').

(3) The driver of a vehicle shall not overtake and pass any other vehicle proceeding in the same direction at any railway grade crossing nor at any intersection of streets, boulevards or alleys. (1999 Code, § 15-108)

15-109. Vehicles with trailers operated on streets. No motor vehicle or trailer whose width, including any part of the load, exceeds eight feet (that is, four feet on each side of the center line of the vehicle) shall be operated upon the streets boulevards, alleys or the public square of the City of Lawrenceburg, Tennessee, without an appropriate permit. (1999 Code, § 15-109, modified)

15-110. Trucks operated on streets; regulations. (1) It shall be unlawful for any motor vehicle, whether a single self-contained, self-propelled unit, or a truck, tractor and trailer, or truck which has a rated capacity of one ton or more to travel upon any streets or alleyways within the corporate limits of the City of Lawrenceburg, Tennessee, except as provided herein.

(2) The motor vehicles as are defined in subsection (1) herein are allowed to travel upon all federal and state designated highways within the corporate limits of the City of Lawrenceburg, Tennessee as follows:

U. S. Highway 43 (Locust Avenue)

U. S. Highway 64 (Gaines Street)

Tennessee Highway #241 (Buffalo Road and West Point Rd)

Travel is also authorized on any streets located in the Lawrenceburg Industrial Park, namely Remke Avenue, Helton Drive, Mt. Arat Road, and Liberty Avenue on the North side of Thomas Street.

(3) If the motor vehicles as defined in subsection (1) herein be engaged in local delivery, or begin their travels from a point within the corporate limits where they are normally garaged, and must use streets and alleyways upon which their travel is otherwise prohibited herein in order to travel to said authorized streets, then notwithstanding such prohibition, said vehicles may use unauthorized alleyways and streets to travel to and from the authorized streets by the shortest possible route when making said local deliveries or when embarking from or returning to a local garaging point to or from points outside the corporate limits; provided, however, that said vehicles shall use the designated routes as much as possible when engaging in said deliveries or traveling to and from a local garaging point, and said vehicles shall use the authorized streets until reaching the intersection nearest the destination point, and then return by the most direct route.

(4) The prohibitions to vehicular travel in this section shall not prohibit:

(a) Emergency vehicles. The operation of emergency vehicles upon any street in the city.

(b) Public utilities. The operation of trucks owned or operated by the city, public utilities, any contractor or materialman which is and while engaged in the repair, maintenance or construction of streets, street improvements, or utilities within the city.

(c) Detoured trucks. The operation of trucks upon any officially designated detour in any case where such truck could lawfully be operated upon the street for which such detour is established.

(d) School buses. The operation of school buses; buses used to transport persons to and from a place of worship, which runs a designated route, except for public carriers of persons for hire.

(5) Any person, firm, corporation, federal, state, county or local agencies violating any of the provisions of this section shall upon conviction, be guilty of a misdemeanor and shall be subjected to a fine not to exceed state authorized limits. (1999 Code, § 15-110, modified)

15-111. Compliance with financial responsibility law required.

(1) Every vehicle operated within the corporate limits must be in compliance with the financial responsibility law.

(2) At the time the driver of a motor vehicle is charged with any moving violation under title 55, chapters 8 and 10, parts 1-5, chapter 50; any provision in this title of this municipal code; or at the time of an accident for which notice is required under Tennessee Code Annotated, § 55-10-106, the officer shall request evidence of financial responsibility as required by this section. In case of an accident for which notice is required under Tennessee Code Annotated, § 55-10-106, the officer shall request such evidence from all drivers involved in the accident, without regard to apparent or actual fault.

(3) For the purposes of this section "financial responsibility" means:

(a) Documentation, such as the declaration page of an insurance policy, an insurance binder, or an insurance card from an insurance company authorized to do business in Tennessee, stating that a policy of insurance meeting the requirements of the Tennessee Financial Responsibility Law of 1977, compiled in Tennessee Code Annotated, chapter 12, title 55, has been issued;

(b) A certificate, valid for one (1) year, issued by the commissioner of safety, stating that a cash deposit or bond in the amount required by the Tennessee Financial Responsibility Law of 1977, compiled in Tennessee Code Annotated, chapter 12, title 55, has been paid or filed with the commissioner, or has qualified as a self-insurer under Tennessee Code Annotated, § 55-12-111; or

(c) The motor vehicle being operated at the time of the violation was owned by a carrier subject to the jurisdiction of the department of safety or the interstate commerce commission, or was owned by the United States, the State of Tennessee, or any political subdivision

thereof, and that such motor vehicle was being operated with the owner's consent.

(4) Civil offense. It is a civil offense to fail to provide evidence of financial responsibility pursuant to this section. Any violation of this section is punishable by a civil penalty not to exceed state authorized limits. The civil penalty prescribed by this section shall be in addition to any other penalty prescribed by the laws of this state or by the city's municipal code of ordinances.

(5) Evidence of compliance after violation. On or before the court date, the person charged with a violation of this section may submit evidence of compliance with this section in effect at the time of the violation. If the court is satisfied that compliance was in effect at the time of the violation, the charge of failure to provide evidence of financial responsibility may be dismissed. (Ord. #664, May 1998, modified)

15-112. Regulations for automotive repair, paint and body shops within the city limits. (1) Automotive/motor vehicle repair; paint and body shop automotive/motor vehicle repair and lubrication, oil changes, tire installation/repair, paint and bodywork, and other maintenance services, are subject to the following conditions:

(a) All repairs must be conducted within an enclosed building.

(b) Overnight vehicle storage requirements. No more than three (3) vehicles per bay or repair/inspection station that have been accepted for repairs by the repair, paint or body shop may be stored/parked outside after regular business hours unless the vehicles in excess of two (2) per bay or repair/inspection station are completely enclosed:

(i) Behind a minimum six-foot (6') solid screening fence;

or

(ii) Within a building.

(c) Vehicle storage requirements for wrecked or dismantled vehicles. All wrecked or dismantled vehicles, as well as parts including but not limited to tires, wheels, body parts, motors, transmissions, mufflers, etc. must be stored in an enclosed building or completely enclosed behind a minimum six-foot (6') solid screening fence.

(d) No vehicle retained for repairs may be stored for more than thirty (30) days from the date the vehicle is accepted for repair. The thirty (30) day time limit may be extended to a total of sixty (60) days from the date the vehicle is accepted for repair if the automotive repair or paint and body shop has begun the process to obtain a lien on the vehicle pursuant to state law.

(i) The time limit shall not apply to any vehicle ordered by a court or mandated by arbitration or mediation to be stored by the automotive repair or paint and body shop.

(e) Any property used as an automotive repair, paint or body shop located in a "C-2," "C-3" must comply with subsections (a) thru (d) above.

(f) Automotive/motor vehicle repair shall include all motor vehicles including but not limited to automobiles, motorcycles, ATVs, boats, etc.

(2) Penalty for violation. Any person violating this ordinance shall be subject to a civil penalty of fifth dollars (\$50.00) plus court costs for each separate violation of this section. Each day the violation of this ordinance continues shall constitute a separate violation. (as added by Ord. #1268, May 2019 *Ch5_04-27-23*)

15-113. No parking on West Taylor Street. (1) It is unlawful for any person to park a motor vehicle or vehicle of any kind on West Taylor Street from the metal gate, westward where indicated by signs.

(2) In all cases in which a motor vehicle is found parked within the "no parking" zones, any law enforcement officer for the City of Lawrenceburg may request a wrecker to remove the vehicle from the "no parking" zone at the expense of the owner of said vehicle.

A citation shall be issued to any person parking his motor vehicle or vehicle of any kind within the "no parking" zone. Any person found guilty of parking in the "no parking" zone shall be fined not more that allowed by state law in addition to paying the expense for removal of said vehicle. (as added by Ord. #1318, Aug. 2021 *Ch5_04-27-23*)

CHAPTER 2

EMERGENCY VEHICLES

SECTION

15-201. Failure to yield to emergency vehicles.

15-202. Following emergency vehicles.

15-203. Parking vehicles where fires are located.

15-204. Removal of vehicles around fire areas.

15-201. Failure to yield to emergency vehicles. When an emergency vehicle siren or signal is sounded, it shall be unlawful for any owner and/or driver of any automobile, auto, truck, or other vehicle of any kind, using the streets of the City of Lawrenceburg, to fail to turn such automobile, auto truck, or other vehicle to the curb of the street and out of the regular line of traffic, and/or to fail to keep such automobile, auto truck or other vehicle parked at the curb of the street until the emergency vehicles shall have passed on their way, or until it shall have been ascertained that the emergency vehicles shall not pass over such street on its way. (1999 Code, § 15-201, modified)

15-202. Following emergency vehicles. It shall be unlawful for any owner and/or driver of any automobile, auto truck or other vehicle to follow an emergency vehicle at a closer proximity than one (1) block. (1999 Code, § 15-202, modified)

15-203. Parking vehicles where fires are located. It shall be unlawful for any owner and/or driver of any automobile, auto truck or other vehicle to park such automobile, auto truck or other vehicle closer than one (1) block to any building or other property that is on fire, which is being fought or put out by the fire department. (1999 Code, § 15-203)

15-204. Removal of vehicles around fire areas. It shall be unlawful for any owner and/or driver or person in charge of any automobile, auto truck or other vehicle, which at the time of the sounding of the fire siren or signal is parked closer than one (1) block to any building or other property that is on fire, to fail to remove the same to a greater distance than one (1) block from such building or other property at the request of any member of the fire department or of any member of the police department of said municipality. (1999 Code, § 15-204)

CHAPTER 3

SPEED LIMITS

SECTION

15-301. Uniform speed limits.

15-302. In general.

15-303. In school zones.

15-304. Penalty.

15-301. Uniform speed limits. To achieve uniform speed limits, the speed limits on the following streets are changed as indicated:

(1) Highway 43 from Hood Lakes Road to Plummer Street – forty-five (45) mph.

(2) Highway 43 from Plummer Street to Remke Lane – thirty-five (35) mph.

(3) Highway 43 from Remke Lane to City Limits – forty-five (45) mph.

(4) The Square and one (1) block off square in all directions – twenty (20) mph.

(5) East Gaines Street (U.S. Highway 64) from Springer Road to eastern city limits – forty-five (45) mph, with the exception of the precautionary thirty-five (35) mph zone on each side of Annie Rooney Road.

(6) Old Florence Road and South Military Avenue to city limits thirty (30) mph – except as otherwise signed for dangerous curve.

(7) Fall River Road – thirty-five (35) mph – except as otherwise signed for dangerous curve.

(8) West Taylor Street West of South Military Avenue through Gallaher Boulevard – twenty (20) mph.

(9) Springer Road – thirty-five (35) mph.

(10) West Point Road – thirty-five (35) mph – except as otherwise signed for dangerous curve. (1999 Code, § 15-301, as replaced by Ord. #1048, Jan. 2009, and amended by Ord. #1053, Aug. 2009)

15-302. In general. It shall be unlawful for any person to operate or drive a motor vehicle upon any highway or street at a rate of speed in excess of thirty (30) miles per hour except where official signs have been posted indicating other speed limits, in which case the posted speed limit shall apply.

However, the same shall not apply to any fire truck and/or fire engines en route to the scene of a fire in answer to a fire call, or to any police or highway patrol car, in answer to a police call, or to any ambulance en route to a hospital with a sick or injured person or persons, or en route to the scene of an accident, or any emergency vehicle en route to assistance in any emergency, local or national; but the drivers of such fire engine, police or highway patrol car, ambulance or other emergency vehicles shall use reasonable care and caution

in the operation thereof. (1999 Code, § 15-302, modified, as replaced by Ord. #1048, Jan. 2009)

15-303. In school zones. Pursuant to Tennessee Code Annotated, § 55-8-152, the city shall have the authority to enact special speed limits in school zones. Such special speed limits shall be enacted based on an engineering investigation; shall not be less than fifteen (15) miles per hour; and shall be in effect only when proper signs are posted with a warning flasher or flashers in operation. It shall be unlawful for any person to violate any such special speed limit enacted and in effect in accordance with this section.

In school zones when the board of mayor and council has not established special speed limits as provided for above, any person who shall drive at a speed exceeding fifteen (15) miles per hour when passing a school during a recess period when a warning flasher or flashers are in operation, or during a period of ninety (90) minutes before the opening hour of a school, or a period of (90) minutes after the closing hour of school, while children are actually going to or leaving school, shall be prima facie guilty of reckless driving. (as added by Ord. #1048, Jan. 2009)

15-304. Penalty. Any person or persons violating the provisions of this chapter shall be guilty of a misdemeanor and upon conviction shall be fined not more than state authorized limits plus court cost for each offense. (as added by Ord. #1048, Jan. 2009)

CHAPTER 4

TURNING MOVEMENTS

SECTION

15-401. Generally.

15-402. Right turns.

15-403. Left turns on two-way roadways.

15-401. Generally. No person operating a motor vehicle shall make any turning movement which might affect any pedestrian or the operation of any other vehicle without first ascertaining that such movement can be made in safety and signaling his intention in accordance with the requirements of the state law.¹ (1999 Code, § 15-401)

15-402. 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. (1999 Code, § 15-402)

15-403. 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 intersection of the center lines of the two roadways. (1999 Code, § 15-403)

¹State law reference

Tennessee Code Annotated, § 55-8-143.

CHAPTER 5

STOPPING AND YIELDING

SECTION

15-501. At railroad crossings.

15-502. At crosswalks.

15-501. At railroad crossings. Any driver of a vehicle approaching a railroad grade crossing shall stop within not less than fifteen (15) feet from the nearest rail of such railroad and shall not proceed further while any of the following conditions exist:

(1) A clearly visible electrical or mechanical signal device gives warning of the approach of a railroad train.

(2) A crossing gate is lowered or a human flagman signals the approach of a railroad train.

(3) A railroad train is approaching within approximately fifteen hundred (1500) feet of the highway crossing and is emitting an audible signal indicating its approach.

(4) An approaching railroad train is plainly visible and is in hazardous proximity to the crossing. (1999 Code, § 15-501)

15-502. At crosswalks. (1) The driver of any vehicle upon the streets, boulevards, or public square, within a business or residence district shall yield the right of way to pedestrians crossing such streets, boulevards or public square within any clearly marked crosswalk or any regular pedestrian-crossing included in the prolongation of the lateral boundary lines of the adjacent sidewalk at the end of a block, except at intersections where the movement of traffic is being regulated by traffic officers or traffic direction devices. Every pedestrian crossing a street or boulevard or public square within a business or residence district at any point other than a pedestrian crossing, crosswalk, or intersection, shall yield the right of way to vehicle upon such street, boulevard or public square.

(2) Pedestrians shall not use the streets and boulevards, other than the sidewalks thereon or thereof, for traffic except when obliged to do so by the absence of sidewalks, reasonable, suitable, and passable for their use, in which case they shall keep as near as reasonably possible to the extreme left side of edge of same. (1999 Code, § 15-502)

CHAPTER 6

PARKING

SECTION

15-601. Loading and unloading zones.

15-602. Generally.

15-603. Where prohibited.

15-601. Loading and unloading zones. It shall be unlawful for any person or persons, corporation or partnership owning or in control of, either directly or indirectly, any bus line, or motor driven vehicle used as a public carrier and having a regular schedule and operating any motor driven vehicle or vehicles for the purpose of carrying passengers or baggage from the said City of Lawrenceburg, or into the said City of Lawrenceburg, to use the public square or any public street or passways in said City of Lawrenceburg, or any part of same as a depot or loading station or loading place for the purpose of assembling or loading passengers. It shall be unlawful also for any one to park any such aforesaid motor driven vehicle commonly referred to as "bus" at any place on the public square or upon any street in said city, except at such place or places as may be designated, and for only such time as is reasonably necessary for the purpose of discharging passengers. The drivers of any and all aforesaid vehicles, and each and every person connected with the operation, management, or control of said vehicles, shall be equally guilty of each and every violation of this section. (1999 Code, § 15-601)

15-602. Generally. No person having control of a motor vehicle shall allow such vehicle to stand on any street, boulevard, alley or public square, unattended without first effectively setting the brakes thereon and stopping the motor of said vehicle, and when standing on any grade without turning the front wheels of such vehicle to the curb or side of the street, alley or boulevard. (1999 Code, § 15-602)

15-603. Where prohibited. No person shall park a vehicle in violation of any sign placed or erected by the state or city, nor:

- (1) On a sidewalk; provided, however, a bicycle may be parked on a sidewalk if it does not impede the normal and reasonable movement of pedestrian or other traffic;
- (2) In front of a public or private driveway;
- (3) Within an intersection;
- (4) Within fifteen feet (15') of a fire hydrant;
- (5) Within a pedestrian crosswalk;
- (6) Within twenty feet (20') of a crosswalk at an intersection;

- (7) Within thirty feet (30') upon the approach of any flashing beacon, stop sign or traffic-control signal located at the side of a roadway;
- (8) Within fifty feet (50') of the nearest rail of a railroad crossing;
- (9) Within twenty feet (20') of the driveway entrance to any fire station, and on the side of the street opposite the entrance to any fire station within seventy-five feet (75') of such entrance when properly signposted;
- (10) Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
- (11) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
- (12) Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
- (13) In a parking space clearly identified by an official sign as being reserved for the physically handicapped, unless, however, the person driving the vehicle is (a) physically handicapped, or (b) parking such vehicle for the benefit of a physically handicapped person. A vehicle parking in such a space shall display a certificate of identification or a disabled veteran's license plate issued under Tennessee Code Annotated, title 55, chapter 21. (1999 Code, § 15-603)

CHAPTER 7

ENFORCEMENT

SECTION

- 15-701. Issuance of traffic citations.
- 15-702. Failure to obey citation.
- 15-703. Illegal parking.
- 15-704. Impoundment of vehicles.
- 15-705. Disposal of abandoned motor vehicles.
- 15-706. Deposit of driver license in lieu of bail.
- 15-707. Violation and penalty.

15-701. Issuance of traffic citations.¹ When a police officer halts a traffic violator other than for the purpose of giving a warning, and does not take such person into custody under arrest, he shall take the name, address, and operator's license number of said person, the license number of the motor vehicle involved, and such other pertinent information as may be necessary, and shall issue to him a written traffic citation containing a notice to answer to the charge against him in the city court at a specified time. The officer, upon receiving the written promise of the alleged violator to answer as specified in the citation, shall release such person from custody. It shall be a civil offense for any alleged violator to give false or misleading information as to his name or address. (1999 Code, § 15-701)

15-702. Failure to obey citation. It shall be unlawful for any person to violate his written promise to appear in court after giving said promise to an officer upon the issuance of a traffic citation, regardless of the disposition of the charge for which the citation was originally issued. (1999 Code, § 15-702)

15-703. Illegal parking. Whenever any motor vehicle without a driver is found parked or stopped in violation of any of the restrictions imposed by this code, the officer finding such vehicle shall take its license number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously affix to such vehicle a citation for the driver and/or owner to answer for the violation within thirty (30) days during the hours and at a place specified in the citation.

When any unoccupied vehicle is found parked in violation of any provision of this chapter, there shall be a prima facie presumption that the registered

¹State law reference

Tennessee Code Annotated, § 7-63-101, et seq.

owner of the vehicle is responsible for such illegal parking. (1999 Code, § 15-703, modified)

15-704. Impoundment of vehicles. (1) Members of the police department are hereby authorized, when reasonably necessary for the security of the vehicle or to prevent obstruction of traffic, to remove from the streets and impound any vehicle whose operator is arrested or any unattended vehicle which is parked, so as to constitute an obstruction or hazard to normal traffic. Police may also tow and impound vehicles pursuant to all relevant portions of Tennessee Code Annotated allowing for seizure of vehicles.

(2) Any impounded vehicle shall be stored until the owner or other person entitled thereto claims it, gives satisfactory evidence of ownership or right to possession, and pays all applicable fees and costs or until it is otherwise lawfully disposed of.

(3) The fee for impounding a vehicle shall be equal to the fee charged by the storage cost of the impounded vehicle shall be forty dollars (\$40.00) a day for each motor vehicle stored in the impoundment lot. Any part of a day shall count as a whole day. (1999 Code, § 15-704, as replaced by Ord. #1134, June 2014)

15-705. Disposal of abandoned motor vehicles. "Abandoned motor vehicles," as defined in Tennessee Code Annotated, § 55-16-103, shall be impounded and disposed of by the police department in accordance with the provisions of Tennessee Code Annotated, §§ 55-16-103 through 55-16-109. (1999 Code, § 15-705)

15-706. Deposit of driver license in lieu of bail. (1) Deposit allowed. Whenever any person lawfully possessing a chauffeur's or operator's license theretofore issued to him by the Tennessee Department of Safety, or under the driver licensing laws of any other state or territory or the District of Columbia, is issued a citation or arrested and charged with the violation of any city ordinance or state statute regulating traffic, except those ordinances and statutes, the violation of which call for the mandatory revocation of a operator's or chauffeur's license for any period of time, such person shall have the option of depositing his chauffeur's or operator's license with the officer or court demanding bail in lieu of any other security required for his appearance in the city court of this city in answer to such charge before said court.

(2) Receipt to be issued. Whenever any person deposits his chauffeur's or operator's license as provided, either the officer or the court demanding bail as described above, shall issue the person a receipt for the license upon a form approved or provided by the department of safety, and thereafter the person shall be permitted to operate a motor vehicle upon the public highways of this state during the pendency of the case in which the license was deposited. The receipt shall be valid as a temporary driving permit for a period not less than

the time necessary for an appropriate adjudication of the matter in the city court, and shall state such period of validity on its face.

(3) Failure to appear - disposition of license. In the event that any driver who has deposited his chauffeur's or operator's license in lieu of bail fails to appear in answer to the charges filed against him, the clerk or judge of the city court accepting the license shall forward the same to the Tennessee Department of Safety for disposition by said department in accordance with the provisions of Tennessee Code Annotated, § 55-50-803. (1999 Code, § 15-706)

15-707. Violation and penalty. Any violation of this title shall be a civil offense punishable as follows: (1) Traffic citations. Traffic citations shall be punishable by a civil penalty not to exceed state authorized limits for each separate offense.

(2) Parking violations excluding handicapped parking. For parking violations, excluding handicapped parking violations, the offender may, within thirty (30) days, have the charge against him disposed of by paying to the Lawrenceburg Police Department a fine of ten dollars (\$10.00) provided he waives his right to a judicial hearing. If he appears and waives his right to a judicial hearing after thirty (30) days but before a warrant is issued for his arrest, his civil penalty shall be no more than state authorized maximum. (1999 Code, § 15-707, modified)

CHAPTER 8

TRAFFIC CONTROL CODE

SECTION

- 15-801. Title.
- 15-802. Purpose and scope.
- 15-803. Adoption of state traffic statutes.
- 15-804. Use and application.
- 15-805. Violations and penalties.
- 15-806. Enforcement.

15-801. Title. This chapter shall be known as the "Traffic Control Code" of the City of Lawrenceburg, Tennessee and may be cited as such. (1999 Code, § 15-801)

15-802. Purpose and scope. (1) The provisions of this chapter shall apply to the operation of all motor vehicles including automobiles, trucks of all weights, bicycles, motorcycles, trailers, and buses and all or any other matters relating to the operation of any vehicle operated by independent power or human power on the streets, parking areas, alleys or access roads in the City of Lawrenceburg, Tennessee.

(2) No provision of this chapter shall be held to deprive any federal or state agency, or any applicable governing body having concurred jurisdiction of any power or authority which it had on the effective date of the ordinance comprising this chapter or of any remedy then existing for the enforcement of its orders, nor shall it deprive any individual or corporation or partnership of its legal rights as provided by law. (1999 Code, § 15-802)

15-803. Adoption of state traffic statutes. By the authority granted under Tennessee Code Annotated, § 16-18-302, the City of Lawrenceburg adopts by reference as if fully set forth in this section, the "Rules of the Road," as codified in Tennessee Code Annotated, §§ 55-8-101 through 55-8-131, and §§ 55-8-133 through 55-8-180. Additionally, the City of Lawrenceburg adopts Tennessee Code Annotated, §§ 55-8-181 through 55-8-193, §§ 55-9-601 through 55-9-606, § 55-12-139 and § 55-21-108 by reference as if fully set forth in this section. (1999 Code, § 15-803, as replaced by Ord. #1012, Sept. 2006)

15-804. Use and application. (1) This chapter shall be applied to all individuals, partnership and/or corporations operating and using motor vehicles upon the streets, parking areas, alleys, or access roadways within the City of Lawrenceburg, Tennessee and from the date on which the ordinance comprising this chapter took effect the provisions herein shall be controlling in controlling

and regulating the operation of motor vehicles, equipment and lighting regulations of motor vehicles, accidents, arrests and crimes involving motor vehicles, intoxicated or drugged persons prohibited from driving motor vehicles, chemical tests for drugged or intoxicated persons operating motor vehicles, and drag racing.

(2) Nothing in this chapter or in the code hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired or liability incurred, or any use or causes of the action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this chapter. (1999 Code, § 15-804)

15-805. Violations and penalties. Any person, partnerships, corporation or companies that shall fail to comply with or violates any of the provisions of this chapter shall be guilty of a misdemeanor, and upon conviction shall be fined in the same manner as set forth in the statute governing each separate offense, as though copied herein verbatim, however and in no event, shall any fine be more than state authorized limits but in addition thereto the costs for providing a chemical test for drugged or intoxicated persons operating a motor vehicle shall be borne, as part of the court costs, by the person so charged and convicted said charge not to exceed the actual cost of the chemical test. (1999 Code, § 15-805, modified)

15-806. Enforcement. The enforcement of this chapter shall rest with the Chief of Police and the Police Department of the City of Lawrenceburg, Tennessee. (1999 Code, § 15-806)