

## TITLE 15

### MOTOR VEHICLES, TRAFFIC AND PARKING<sup>1</sup>

#### CHAPTER

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#### CHAPTER 1

#### IN GENERAL

#### SECTION

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**15-101. Adoption of state law by reference.** Pursuant to authority contained in Tennessee Code Annotated, § 55-10-307, the following provisions of title 55 thereof are hereby adopted and incorporated herein by reference: Portions of § 55-7-104 requiring drivers' licenses; §§ 55-8-101 through 55-8-180; and §§ 55-10-101 through 55-10-310, excepting, however, portions of § 55-10-101 et seq., pertaining to failing to stop after traffic accident.

All such provisions and regulations provided by the statutes of the state relating to traffic on the highways are hereby declared to be in full force and effect, and are to be followed by the operators of all vehicles and by pedestrians, upon the streets of the city. (1988 Code, § 9-101)

**15-102. Definitions.** Whenever in this chapter the following terms are used, they shall have the meanings ascribed to them respectively:

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<sup>1</sup>Municipal code reference

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

(1) "Curb." Lateral boundaries of that portion of a street designed for the use of vehicles, whether marked by curbstones or not so marked.

(2) "Driver." The rider and driver of, and one who leads a draft or riding animal; the rider of a bicycle; one who propels a vehicle; and the operator of a motor vehicle.

(3) "Roadway." That portion of any street which is included between the curbs or curblines thereof, and is designed for the use of vehicles.

(4) "Street." Any avenue, boulevard, highway, lane, alley, strip, path, square or place used by or laid out for the use of vehicles by the public.

(5) "Vehicle." Any conveyance except toy wagons and baby carriages, in whatever manner or by whatever force or power the same is driven, ridden or propelled, which is used or may be used for or adapted to the transportation of passengers, baggage or merchandise upon the street; and every draft animal and riding animal, whether driven, ridden or led, except that an animal attached to any vehicle, shall, with such vehicle, constitute one vehicle. (1988 Code, § 9-102)

**15-103. Directing placement of nonmechanical signs and devices.**

The safety committee shall be empowered to direct the erection and maintenance of nonmechanical traffic control signs and devices wherever same are necessary in its discretion to regulate turning, stopping, standing and other vehicular and pedestrian activities on the city streets, roads, alleys and in other public places such as parking lots, public grounds, parks, cemeteries and recreation areas within the city. (1988 Code, § 9-103)

**15-104. Enforcement on school property of city.** The police department shall have full authority to enforce all traffic regulations regarding motor vehicles or pedestrians upon any property owned by the city and used for school purposes, including any and all municipal ordinances and state laws regulating vehicular and pedestrian traffic. (1988 Code, § 9-104)

**15-105. Pedestrians to walk to the right on streets and sidewalks.** Persons walking upon the sidewalk or street crossings of the city shall keep to the right, and on meeting other persons shall give sufficient room to prevent jostling and collisions. (1988 Code, § 9-105)

**15-106. Pedestrians loitering on, or obstructing sidewalks, crossings, etc.** When two (2) or more persons are walking together they shall proceed not more than two (2) abreast, and shall not loiter or stand upon the walks or crossings so as to interrupt or obstruct the free passage of other persons; but if they halt, they shall stand singly, so near to the curb or inner line as to leave abundant room for others to pass without turning in or out. (1988 Code, § 9-106)

**15-107. Pedestrians obstructing streets.** It shall be unlawful for persons to congregate on any of the streets of the city, to the annoyance of citizens, or to obstruct said streets to the free passage of travelers by vehicle or on foot or otherwise; and it shall be the duty of the policemen to disperse all such gatherings on such streets, and to keep the streets and thoroughfares open. (1988 Code, § 9-107)

**15-108. Traffic violation; citation issued; appearance required.**

(1) A police officer at the scene of a traffic accident may issue a written traffic citation to the driver of any vehicle involved in an accident when, based on personal investigation, the officer has reasonable and probable grounds to believe that such person has committed an offense under the traffic control provisions of the code of ordinances of the City of Tullahoma, Tennessee, and/or the Tennessee Code Annotated.

(2) It shall be unlawful for any person to violate his written promise to appear given to an officer upon the issuance of a traffic citation regardless of the disposition of the charge for which such citation was originally issued. However, a written promise to appear in court may be complied with by appearance of counsel representing the person charged.

(3) The foregoing provisions of this section shall govern all police officers in making arrests without a warrant for violation of any provisions of the traffic rules and regulations of Tennessee Code Annotated or the Code of Ordinances of the City of Tullahoma, Tennessee, but the procedure prescribed herein shall not otherwise be exclusive of any other method prescribed by law or by municipal ordinance for the arrest and prosecution of a person for an offense of like grade.

(4) Any person who violates any of the foregoing provisions of this section shall be subject to the general penalty provisions of the Code of Ordinances of the City of Tullahoma. (1988 Code, § 9-108)

**15-109. Adoption of Manual on Uniform Traffic Control Devices.**

All of the provisions of the Tennessee Manual on Uniform Traffic Control Devices for streets and highways, dated January 1989, as amended hereafter, are hereby adopted by the City of Tullahoma, Tennessee. (1988 Code, § 9-109)

**15-110. Speed control devices policy.** The following policies are hereby adopted by the Board of Mayor and Aldermen, City of Tullahoma, Tennessee, regarding the use of speed control devices:

Speed control devices shall be used only under the following circumstances:

(1) Where public buildings and facilities front both sides of the street and citizens frequently cross the street to gain access to these facilities, or

(2) Where public buildings front the same side of the street and there are no sidewalks, or

(3) Where the physical construction and/or terrain of street or the road causes an unsafe road condition to exist. (1988 Code, § 9-110)

**15-111. Designation of public streets and alleyways for pedestrian use.** Upon the recommendation of the planning commission, the board of mayor and aldermen, by adoption of an appropriate resolution, may designate certain public streets and alleyways, or portions thereof, for pedestrian use and restrict vehicular traffic thereon. The public works department is authorized to place such signs, barriers, or other traffic control devices to restrict vehicular and encourage pedestrian traffic. (as added by Ord. #1467, Oct. 2016)

## CHAPTER 2

### OPERATION OF VEHICLES

#### SECTION

- 15-201. Authorized emergency vehicles; right-of-way, etc.
- 15-202. Authorized emergency vehicles; operation of vehicles on approach.
- 15-203. Vehicles meeting to pass to the right.
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- 15-207. Backing of vehicles.
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- 15-210. Driving on or across sidewalk--generally.
- 15-211. Bicycles, etc., on or across sidewalks.
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- 15-215. Riding bicycles with hands off handle bars prohibited.
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- 15-218. Warning devices.
- 15-219. Lights on motor vehicles required; exceptions; regulations as to color, type and visibility distance.
- 15-220. Headlights.
- 15-221. Mufflers.

**15-201. Authorized emergency vehicles; right-of-way, etc.** (1) The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law or when responding to but not upon returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

(2) The driver of an authorized emergency vehicle may:

- (a) Park or stand, irrespective of the provisions of this chapter;
- (b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;
- (c) Exceed the speed limits so long as he does not endanger life or property;
- (d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions herein granted to an authorized emergency vehicle shall apply only when such vehicle is making use of audible and visual signals meeting the requirements of the applicable laws of this state, except that an

authorized emergency vehicle operated as a police vehicle need not be equipped with or display a red light visible from in front of the vehicle.

(4) The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others. (1988 Code, § 9-201)

**15-202. Authorized emergency vehicles; operation of vehicles on approach.** (1) Upon the immediate approach of an authorized emergency vehicle making use of audible and visual signals meeting the requirements of the applicable laws of this state, or of a police vehicle properly and lawfully making use of an audible signal only, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

(2) This section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway. (1988 Code, § 9-202)

**15-203. Vehicles meeting to pass to the right.** A vehicle meeting another shall pass to the right. (1988 Code, § 9-203)

**15-204. Vehicle overtaking another to pass to the left.** A vehicle overtaking another shall, in passing, keep to the left and not turn in to the right until entirely clear of the vehicle passed. (1988 Code, § 9-204)

**15-205. Right turn at intersections.** (1) A vehicle turning to the right from one street into another shall turn the corner as near to the right-hand curb as practicable.

(2) It shall be lawful for vehicles within the city, when entering an intersection at which there is a traffic signal, to turn right when said traffic light signal is red, after stopping to determine whether or not it is safe to make such turn, said turns to be permitted, however, only at such intersections as are clearly marked with a sign "Turn Right on Red After Stop," which intersections shall be determined by the board of mayor and aldermen upon recommendation of the safety committee, and said signs erected at said intersections, by being placed in a clearly visible location. (1988 Code, § 9-205)

**15-206. "U" turns.** No person shall turn a vehicle around in any street or make a "U" turn by backing or other manipulation of the vehicle, so as to proceed in the opposite direction. (1988 Code, § 9-206)

**15-207. Backing of vehicles.** No vehicle shall be reversed or backed unless the driver shall first ascertain by observation that such operation can be safely made. No vehicle shall be backed without first giving an unmistakable warning signal to pedestrians and approaching vehicles, nor, in any case, shall it be backed a distance of more than sixty (60) feet. No vehicle shall be backed around a corner at an intersection of streets unless preceded by the driver's helper to observe whether the road is clear and whether the backing may be made safely. (1988 Code, § 9-207)

**15-208. Signal to be given when stopping or turning.** No vehicle shall make a stop or shall turn any corner or shall in any way turn from or out of the regular line of traffic without the driver thereof giving a signal of his intentions by holding out his hand or in some other appropriate manner. (1988 Code, § 9-208)

**15-209. Signal to be given when slowing or stopping.** In slowing or stopping, the driver of a vehicle shall signal those behind by raising or extending his hand or some other appropriate manner. (1988 Code, § 9-209)

**15-210. Driving on or across sidewalk--generally.** No vehicle of any kind, or stock shall be driven across a sidewalk, or the area between the curblin and the property line except where a drive is established; provided, baby carriages and wheelbarrows are excepted. (1988 Code, § 9-210)

**15-211. Bicycles, etc., on or across sidewalks.** It shall be unlawful to operate any motorized vehicle or conveyance except for motorized wheelchairs upon any public sidewalk, foot path or bicycle trail in the city. Those operating allowed non motorized vehicles or conveyances upon any public sidewalk, foot path or bicycle trail shall yield the right of way to pedestrians. (1988 Code, § 9-211)

**15-212. Obedience to stop signs and signals.** It shall be unlawful for any person operating any vehicle whether motor propelled, horse drawn or self propelled (bicycles) to fail to observe any stop signs or signals on any street within the city. (1988 Code, § 9-212)

**15-213. Speed restrictions; generally.** It shall be unlawful for any person to operate an automobile, motorcycle, truck or any other motor propelled vehicle upon the streets within the city at a greater rate of speed than thirty (30) miles per hour, except as follows:

(1) When passing a school while flashing school speed limit signs are in operation, or twenty (20) minutes before the opening of school and ten (10) minutes after the dismissal of school, the maximum speed is fifteen (15) miles per hour.

(2) Whenever speed limits contrary to the thirty (30) mile per hour limit hereinabove set out are posted by signs indicating the applicable speed limit. A committee composed of Director of Public Works, Chief of Police and City Administrator of the City of Tullahoma, Tennessee, is hereby empowered and directed to establish speed limits, contrary to the general speed limit of thirty (30) miles per hour, for recommendation to the board of mayor and aldermen which shall then approve or reject said recommendations. Upon approval of said speed limits by the board of mayor and aldermen, signs shall be posted in accordance therewith until further action by the board of mayor and aldermen. It shall be the duty of the city recorder to maintain a current roster of speed limits in the city as to length and location. (1988 Code, § 9-213)

**15-214. Speed restrictions; evidence of reckless driving.** Driving a vehicle in excess of the speeds authorized by this chapter shall be prima facie evidence of reckless driving. (1988 Code, § 9-214)

**15-215. Riding bicycles with hands off handle bars prohibited.** It shall be unlawful for any person to ride a bicycle or cycle of any kind on the public streets or other public places within the city, with hands off the handle bars. (1988 Code, § 9-215)

**15-216. Condition of vehicles generally.** It shall be unlawful for any person to drive any vehicle in such condition or so constructed, or so loaded as to be likely to cause delay in traffic or to cause accident or injury to man or beast or property, or to in any manner litter the street with dirt, rock or other material. (1988 Code, § 9-216)

**15-217. Vehicles which damage pavement.** It shall be unlawful for any person to move on, over or across any paved street within the city, any vehicle, implement or any machinery of any kind having a tread of corrugation, cleat or any other substance that causes the tread or tire to be otherwise than smooth. (1988 Code, § 9-217)

**15-218. Warning devices.** Every motor vehicle driven in any street shall be equipped with a horn or bell or some other signal which shall be used when necessary to give warning to pedestrians or drivers of vehicles. Said vehicles may be equipped with horns or any other signal equipment sufficient in character and volume to give ample warning to pedestrians and drivers of vehicles; provided that no device shall be used on any motor vehicle, whereby said warning signal may be operated automatically, that is, without the constant touch of the operator; and no horn or other device shall be used except as a warning of danger. (1988 Code, § 9-218)



**15-219. Lights on motor vehicles required; exceptions; regulations as to color, type and visibility distance.** Every motor vehicle other than a motorcycle, road roller, road machinery or farm tractor shall be equipped with at least two (2) and not more than four (4) headlights, with at least one on each side of the front of the motor vehicle, provided that auxiliary road lighting lamps may be used, but not more than two (2) of such lamps shall be lighted at any one time in addition to the two (2) required headlights and provided that no spotlight or auxiliary lamps shall be so aimed upon approaching another vehicle that any part of the high intensity portion of the beam therefrom is directed beyond the left side of the motor vehicle upon which the spotlight or auxiliary lamp is mounted, nor more than one hundred (100) feet ahead of such motor vehicle. No vehicle operated in this city shall be equipped with any flashing red light which displays to the front of such vehicle except school buses and emergency vehicles used in firefighting including ambulances, fire fighting vehicles, rescue vehicles or other emergency vehicles used in fire fighting owned, operated or subsidized by the governing body of the county or city. Any vehicle other than an emergency vehicle used in fire fighting which displays any flashing red light to the front of such vehicle shall be considered in violation of this provision. Every motor vehicle shall be equipped with two (2) red tail lamps and two (2) red stop lights on the rear of such vehicle, and one tail lamp and one stop light shall be on each side, except that passenger cars manufactured or assembled prior to January 1, 1939, trucks manufactured or assembled prior to January 1, 1968, and motorcycles and motor-driven cycles shall have at least one red tail lamp and one red stop light. Each lamp and stop light required in this section shall be in good condition and operational. The stop light shall be so arranged as to be actuated by the application of the service or foot brakes and shall be capable of being seen and distinguished from a distance of one hundred (100) feet to the rear of a motor vehicle in normal daylight but shall not project a glaring or dazzling light. The stop light may be incorporated with the tail lamp. (1988 Code, § 9-219)

**15-220. Headlights.** The headlights of every motor vehicle shall be so constructed, equipped, arranged, focused, aimed and adjusted, that they will at all times mentioned in this chapter, and under normal atmospheric conditions and on a level road produce a driving light sufficient to render clearly discernible a person two hundred (200) feet ahead, but shall not project a glaring or dazzling light to persons in front of such headlights. Such headlights shall be displayed during the period from one-half hour after sunset to one-half hour before sunrise, during fog, smoke or rain and at all other times when there is not sufficient light to render clearly discernible any person on the road at a distance of two hundred (200) feet ahead of such vehicle. (1988 Code, § 9-220)

**15-221. Mufflers.** It shall be unlawful for any person to drive or cause to be driven a motor vehicle or to operate a gas or oil driven machine on the

streets of the city, without properly installed and operational standard mufflers.  
(1988 Code, § 9-221)

## CHAPTER 3

### STOPPING, STANDING, PARKING

#### SECTION

- 15-301. Obedience to signs and markings.
- 15-302. Parking within marked spaces.
- 15-303. Parking restrictions in designated areas.
- 15-304. Parking spaces for handicapped persons.
- 15-305. Vehicles obstructing streets and sidewalks; generally.
- 15-306. Backing on sidewalk or to curb; parking crosswise.
- 15-307. Loading and unloading freight.
- 15-308. Bicycles, etc., parking.
- 15-309. Prohibition of unauthorized presence in posted parking lots of a closed commercial business.
- 15-310. Authority to impose traffic regulations by the city in privately owned parking lots open to the public generally.

**15-301. Obedience to signs and markings.** Where signs or curb markings indicate parking restrictions, it shall be unlawful for any person to park a vehicle contrary thereto. (1988 Code, § 9-301)

**15-302. Parking within marked spaces.** Vehicles shall park within parking spaces as designated by conventional lines painted on the paving of certain streets. (1988 Code, § 9-302)

**15-303. Parking restrictions in designated areas.** The following restricted parking areas, parking requirements, and parking designations are established in the city on the streets and public alleys of the city, and it shall be unlawful for any person to fail to comply herewith:

- (1) North Jackson Street, west side, from W. Lincoln Street intersection North, about 40 feet, no parking anytime.
- (2) No parking anytime on East Grundy Street at railroad crossing.
- (3) North West Atlantic Street, no parking both sides from Moore Street north to city limits. Existing parking on city right-of-way out of the road area will be allowed from Moore Street to Brown Street.
- (4) No parking on Highway 55 from Jackson Street (and Carroll Street) east to city limits. No parking on Highway 55 from Jackson Street (and Wilson Avenue) west to city limits.
- (5) Volney Street from Anderson, about 400 feet east on both sides of street, 90 degree parking.
- (6) South Cornish Street, from Highway 55 to Volney Street, no parking either side of.

(7) Grau Lane, east side, manufacturing facility, from Hogan Street to Wilson Avenue, no parking anytime.

(8) Stone Boulevard, front of Bel-Aire School, about 250 feet between signs, no parking any time.

(9) No parking on Jackson Street from Grundy Street north to city limits on either side. No parking on Jackson Street from Lauderdale Street south to city limits on either side.

(10) In any alley, except for loading and unloading, no parking any time.

(11) Within 25 feet of fire plug, no parking any time.

(12) On any bridge or viaduct, no parking any time.

(13) West Lincoln Street, both sides, Jackson Street to Rock Creed Bridge, no parking any time.

(14) West Blackwell Street, both sides, from North Jackson Street to Campbell Avenue, no parking any time.

(15) West Grundy Street between North Jackson and North Atlantic Street:

(a) Angle parking on south side;

(b) No parking on north side to Wall Street except for 2 parallel handicapped parking spaces adjacent to Wall Street. Angle parking from Wall Street to Atlantic Street.

(16) West Grundy Street between North Jackson Street and the alley, 200 feet west thereof:

(a) Angle parking on south side to the alley.

(b) Parallel parking on the north side to the alley.

(17) North Jackson Street, west side, from West Grundy Street to West Lauderdale Street, parallel parking only except for 40 feet designated no parking area at the northern corner of Lincoln Street.

North Jackson Street, east side, 80 feet south of West Lincoln Street to 150 feet North of West Lauderdale Street, parallel parking only.

(18) West Lincoln Street between North Jackson Street and North Atlantic Street:

(a) Angle parking on the south side except for 1 parallel parking spot 35 feet from corner of Jackson Street.

(b) Parallel parking on north side from North Jackson Street east 90 feet and thereafter angle parking to North Atlantic Street.

(19) 2 hour parking--North West Atlantic Street between West Grundy and Lincoln Street, both sides of Lincoln Street from Jackson to Atlantic Street from 8:00 A.M. to 5:00 P.M., weekdays. Anyone who violates this subsection shall be subject to a fine. Failure to pay the fine within the ten (10) days from the date of issuance of the ticket shall render the offending party subject to the penalty in § 1-107 and subject to pay all court costs involved. Further, there shall be no parking in the first 5 north spaces on the east side of the public parking lot located adjacent to the railroad tracks and immediately south of West Lincoln Street and East of SW Atlantic Street.

(20) Campbell Avenue, both sides, from Moore Street to Wilson Avenue within 2 feet from the edge of the main roadway pavement, no parking any time.

(21) Circle park or around the perimeters thereof on the city right-of-way of Iris Drive, no parking either side any time.

(22) A loading zone shall be established 25 feet in length immediately in front of and adjacent to that property located at 329 West Lincoln Street in the city of Tullahoma, Tennessee.

(23) No parking in alley 70 feet south on Jackson from east side corner of Lincoln Street.

(24) East side of Jackson Street, from the corner of Lincoln Street south to alley, be designated for parallel parking.

(25) Wall Street Alley, from 101 Wall Street south to sidewalk at Lincoln Street, be designated as 15 minute unloading zone between 8:00 A.M. and 5:00 P.M.

(26) SW Atlantic from Lauderdale to Lincoln on the west side of street, parallel parking. SW Atlantic from Lauderdale to Lincoln on the east side of street, angled parking.

(27) NW Atlantic from Lincoln Street to Moore Street, angled parking both sides of road. (1988 Code, § 9-303, as amended by Ord. #1203, Nov. 1998, and replaced by Ord. #1334, June 2006, and amended by Ord. #1451, Sept. 2015)

**15-304. Parking spaces for handicapped persons.** Parking will be allowed for only handicapped persons in any marked off parking spaces either in parking lots open to the public or upon publicly owned or city owned property where the handicapped symbol or a sign limiting parking to handicapped persons is posted; and it shall be unlawful for any person not so handicapped to stop or park a vehicle in such spaces. (1988 Code, § 9-304)

**15-305. Vehicles obstructing streets and sidewalks; generally.** No vehicle shall stop in such a way as to obstruct a street, sidewalk or crossing; except in case of accident or other emergency, or when directed to stop by the police, or as otherwise permitted herein. (1988 Code, § 9-305)

**15-306. Backing on sidewalk or to curb; parking crosswise.** It shall be unlawful for any person driving or having charge of any vehicle, to drive or back such vehicle on the sidewalk, except as hereinafter provided; or to place such vehicle crosswise of a street, except to load thereon or unload therefrom; but in no case shall it be lawful for any person to permit such vehicle to remain crosswise of any street for a longer period than is actually necessary for such purpose. In no case shall a vehicle remain backed up to the curb, except when actually loading or unloading. (1988 Code, § 9-306)

**15-307. Loading and unloading freight.** So far as practicable all freight shall be taken on and discharged from the side of the vehicle. (1988 Code, § 9-307)

**15-308. Bicycles, etc., parking.** It shall be unlawful for any person to place or leave any bicycle, tricycle or motorcycle upon a sidewalk in such manner as to obstruct traffic along or across the same; or on any street except at the curbline. (1988 Code, § 9-308)

**15-309. Prohibition of unauthorized presence in posted parking lots of a closed commercial business.** (1) It is unlawful for any person or vehicle to be present in a parking lot, or in an area of a parking lot designated as prohibited to unauthorized presence, which has been posted with a sign prohibiting unauthorized presence.

(2) In situations where presence in the entire parking lot is not prohibited, as when a location has multiple businesses and some businesses may remain open, signs shall be placed to designate the area or areas in which there is to be no vehicle parking or human presence during the prohibited hours.

(3) The hours of prohibited presence shall be posted along with the signs prohibiting the unauthorized presence. The signs shall be at least one foot by one foot (1' x 1') and the text shall be in letters no less than one inch (1") in height.

(4) The sign(s) shall read substantially the following way: WARNING Unauthorized presence on parking lot after business is closed, or in designated closed areas, violates TMC 15-309, \_\_\_ P.M. to \_\_\_ A.M. (1988 Code, § 9-309, as replaced by Ord. #1430, Sept. 2012)

**15-310. Authority to impose traffic regulations by the city in privately owned parking lots open to the public generally.** If the owner and/or duly authorized manager of property upon which is situated a parking lot which serves industries and/or commercial enterprises located on said property requests the City of Tullahoma to enforce the rules of the road as provided in Tennessee Code Annotated and other traffic regulations set forth in the Code of Ordinances of the City of Tullahoma, Tennessee, and other traffic regulations set forth in Tennessee Code Annotated, upon said property, then the City of Tullahoma shall have the authority to enforce said laws, ordinances, rules and regulations in all respects. Said property must be posted with signs and devices in compliance with the Tennessee Uniform Traffic Control Manual. After the posting of signs and devices, the City of Tullahoma shall have the authority to enforce all traffic regulations upon said property. It shall be unlawful for any motorist to violate any of said statutes, ordinances, rules and regulations and any violations shall subject said motorist to the general penalty

provisions of the Code of Ordinances of the City of Tullahoma as well as any penalties imposed by the laws of the State of Tennessee. (1988 Code, § 9-310)

**CHAPTER 4****VEHICLES TRANSPORTING SCHOOL CHILDREN****SECTION**

- 15-401. Applicability of chapter.
- 15-402. Vehicles covered by chapter.
- 15-403. Safety devices.
- 15-404. Advertisements prohibited.
- 15-405. Vehicle inspection; permit-decal required; fee.
- 15-406. Liability insurance.
- 15-407. Special chauffeur's license required.
- 15-408. Seating of passengers; adherence to load and weight limits.
- 15-409. Times of delivery and pickup of students.
- 15-410. Stopping by other vehicles; stopping at railroad crossings.
- 15-411. Suspension or revocation of permit--authorized.
- 15-412. Hearing.

**15-401. Applicability of chapter.** The provisions of this chapter shall apply to all owners and operators of vehicles used for the purpose of transporting school children to and from school, for hire, and to the board of education of the city, as to "mini-school buses" owned and operated by it. (1988 Code, § 9-401)

**15-402. Vehicles covered by chapter.** For the purposes of this chapter any privately owned vehicle which is operated for the purpose of transporting children, for hire, from their homes to any schools located within the city, including nursery schools, private schools, kindergartens, and public schools, shall come under the provisions hereof, as well as "mini-school buses" owned and operated by the board of education of the city. (1988 Code, § 9-402)

**15-403. Safety devices.** All of such vehicles so used and operated shall be equipped with the following safety devices:

(1) A five (5) pound fire extinguisher mounted in an accessible position in the front of the vehicle.

(2) Safety handles to facilitate the opening of the back doors from the inside by the operator of the vehicle.

(3) "Flip-out" stop signs mounted on the front, left side of said vehicle which will be "flipped out" when the vehicle is in a stopping and stopped position. The signs will be red with white letters, the design to be such as is required for public school buses in the state, with the word "stop" in letters six (6) inches high printed on both sides thereof and the words "school bus" two and one-half (2 1/2) inches high printed on both sides thereof, the word "school" being placed above the word "stop." Said sign shall have an eight (8) inch long



arm extending from the side of said vehicle and the body of said sign shall be fifteen (15) inches high and sixteen and one-half (16 1/2) inches wide.

(4) Each of said vehicles shall be equipped with red flashing lights of a diameter of no less than five (5) inches each; two of said lights to be mounted on the front corners of said vehicle and two being mounted on the rear corners of said vehicle, to be mounted no lower than the top of the vehicle front and rear windows.

(5) Upon each of said vehicles shall be mounted signs, on the front and rear thereof at the top of said vehicle, above the front and rear windows or in the alternative, one sign on the top and in the top center of the vehicle, upon which signs shall be printed the words "stop" and "school bus." The word "stop" shall be between the words "school" and "bus." The print for the word "stop" shall be six (6) inches high and the print for the words "school" and "bus" shall be four and one-half (4 1/2) inches high. If the alternate one, center mounted sign is utilized, it shall have the aforementioned wording printed on both sides thereof.

(6) Any words to be printed on signs may be larger than the minimum prescribed height hereinabove set out.

(7) Reflector type numbers shall be mounted on the rear and sides of all vehicles governed by the provisions hereof at a height directly below the windows of said vehicles so as to be clearly visible. Said numbers shall be no smaller than five (5) inches by five (5) inches. Said number shall correspond to the permit number assigned to said vehicles pursuant to § 15-405 hereof. Said numbers shall be assigned at the next annual inspection for each vehicle following the enactment hereof. Each vehicle owner shall have said numbers painted on said vehicles at their own expense or, at their option, each vehicle owner may pay \$8.00 to the city to defray the cost of said signs being provided by the City of Tullahoma to each vehicle. Said numbers shall be inspected annually thereafter and shall be replaced by the vehicle owners as directed by the inspection officer, from time to time, for which a charge shall be rendered as is established for time to time by the board of mayor and aldermen. (1988 Code, § 9-403)

**15-404. Advertisements prohibited.** When being used to transport children, said vehicles shall exhibit no other writing such as commercial advertisements, etc. (1988 Code, § 9-404)

**15-405. Vehicle inspection; permit-decal required; fee.** All owners of such vehicles shall initially take them to the police department between the hours of 9:00 A.M. and 5:00 P.M. where same shall be inspected by the chief of police or his duly appointed representative to insure that the safety equipment provided for herein has been installed upon said vehicle and further said vehicle shall be inspected for all-round safety. In the event that a deficiency is found then said deficiency must be corrected. Upon properly passing said initial inspection the city, through the police department, will issue a decal permit to

be placed on the right-hand front windshield of said vehicle. A fee of five dollars (\$5.00) will be charged for this inspection and permit to defray the costs thereof. The police department shall keep records regarding inspection and the granting of permits to all such vehicles. Further the police department, upon the advice of the safety committee, shall establish safety standards to which all such vehicles must adhere.

Annually thereafter during the month of July for each consecutive year, all vehicles to be used and operated for the purposes aforementioned will be inspected to insure that the aforementioned safety apparatus is installed and operating properly and to insure that said vehicles have properly operating parts and accessories and to insure that said vehicles are safe for the transportation of children. An annual inspection fee of five dollars (\$5.00) shall be charged and annually new permit-decals to be placed on the right front windshield of each vehicle will be issued to the owners of said vehicles. The owner of any vehicle which is not properly submitted for inspection or which does not carry the proper permit-decal shall be subject to fine and other proceedings as is hereinafter set out. Henceforth all aforementioned vehicles shall have a current permit-decal displayed as is aforementioned.

Immediately after the enactment hereof, and at the appropriate time as is hereinabove provided, each vehicle owner for each vehicle owned shall apply for his annual permit at the time of the annual inspection of said vehicle. The permit number assigned to said vehicle shall be the same number as to be posted on said vehicle pursuant to the provisions of § 15-403 hereof. (1988 Code, § 9-405)

**15-406. Liability insurance.** All owners of such vehicles shall have, maintain and exhibit at the annual inspection, a current policy of liability insurance with minimum coverage of one million dollars, single limit, per occurrence. Copies of said liability policies must be submitted to the city on an annual basis when acquired, and as renewed. If renewal periods are for shorter than a one year period, then copies of the renewal policies shall be submitted as renewed for said shorter period of time. (1988 Code, § 9-406)

**15-407. Special chauffeur's license required.** Any person who operates the vehicles controlled herein while said vehicle contains and is transporting school children must have a special chauffeur's license according to the terms and conditions of the laws of Tennessee Code Annotated, § 55-7-106. (1988 Code, § 9-407)

**15-408. Seating of passengers; adherence to load and weight limits.** When said vehicles are in operation all passengers must be seated at all times and no more passengers shall be allowed to embark upon or be transported in said vehicles than there is space available for the comfortable seating thereof. Further, the manufacturer's specifications for load and weight

limits shall be adhered to at all times, as to each vehicle. Each vehicle regulated by the provisions of this chapter must have seats marked off therein to allow for seating, at least thirteen (13) inches wide and twelve (12) inches deep per passenger. This shall be done at the time of the annual inspection of said vehicle. Each vehicle owner shall post on the dashboard of the vehicle, in the front of the vehicle, the seating capacity of said vehicle, based upon the measurements hereinabove set forth. No annual permit shall be issued until said seats are so marked and the number so posted. (1988 Code, § 9-408)

**15-409. Times of delivery and pickup of students.** No operator of any school bus as defined herein shall deliver students to any schools which they serve within the city prior to 7:15 A.M., nor shall they pick up students from said schools later than 3:30 P.M. A violation of this provision shall, in addition to the penalty provision set out in § 1-107, also be cause for the board of mayor and aldermen to revoke the permit (or license) of said school bus operator to operate said school bus, if said board sees fit to do so under all the circumstances. (1988 Code, § 9-409)

**15-410. Stopping by other vehicles; stopping at railroad crossings.** There is hereby adopted as part of this chapter, the provisions of Tennessee Code Annotated, § 55-8-151, as amended, "Overtaking and passing school or church bus" and Tennessee Code Annotated, § 55-8-147, "Certain vehicles must stop at all railroad grade crossings," in all respects. (1988 Code, § 9-410)

**15-411. Suspension or revocation of permit--authorized.**

(1) Anyone to whom a permit (or license) has been issued as is hereinabove provided for who shall violate any of the provisions of this chapter or any other ordinance of the city, or shall violate the laws of the state regulating traffic, school buses, traffic control devices, etc., shall, in addition to being liable under the penalty provisions set out in § 1-107, also be subject to whatever action the board of mayor and aldermen deems to be appropriate, including the revocation or suspension of the permit (or license) heretofore issued to him.

(2) The board of mayor and aldermen shall be empowered upon a complaint being made to it in writing setting forth the violations of said permit holder, or upon a conviction of said permittee in a court of competent jurisdiction of any of said laws or ordinances to suspend or revoke said permit (or license) or take other appropriate action as it sees fit to do under all the circumstances. (1988 Code, § 9-411)

**15-412. Hearing.** Any operator of any school bus or any permit holder may under the aforementioned circumstances set forth in § 15-411, request a hearing before the board of mayor and aldermen for review of any decision theretofore made by the board of mayor and aldermen regarding suspension or

revocation of said permit (license), which request the board of mayor and aldermen, in its sole discretion may grant. (1988 Code, § 9-412)

## CHAPTER 5

### TRUCK ROUTES

#### SECTION

- 15-501. Compliance with chapter.
- 15-502. Designated federal and state highways.
- 15-503. Deviations.
- 15-504. Exemptions.
- 15-505. Signs.

**15-501. Compliance with chapter.** 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 be allowed or caused to travel upon any streets or alleyways within the city, except as provided in this chapter. (1988 Code, § 9-501)

**15-502. Designated federal and state highways.** Such motor vehicles as are defined herein are allowed to travel upon all federal and state designated highways and on streets indicated herein, within the city, as follows:

- (1) U. S. Highway 41-A (Jackson Street);
- (2) Tennessee Highway 55 (East Carroll Street, Jackson Street, Wilson Avenue, Lynchburg Highway);
- (3) Old Tennessee Highway 55 (Old Manchester Road, East Lincoln Street, West Lincoln Street);
- (4) Tennessee Highway 16 (Jackson Street);
- (5) Tennessee Highway 130 (Old Shelbyville Road, Wilson Avenue, Jackson Street, West Lincoln Street, Westside Drive, and Old Winchester Highway);
- (6) On West Carroll Street and Clement Drive. (1988 Code, § 9-502)

**15-503. Deviations.** Should such motor vehicles as herein be engaged in local delivery, or begin their travels from a point within the city 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 and alleyways, then notwithstanding such prohibition, said vehicles may use said unauthorized alley streets and alleyways to travel to and from authorized streets and alleyways 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 city; provided, however, 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. (1988 Code, § 9-503)

**15-504. Exemptions.** The prohibitions to vehicular travel in this chapter shall not prohibit:

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

(2) 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.

(3) 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. (1988 Code, § 9-504)

**15-505. Signs.** The appropriate officials shall erect or cause to be erected clearly legible signs at the corporate limits of the city upon all state and the federal highways entering the city, as follows: "Through trucks follow numbered highways or marked truck routes only." The appropriate officials shall also erect or cause to be erected signs along authorized routes as designated herein, within the corporate limits, as follows: "Truck Route." The safety committee shall designate the locations for said signs. (1988 Code, § 9-505)