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CHAPTER 7

TRAFFIC AND PARKING REGULATIONS

ARTICLE 1. TRAFFIC REGULATIONS.

Sec. 7 – 1 Purpose of Traffic Regulations.

a. The operators, drivers and person in charge of any vehicle as hereafter described shall conform to and observe the following rules, and regulations upon the streets, alleys and public places in the Town of Hudson, Indiana, in order to preserve the peace, good order and orderly traffic movement.

b. That this ordinance is enacted pursuant to the provisions of Indiana Code 9-13-2-94, 9-21-1-1, 9-21-1-2, 9-21-1-3, 9-21-1-4, 9-21-1-5, and 9-21-4-3.

c. Words and phrases, when used in this ordinance, shall have their ordinary, usual and customary meaning except that, in case of conflict the statutory definitions contained in Indiana Code 9-13-2-1, et. seq. shall prevail.

d. The street, alley and highway names hereafter used in this ordinance shall be as shown on the recorded plats of the Town of Hudson, Indiana on record in the Recorder's office in and for Steuben County, Indiana, incorporated herein by this reference, and which is being filed with this ordinance in the records of the Town of Hudson in the Clerk-Treasurer's office shall be used to supplement same.

Sec. 7 – 2 Definitions.

a. The term "driver" shall be deemed to mean any person driving, controlling or operating any motor vehicle.

b. The term "motor vehicle" shall be deemed to include automobiles, bicycles, trucks, buses, motorcycles, motorbikes and every vehicle upon wheels.

c. The term "street" shall include all streets, alleys, avenues, boulevards, park roads and public places in the Town of Hudson.

Sec. 7 – 3 and Sec. 7 – 4 Reserved for Future Use.

Sec. 7 – 5 Funeral Processions.

No vehicle shall be driven through any funeral procession.

Sec. 7 – 6 Role of Town Marshal.

At all times and places, all movement of traffic upon the streets of the Town shall be under the direction and control of any Town Marshal, Sheriff or Deputy Sheriff of Steuben County, and any Indiana State Police Officer who shall assume the direction and control thereof.

Sec. 7 – 7 Reserved for Future Use.

Sec. 7 – 8 U-Turns Prohibited.

a. It shall be unlawful for any person to cause their vehicle to make a U-turn upon any street located within the corporate limits of the Town of Hudson.

b. Any person who violates the provisions of this ordinance commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 9 Stopping, Standing, or Parking.

a. No person shall stop, stand, or park a vehicle, except when necessary, to avoid conflict with other traffic or the directions of a police officer or traffic control device in any of the following places:

1. Upon a road within the Town which results in obstructing traffic;
2. On a sidewalk;
3. In front of a public or private driveway;
4. Within an intersection;
5. Within fifteen (15) feet of a fire hydrant;
6. On a crosswalk;
7. Within twenty (20') feet of a crosswalk at an intersection;
8. Within twenty feet (20') 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 feet (75') of said entrance when properly posted;
9. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
10. At any place where official signs prohibit stopping.

b. Any person who violates the provisions of this ordinance commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 10 Parallel Parking Required.

a. On all streets and/or portions thereof, vehicles shall stand, stop, or park parallel with the street so that both front and rear right wheels shall be within twelve inches (12”) of the curbing; however, this regulation shall not apply where diagonal parking is permitted and so designated by proper signs or markings.

b. Any person who violates the provisions of this ordinance commits a Class D infraction and shall, upon conviction thereof, be fined in an amount not to exceed twenty five dollars (\$25.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 11 Location of Stop Signs.

a. Every operator of a vehicle shall observe all “stop” signs and signals erected by the Town of Hudson.

b. The Town Board believes that it is in the interest of public safety and for the welfare of the public to erect stop signs at the following locations:

- 500 West and St. Rd. 4 facing north
- East Zonker and Smathers facing east
- Smathers and Dole facing north
- Clark and N. Main facing west
- Parsonage and N. Main facing west
- Schumaker and N. Main facing west
- Schumaker and N. Main facing east
- North and N. Main facing east
- E. Depot and N. Main facing east
- W. Depot and N. Main facing west
- E. Wabash and N. Main facing east
- W. Wabash and N. Main facing west
- E. Railroad and S. Main facing east
- Schenkle and S. Main facing west
- Schenkle and St. Rd. 4 facing north
- E. Railroad and Collins facing north
- W. Parsonage and Noll St. facing east
- Noll St. and Loucks Ave. facing east
- Noll St. and St. Rd. 4 facing north
- E. Wabash and N. Collins facing south
- E. Wabash and N. Collins facing north
- E. Wabash and N. Hardy facing south

c. Any person who violates the provisions of this ordinance commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 12 Yield Right-of-Way Signs.

a. Every operator of a vehicle shall observe all yield right-of-way signs erected by the Town of Hudson.

b. The Town Board believes that it is in the best interest of public safety and for the general welfare of the public to install yield signs at all intersections not specifically stated above or otherwise marked with clearly posted stop signs.

c. Any person who violates the provisions of this section commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 13 Noise Emitting from Vehicles

a. It shall be unlawful to operate any vehicle which make an unusually loud or unnecessary noise, or which is not equipped with a muffler in constant operation to prevent excessive or unusual noise or excessive smoke.

b. It shall be illegal and unlawful for any motor vehicle or horse-drawn vehicle, other than a vehicle specifically designed so as to make a public statement by permit issued by the Town of Hudson, or during a parade or other celebratory festival as authorized by the Hudson Town Board, to cause to emit a noise through an audio component and/or instrumentality located within or upon said automobile or horse-drawn vehicle which sound is audible from any house or structure or within ten feet of any such house or structure.

c. It shall also be unlawful to operate a motor vehicle in a loud or disorderly manner so as to disturb the peace and quiet of the residential neighborhood.

d. Any person who violates the provisions of this ordinance commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

e. A separate offense and shall be deemed committed on each date during or on which a violation occurs or continues. Upon conviction for a violation, the sound device used during the commission of the offense shall be subject to seizure for payment of the judgment. In addition, any Town Officer may seize the device used to violate any part of this Ordinance as evidence for the court when the violation is discovered.

Sec. 7 – 14 .Reserved for Future Use

Sec. 7 – 15 Stop Signs at All Streets Intersecting County Road 500 W.

a. Every stop sign shall bear the word **STOP** in letters in accordance with Indiana Code. Every stop sign shall at night times be rendered luminous by efficient reflecting elements in the face of the sign. Every stop sign shall be erected as near as practicable to the nearest line of the crosswalk on the near side of the intersection, or, if there is no crosswalk, then as near as practicable to the nearest line of the intersecting roadway.

Sec. 7 – 16 Regulation and Operation of Golf Carts on Town Streets

- a. Golf cart, as used in this Ordinance, is defined as a four (4) wheeled motor vehicle originally and specifically designed and intended to transport one (1) or more individuals and golf clubs for the purpose of playing the game of golf on a golf course.
- b. A person may operate, drive, or park (“Operate”) a golf cart on the streets, alleys, and properties under the jurisdiction of the town of Hudson subject to the rules and restrictions set forth herein.
- c. Operators of golf carts must have a valid driver’s license and shall obey all state, federal, and local laws, regulations, and ordinances governing passenger motor vehicles, including but limited to laws, regulations, and ordinances pertaining to licensing of operators and traffic regulations.
- d. That any golf cart to be operated on the streets, alleys, and highways within the jurisdiction of the Town of Hudson shall be registered with the Clerk Treasurer of the town of Hudson, Indiana, and shall pay an initial registration fee of \$30.00 with an annual renewal fee of \$10.00 due each year thereafter.
- e. That no golf cart shall be operated on a town street between one-half hour before sunset and one-half hour after sunrise unless the golf cart is equipped with two headlamps, two tail lamps, front and rear turn lamps, and rear brake lamps, all of which must be visible from a distance of at least 500 feet.
- f. No person shall operate or permit the operation of a golf cart without proof of insurance financial responsibility.
- g. No person shall operate a golf cart unless the driver and any and all passengers of said golf cart are seated in a seat attached to the golf car as manufactured. That no more than one (1) operator and one (1) passenger shall be permitted on a golf cart designed for two people when operating at any time, and no more than one (1) operator and three (3) passengers shall be permitted on a golf cart designed to transport four (4) people when operating at any time.

- h. No person shall operate a golf cart unless said golf cart is equipped with and displays a triangular slow moving vehicle emblem or safety flag that is entirely visible from the rear of the golf cart at all times.
- i. No person shall operate a golf cart in a reckless manner. Reckless is defined, for this purpose, as operation that would place occupants of the golf cart, pedestrians, any person or property, or other motor vehicle operators in position to risk bodily injury.
- j. No Golf Cart shall be operated on any of the following:
 - a. Any town street or any portion of any town street where the speed limit in effect at the place of operation is greater than 30 miles per hour; and
 - b. Any town street designated as a state highway, except to cross any state highway by traveling on a town street perpendicular to the state highway at a location where the town street intersects with the state highway; and
 - c. Any town sidewalk, trail, or greenway path, or other area designated for pedestrian traffic.
- k. Any golf cart registered with the Town of Ashley, Indiana, shall be permitted to operate upon the streets, alleys, and highways of the town of Hudson, Indiana, subject to all terms of this ordinance except proper registration.
- l. Any person violating the provisions of this section commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.
- m. All prior Ordinances, specifically Ordinance No. 12-02, or parts thereof inconsistent with any provisions of this ordinance are hereby repealed. This Ordinance shall be in full force and effect from and after its promulgation according to law.

Sec. 7 – 17 Regulating the Operation of Off-Road Vehicle

- a. The definition of the term “Town Roadways” is hereby defined as follows:
- b. “Town Roadways” shall include all streets, alleys, and adjacent right of ways within the Town, except federal and state roads, federal and state right of ways.

Definition of off-road vehicle:

- c. The Ordinance adopts the Off-Road Vehicle Definition provided by Indiana Code § 14-8-2-185.

A person shall not operate an off-road vehicle:

- d. With disregard for traffic control signs and signals.
- e. At a rate of speed greater than is reasonable and proper for the type of off-road vehicle and road condition.
- f. On any private property without consent of the landowner or tenant.
- g. At a speed exceeding five (5) miles per hour within one hundred (100) feet of an individual on foot (not in or upon a vehicle).
- h. Without a valid motor vehicle driver’s license.
- i. Without liability insurance for the off-road vehicle consistent with the minimum requirements of the State of Indiana for motor vehicle insurance.
- j. Before sunrise or after sunset unless it has at least one headlight and one tail light.
- k. Without adequate brakes capable of producing deceleration of 14 feet a second at a speed of 20 miles per hour.
- l. No part of this Ordinance shall be interpreted to conflict with federal, state, or local laws and all reasonable efforts should be made to harmonize the same. Should any section or part thereof of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole, or any portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

Sec. 7 – 18 through Sec. 7 – 19 Reserved for Future Use.

ARTICLE 2. SNOW EMERGENCY REGULATIONS.

Sec. 7 – 20 Snow Emergency

- a. This Ordinance shall be known as the ‘Town of Hudson Snow Emergency Ordinance’ and shall apply to any and all streets, alleys or right-of-ways within the corporate limits of the town which are maintained by the Hudson Street Department.
- b. The President of the Town Board shall consult with the members of the Board, the Town Manager, the Town Marshal, and/or the Street Superintendent for the purpose of declaring an appropriate snow advisory that would be in the best interest of the public safety and welfare of the residents of the Town of Hudson.

c. Such emergency declaration shall remain in effect until the above mentioned officials or their respective designees who declared the emergency thereafter determine an emergency no longer exists and vacate the emergency order.

Sec. 7 – 21 Snow Emergency Defined.

a. Snow emergency declarations shall be declared when travel and road conditions in the Town become hazardous due to severe snowfall and/or high winds producing drifting and blizzard-like conditions that may threaten the safety of the public. Snow emergency declarations are necessary in order to inform the residents of the Town of Hudson the weather conditions and street conditions within the town, and to assist the street department in clearing the town roadways by eliminating unnecessary obstacles and stranded vehicles. Only essential travel on the Town streets is recommended during a snow emergency declaration.

Sec. 7 – 22 Snow Emergency Notice

The Town Board shall broadcast notice of any snow emergency declaration by contacting local law enforcement agencies, fire department, street superintendent, local news outlets, and posting said notice on the Town of Hudson Website at www.Hudsonstown.org.

Sec. 7 – 23 Exempt Vehicles

Vehicles exempt from this Ordinance shall include medical assistance, law enforcement, fire department, emergency management, public utility, fuel hauling vehicles, and employees of any of the above exempt services, if engaged in performing their respective duties. Any other vehicles violating this Ordinance are subject to fines and to removal by towing or other means at the expense of the owner of the vehicle, when such towing and/or removal is deemed necessary by any one or more of the following entities: *the Hudson Street Department, the Hudson Police Department, the Steuben County Sheriff's Department, or Indiana State Police.*

Sec. 7 – 24 Penalties

a. It is unlawful for any person to violate any provision this Ordinance, and any such violation shall be fined as follows:

1. First offense in a 24 Month period shall be deemed a Class C Infraction subject to a fine not to exceed fifty dollars (\$50.00) plus costs of collection

2. Each Subsequent offense in a 24 month period shall be deemed a Class B Infraction subject to a fine not to exceed one hundred dollars (\$75.00) plus costs of collection.

b. In addition any violator of any provision of this Ordinance shall further pay any and all reasonable attorney fees, monetary losses of the town, or any other expenses incurred in collecting and enforcing this ordinance.

Sec. 7 – 25 through Sec. 7 – 28 Reserved for Future Use.

ARTICLE 3. SPEED LIMIT DESIGNATIONS.

Sec. 7 – 29 Definitions.

a. **Driver** means any person driving, controlling or operating any motor vehicle, horse or other domestic animal.

b. **Vehicle** means automobiles, bicycles, every vehicle on wheels and every other conveyance, equestrians and led horses.

Sec. 7 – 30 Speed Limit Designation.

It shall be unlawful for any person or persons to drive any vehicle in the Town of Hudson over twenty-five (25) miles per hour unless otherwise posted.

Sec. 7 – 31 Posting.

The Town Board shall have signs posted designating the speed limitations provided for in this Article.

Sec. 7 – 32 Penalty.

Any person violating the provisions of this Article commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection. Each Subsequent offense in a 12 month period shall be deemed a Class A Infraction subject to a fine not to exceed one hundred dollars (\$100.00) plus attorney fees and costs of collection.

Sec. 7 – 33 through Sec. 7 – 38 Reserved for Future Use.

ARTICLE 4. NO PARKING ZONES.

Sec. 7 – 39 No Parking near Fire Station.

a. There shall be no parking within fifty (50) feet either direction from the main entrance to the Hudson Fire Station except for vehicles of the volunteer fire department employees on official business and any and all authorized vehicles. In event of a Fire Department emergency, vehicles must be moved immediately.

b. Since a no parking zone is necessary for the protection of the citizens of the Town of Hudson, in addition to the fines for any infractions committed as listed herein, any vehicle parked in violation of provisions of this Article shall be towed away at the owner's expense.

c. Any person violating the provisions of this Article commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 40 No Parking Zone on Main Street – Penalties.

a. There shall be no parking from the intersection of Zonker Street and Main Street, South along both the East and West side of Main Street for a distance of two hundred seventy-five feet (275').

b. The Town Board of the Town of Hudson, shall cause to be placed on both the East and West sides of Main Street south of Zonker Street for a distance of two hundred seventy-five feet (275') signs designating said area as a **No Parking Zone**.

c. Since said **No Parking Zone** is necessary for the protection of the citizens of the Town of Hudson, in addition to the fines for any infractions committed as listed herein, any vehicle parked in violation of provisions this Article shall be towed away at the owner's expense.

d. Any person violating the provisions of this section commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 41 through Sec. 7 – 49 Reserved for Future Use.

ARTICLE 5. RESTRICTED PARKING.

Sec. 7 – 50 Parking Generally

a. It shall be unlawful to park any vehicle on a public street within the Town of Hudson within twenty (20) feet of the intersection of said public street and any other public street.

b. Any vehicle parked upon a public street, or in a public parking lot, within the Town of Hudson shall be moved within twenty-four (24) hours of the time of notice to do so given to the owner of said vehicle by the Town Marshal of the Town of Hudson.

c. No vehicles shall be parked on any public street or on public property within the Town of Hudson in such a manner as to obstruct the vision of drivers approaching an intersection from any direction.

d. Any person violating the provisions of this section commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

e. Any subsequent admission or judgment of a violation thereafter of the same ordinance or code provision within a calendar year shall be deemed a Class A infraction and shall, upon conviction thereof, be fined in an amount not to exceed one hundred dollars (\$100.00) plus any and all attorney fees and costs of collection.

f. In addition to the fines for any infractions committed as listed above, any vehicle parked in violation of the provisions of this Section 2 shall be towed away at the owner's expense.

Sec. 7 – 51 Parallel Parking Required on Main Street.

a. All parking on Main Street in the Town of Hudson shall be parallel parking and [that] no vehicle shall park on said Main Street in any fashion other than by parallel parking.

b. The Town shall cause signs to be erected at appropriate locations of Main Street indicating that all parking must be parallel.

a. Any person violating the provisions of this section commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 52 Moving of Parked Cars

a. It shall be unlawful for any individual to leave a motor vehicle parked upon a city street in the Town of Hudson, Indiana for a period in excess of two weeks without moving said motor vehicle from any specific parking spot. It is the intent of this ordinance to require the movement of vehicles upon city streets so as to permit routine maintenance, street cleaning, and other necessary city functions which cannot be accomplished by vehicles which set for an inordinate amount of time in a specific place.

b. Any person violating the provisions of this section commits a Class C infraction and shall, upon conviction thereof, be fined in an amount not to exceed fifty dollars (\$50.00) plus any and all attorney fees, costs of collection and any expenses incurred by the town including but not limited to towing and storage of said vehicle.

c. Any subsequent admission or judgment of a violation thereafter of the same ordinance or code provision within a calendar year shall be deemed a Class B infraction and shall, upon conviction thereof, be fined in an amount not to exceed seventy five dollars (\$75.00) plus any and all attorney fees, costs of collection and any other reasonable expenses incurred by the town.

Sec. 7 – 53 through Sec. 7 – 59 Reserved for Future Use.

ARTICLE 6. WEIGHT LIMITS.

Sec. 7 – 60 Vehicle Loan Limits.

a. No vehicle in excess of twenty thousand pounds (20,000 lbs.), load included, shall go upon the roadways of the Town of Hudson, excepting industrial zones and Main Street in the Town of Hudson whereon no vehicle in excess of thirty thousand pounds (30,000 lbs.), load included shall go upon said Main Street except service vehicles to [the] Town.

a. Any person violating the provisions of this section commits a Class A infraction and shall, upon conviction thereof, be fined in an amount not to exceed one hundred dollars (\$100.00) plus any and all attorney fees and costs of collection.

Sec. 7 – 61 through Sec. 7 – 64 Reserved for Future Use.