

**TITLE 6      TRAFFIC REGULATIONS**

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## CHAPTER 6.01      TRAFFIC REGULATIONS

### 6.0101 DEFINITIONS:

Motor Vehicle: Any automobile, motor truck, motorcycle, and all vehicles propelled by power other than muscular power, whether intended for on-road or off-road use.

Vehicle: Every device in, upon, or by which any person or property is or may be transported.

Manufactured Home: A manufactured home is a structure that meets the following requirements;

- (1) It is transportable in one or more sections;
- (2) Its body is eight or more feet wide or forty or more feet long in the traveling mode or it occupies three hundred twenty or more square feet when erected on a site;
- (3) It is built on a permanent chassis;
- (4) It is designed to be used as a dwelling with or without a permanent foundation when it is connected to the required utilities.

### 6.0102 EXHIBITION DRIVING:

Any person who drives any motor vehicle on a private roadway (or parking lot) intended for or open to public use in such a manner that creates or causes unnecessary engine noise, tire squeal, skid or slide upon acceleration or stopping; or that simulates a temporary race, or that causes the vehicle to unnecessarily turn abruptly or sway shall be guilty of exhibition driving.

### 6.103 CARELESS DRIVING:

Any person who drives any motor vehicle on a private roadway or parking lot intended for or open to public use carelessly and without due caution, at a speed or in a manner so as to endanger any person or property shall be guilty of careless driving.

### 6.0104 SPEED:

No person may operate any motor vehicle on any roadway intended for public or private use within any area designated as a manufactured home park at a speed greater than ten (10) miles per hour.

### 6.0105 PENALTY:

Any person violating any provision of this chapter shall be punished by a fine of not less than seventy five dollars (\$75.00) nor more than two hundred dollars (\$200.00) or by confinement not to exceed thirty days in jail, or both such fine and confinement, for each violation.

## CHAPTER 6.02      PARKING

6.0201 For the most part restrictions for parking on County Roads will follow the guidelines of SDCL 32-30, and will be adapted as part of the parking restrictions for county highways and streets.

1. Stopping or Parking on Rural Highway Prohibited. No person shall stop, park, or leave standing any vehicle, whether attended or unattended, upon the paved or improved or main-traveled portion of any highway, outside of a business or residential district, when it is practical to stop, park, or leave such vehicle standing off of the paved or improved or main-traveled portion of the highway.

2. Standing or Parked Vehicles - Remaining Space Required - Unobstructed View Required. In no event shall any person park or leave standing any vehicle, whether attended or unattended, upon any highway unless a clear or unobstructed width of not less than twenty (20) feet upon the main-traveled portion of such highway opposite such standing vehicle shall be left for free passage of other vehicles thereon, nor unless a clear view of such vehicle may be obtained from a distance of two hundred (200) feet in each direction upon such highway.

3. No Parking Zones Posted by Department - Violation Prohibited. It will be a violation to park in any position so prohibited by parking signs erected by the Brown County Highway Department with concurrence of the Brown County Sheriff's Department. These signs erected will be enforced by this Department. All signs will be official no parking signs as made under the direction of the Brown County Highway Department. When so erected, they will become official no-parking zones under the County Ordinance.

4. Disability Parking Signs. Disability parking signs will be erected where appropriate around public buildings, and therefore, enforcement of these ordinances for disabled parking is that if the vehicle does not have a sticker, the vehicle will be tagged and removed by a wrecker following the proper notification or attempt to notify the owner to remove same.

The guidelines for enforcing these parking tickets will be as follows:

When a vehicle is found in violation of a no-parking sign or parking along a highway as provided for in State Law, the Deputy will then give the vehicle a ticket, the registration will be run to determine the owner, an attempt will be made to contact the owner to find out if the vehicle can be removed by the owner as soon as possible, following an attempt to locate the owner or driver the car may be towed at the owner's expense to the County Pound whereupon the owner will be subject to pay the fine and also the towing fee which will not exceed one hundred (\$100) dollars.

5. Places Where Standing and Parking Prohibited. Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official control device, no person shall stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers:

- a. In front of a public or private driveway;
- b. Within fifteen (15) feet of a fire hydrant;
- c. Within twenty (20) feet of a crosswalk at an intersection;
- d. Within thirty (30) feet upon the approach to any flashing signals, stop sign, yield sign or traffic control signal located at the side of a roadway;

- e. Within twenty (20) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five (75) feet of said entrance when properly sign posted;
- f. At any place where official signs prohibit standing and parking.

6. Places where stopping prohibited. Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic control device, no person shall stop, stand, or park a vehicle:

- a. On a sidewalk;
- b. Within an intersection;
- c. On a crosswalk;
- d. On any railroad tracks;
- e. At any place where official signs prohibit stopping;
- f. Parking shall be prohibited from within two hundred (200) feet of any bridge or river crossing, signs will be erected regarding this, vehicles parked in this area will be tagged and removed after first ascertaining the owner.

7. Removal of abandoned vehicles. Whenever any agent of the South Dakota Highway Patrol, Sheriff, or Peace Officer of this county finds an abandoned vehicle such agent is hereby authorized to provide for the removal of such vehicle to the nearest garage or place of safety. These vehicles will be so removed with the towing fee not to exceed one hundred (\$100) dollars and the fine shall be twenty (\$20) dollars for the parking violation.

8. Vehicles blocking traffic - wrecked vehicles. A vehicle found unattended upon a bridge or causeway or in any tunnel or where such vehicle constitutes an obstruction and hazard to traffic or a wrecked vehicle may be removed at any time.

**CHAPTER 6.03            SPEED ZONES**

6.0301 It shall be unlawful for any person to drive a motor vehicle on any street or highway at a speed greater than is reasonable and prudent under the conditions then existing or to speed in excess of those fixed by this chapter or established by the Board of County Commissioners as set forth in this division.

6.0302 Commission to set speed limits.

a. The Brown County Commission is authorized and empowered to determine and establish upon any street or highway within the County of Brown, or any part thereof, limited speed zones which speed limits shall constitute the maximum speed at which any person may drive or operate any vehicle in any zone, and upon any street or highway, or portion thereof so zoned, and on which highway the maximum speed permissible in said zone has been conspicuously posted. The beginning and end of such limited speed zones shall be indicated by signs showing the speed limits.

b. The Brown County Commission may change the speed limit or the extent of any such limited speed zone, at any time they may deem necessary and consistent with state law.

6.0303 A violation of this chapter is a Class 2 Misdemeanor.

**CHAPTER 6.04        SNOW REMOVAL**

6.0401 Snow Removal from Private Property. No person or persons shall remove snow from private property, drive-ways, or field entrances, and deposit, push, or dump the same on any Brown County Highway or public right-of-way or on shoulders of the highways. Violations of this provision is a Class II Misdemeanor.

6.0402 Snow Removal from County Parking Lots. For the purpose of snow removal from County owned parking lots, all vehicles will be ticketed and towed at the owner's expense. The towing fee is not to exceed \$100.00 and the fine is not to exceed \$20.00. County personnel on duty shall be notified and given the opportunity to move their vehicle. The Brown County Sheriff will make arrangements to move vehicles owned by inmates, who have previously requested parking.