

TITLE VII: TRAFFIC CODE

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CHAPTER 70: GENERAL PROVISIONS

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GENERAL PROVISIONS

' 70.01 SHORT TITLE.

This code shall be known and may be cited as the ATraffic Code of Plymouth, North Carolina,@ or simply as the ATraffic Code.@

' 70.02 DEFINITIONS.

(A) For the purpose of this title the following definitions shall apply unless the context clearly indicates or requires a different meaning.

AUTHORIZED EMERGENCY VEHICLE. Vehicles of the Fire Department, police vehicles and such ambulances designated or authorized by the Chief of Police.

BLOCK. The length of that portion of any street which is located between two adjacent street intersections.

BUSINESS DISTRICT. The territory contiguous to a highway, when 50% or more of frontage thereon, for a distance of 300 feet or more, is occupied by buildings which are in use for business purposes.

CROSSWALK. That portion of a roadway which lies between the prolongations of the lateral sidewalk or boundary lines over an intersection. Any portion of a roadway distinctly indicated for pedestrian crossing, by lines or other markings on the surface.

DRIVER. The operator of a vehicle, as defined below. The terms Aoperator@ and Adriver@ and their cognates are synonymous. (G.S. ' 20-4.01(7))

INTERSECTION. The area embraced within the prolongation of the lateral curblines or, if none, then the lateral edge of the roadway lines of two or more highways which join one another at any angle whether or not one such highway crosses the other. Where a highway includes two roadways 30 feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event that such intersecting highway also includes two roadways 30 feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection. (G.S. ' 20-4.01(16))

MOPED. A vehicle, other than a motor-driven bicycle or electric assisted bicycle, that has two or three wheels, no external shifting device, a motor that does not exceed 50 cubic centimeters piston displacement and cannot propel the vehicle at a speed greater than 30 miles per hour on a level surface. The motor may be powered by electricity, alternative fuel, motor fuel, or a combination of each. (G.S. ' 20-4.01(27))

MOTORCYCLES. Vehicles having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, including autocycles, motor scooters and motor-driven bicycles, but excluding tractors and utility vehicles equipped with an additional form of device designed to transport property, three-wheeled vehicles while being used by law-enforcement agencies, electric assisted bicycles, and mopeds as defined above. (G.S. ' 20-4.01(27))

MOTOR VEHICLE. Every vehicle which is self-propelled and every vehicle designed to run upon the highways which is pulled by a self-propelled vehicle. Except as specifically provided otherwise, this term shall not include mopeds or electric assisted bicycles. (G.S. ' 20-4.01(23))

OFFICIAL TIME STANDARD. Whenever certain hours are named in this title they shall mean standard time or daylight saving time as may be in current use in the town.

OFFICIAL TRAFFIC-CONTROL DEVICES. All signs, signals, markings, and devices not inconsistent with this title, placed or erected by authority of the Town Council, or an official having jurisdiction, for the purpose of regulating, warning, or guiding traffic.

OFFICIAL TRAFFIC SIGNALS. Any device, whether manually or automatically operated, by which traffic is alternately directed to stop and to proceed.

OPERATOR. A person in actual physical control of a vehicle which is in motion or which has the engine running. The terms Aoperator@ and Adriver@ and their cognates are synonymous. (G.S. ' 20-4.01(25))

OWNER. A person holding the legal title to a vehicle, or in the event a vehicle is the subject of a chattel mortgage or an agreement for the conditional sale or lease thereof or other like agreement, with the right of purchase upon performance of the conditions stated in the agreement, and with the immediate right of possession vested in the mortgagor, conditional vendee, or lessee, said mortgagor, conditional

vendee, or lessee shall be deemed the owner for the purpose of this title. For the purposes of this title, the lessee of a vehicle owned by the government of the United States shall be considered the owner of the vehicle. (G.S. ' 20-4.01(26))

PARK. The standing of a vehicle, whether occupied or not, other than temporarily for the purpose of loading or unloading.

PEDESTRIAN. Any person afoot.

POLICE OFFICER. Every officer of the Police Department or any officer authorized to direct traffic or to make arrests for violations of traffic regulations.

PRIVATE ROAD or **DRIVEWAY.** Every road or driveway not open to the use of the public as a matter of right for the purpose of vehicular travel. (G.S. ' 20-4.01(30))

PUBLIC CONVEYANCE. Any vehicle which is engaged in the business of transporting persons for fare.

RAILROAD. A carrier, other than streetcars, of persons or property, with cars operated on stationary rails.

RAILROAD TRAIN. A steam engine, electric or other locomotor, with or without cars coupled thereto, operated upon rails, not including streetcars.

RESIDENCE DISTRICT. The territory contiguous to a highway not comprising a business district, when the frontage on such highway, for a distance of 300 feet or more, is mainly occupied by residential dwellings, but also by dwellings or buildings which are in use for business purposes.

RIGHT-OF-WAY. The privilege of the immediate use of the roadway, not inconsistent with regulations and conditions imposed by this code, other town ordinances, or state law.

ROADWAY. That portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the shoulder. In the event a highway includes two or more separate roadways the term **ROADWAY**, as used herein shall refer to any such roadway separately but not to all such roadways collectively. (G.S. ' 20-4.01(38))

SAFETY ZONE. Traffic island or other space officially set aside within a highway for the exclusive use of pedestrians and which is so plainly marked or indicated by proper signs as to be plainly visible at all times while set apart as a safety zone. (G.S. ' 20-4.01(39))

SIDEWALK. That portion of a street between the curb lines or the lateral lines of a roadway and the adjacent property lines, exclusively intended for use of pedestrians.

STANDING. Any stopping of a vehicle, whether occupied or not.

STOP. When required, complete cessation of movement.

STOP or **STOPPING.** When prohibited, any stopping of a vehicle, except when conflict with other traffic is imminent or when otherwise directed by a police officer.

STREET. A highway, as defined in G.S. ' 20-4.01(13). The terms Ahighway@ and Astreet@ and their cognates are synonymous. (G.S. ' 20-4.01(46))

TRAFFIC. Pedestrians, ridden or herded animals, vehicles, streetcars, and other conveyances, either singly or together, while using any street for purposes of travel.

TRAFFIC SIGNS. Authorized signs or markers which are assumed to be permanently or temporarily placed or erected or installed at certain places and which purport to give notice of direction or to convey a prohibition or warning. The presence of such signs, though not compulsory, is generally dictated by necessity or common sense, with a view to furtherance of public safety.

VEHICLE. Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon fixed rails or tracks, provided that for the purposes of this title bicycles and electric assisted bicycles shall be deemed vehicles and every rider of a bicycle or an electric assisted bicycle upon a highway shall be subject to the provisions of this title applicable to the driver of a vehicle except those which by their nature can have no application. This term shall not include a device which is designed for and intended to be used as a means of transportation for a person with a mobility impairment, or who uses the device for mobility enhancement, is suitable for use both inside and outside a building, including on sidewalks, and is limited by design to 15 miles per hour when the device is being operated by a person with a mobility impairment, or who uses the device for mobility enhancement. This term shall not include an electric personal assistive mobility device as defined in G.S. ' 20-401(7b). (G.S. ' 20-4.01(49))
(G.S. ' 20-4.01) (>74 Code, ' 21-2)

(B) Words, terms, and phrases not defined in division (A) but which are defined in G.S. Chapter 20 shall, for purposes of this title, be as so defined in G.S. Chapter 20.
(>74 Code, ' 21-2)

Statutory reference:

Statutory definitions, see G.S. ' 20-4.01

' 70.03 COMPLIANCE WITH CHAPTER REQUIRED.

It shall be unlawful for any person to do any act forbidden, or fail to perform any act required, in this chapter.
(>74 Code, ' 21-3) Penalty, see ' 70.99

' 70.04 APPLICATION OF REGULATIONS TO PUBLIC EMPLOYEES.

(A) The provisions of this title shall apply to the driver of any vehicle owned by, or used in the service of, the United States government, the state, county, or town, and it shall be unlawful for any such driver to violate any of the provisions of this title or state law. (>74 Code, ' 21-4)

(B) While actually engaged in maintenance or construction work on the highways, but not while traveling to or from such work, drivers of vehicles owned or operated by the state or this town are exempt from all provisions of this title except as set forth in G.S. ' 20-168(b). (G.S. ' 20-168(b))

' 70.05 EXEMPTIONS FOR AUTHORIZED EMERGENCY VEHICLES.

The provisions of this title regulating the operation, parking, and standing of vehicles shall also apply to authorized emergency vehicles, as defined in ' 70.02, except as follows.

(A) Unless otherwise directed by a police officer, a driver, when operating such vehicle in any emergency, may:

- (1) Park or stand, notwithstanding the provisions of this title.
- (2) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.
- (3) Exceed the prima facie speed limits, so long as he does not endanger life or property.
- (4) Disregard regulations governing direction of movement or turning in specified directions, so long as he does not endanger life or property.

(B) The foregoing exemptions shall not, however, protect the driver of any such vehicle from the consequences of his reckless disregard for the safety of others.
(>74 Code, ' 21-8)

' 70.06 APPLICATION TO PERSONS PROPELLING PUSHCARTS OR RIDING BICYCLES OR ANIMALS.

Every person propelling any pushcart or riding a bicycle or an animal upon a roadway, and every person driving any animal-drawn vehicle, shall be subject to the provisions of this title which are applicable to any driver of any vehicle, except those provisions of this title which, by their very nature, can have no application.
(>74 Code, ' 21-5)

' 70.07 USE OF TOY DEVICES RESTRICTED TO PLAY STREETS.

No person on roller skates or riding on any coaster, toy vehicle, or similar device shall go upon any sidewalk except upon a street set aside as a play street.

(>74 Code, ' 21-19) Penalty, see ' 70.99

' 70.08 ENTERING, JUMPING ON, OR RIDING VEHICLE WITHOUT PERMISSION OF OWNER OR DRIVER.

No person shall enter, jump on, or ride any automobile or other vehicle, without the consent of the owner or driver.

(>74 Code, ' 21-25) Penalty, see ' 70.99

' 70.09 BOARDING MOVING VEHICLE PROHIBITED.

No person shall board or alight from any public conveyance or other vehicle while such conveyance or vehicle is in motion.

(>74 Code, ' 21-22) Penalty, see ' 70.99

' 70.10 PERSONS TO STAY INSIDE VEHICLES; HANGING ONTO VEHICLES PROHIBITED.

No person shall allow any part of his body to protrude beyond the limits of the vehicle in which he is riding, except to give such signals as are by law required, and no person shall hang on to any vehicle whatsoever.

(>74 Code, ' 21-24) Penalty, see ' 70.99

' 70.11 LIMITATION ON NUMBER OF PERSONS PERMITTED IN FRONT SEAT.

It shall be unlawful for the driver or the person in charge of any motor vehicle to permit more than three persons, including the driver, to ride in the front or driver=s seat of a motor vehicle.

(>74 Code, ' 21-26) Penalty, see ' 70.99

Statutory reference:

Overloaded or overcrowded vehicle, see G.S. ' 20-140.2

' 70.12 RIDING WITHIN SPACE NOT INTENDED FOR PASSENGERS.

No person shall ride on any public conveyance or vehicle not designated or intended for the use of passengers. This provision shall not apply to an employee engaged in the necessary discharge of a duty nor to persons riding within truck bodies in spaces intended for merchandise.

(>74 Code, ' 21-23) Penalty, see ' 70.99

' 70.13 UNAUTHORIZED USE OF POLICE OR FIRE DEPARTMENT WHISTLES OR SIRENS.

No person, without special authority from the Police Department or Fire Department, shall carry or use any whistle, bell, horn, or siren similar in appearance or sound to the whistles, horns, or sirens used by the Police Department or Fire Department.

(>74 Code, ' 15-10) Penalty, see ' 70.99

ADMINISTRATION AND ENFORCEMENT**' 70.20 OBEDIENCE TO POLICE REQUIRED.**

No person shall refuse to comply with any lawful order or direction of a police officer made pursuant to this title or other traffic ordinances or regulations.

(>74 Code, ' 21-6) Penalty, see ' 70.99

' 70.21 AUTHORITY OF POLICE IN EMERGENCIES.

In the event of a fire or other emergency, or when it is necessary to expedite traffic or to safeguard pedestrians, police officers may direct traffic as conditions may require, notwithstanding the provisions of this title.

(>74 Code, ' 21-7)

TRAFFIC-CONTROL DEVICES**' 70.30 OBEDIENCE REQUIRED; WHEN SIGNS REQUIRED FOR ENFORCEMENT.**

(A) The driver of any vehicle shall obey the directions of any official traffic-control device placed in accordance with the traffic regulations of the town, subject to certain exceptions which are granted the driver of an authorized emergency vehicle in ' 70.05, unless otherwise directed by a police officer.

(B) No provision of this title which provides for signs shall be enforced against an alleged violator if, at the time and place of the alleged violation, such official sign is not in proper position or is insufficiently legible to an ordinarily observant person. Whenever a particular section does not stipulate signs, such section shall be effective without signs being placed to give notice thereof.

(>74 Code, ' 21-27) Penalty, see ' 70.99

Statutory reference:

Authority to erect traffic-control devices, compel obedience, see G.S. ' ' 20-158 and 20-169

' 70.31 PLACEMENT OF OFFICIAL TRAFFIC-CONTROL DEVICES; TYPES.

(A) Traffic-control devices of the town shall be placed, erected, installed, changed, or removed only upon order of the Town Council pursuant to action taken by the Town Council and entered upon its minutes, and any such action shall be by ordinance when so required by law.

(B) Unless otherwise provided by the Town Council in any instance, such orders of the Council shall be executed under the direction of the Town Manager.
(>74 Code, ' 21-28)

(C) All traffic-control devices heretofore installed by authority of the Town Council and which are in place on the effective date of this traffic code shall continue to be official until such time as they may be removed by authority of the Town Council; and until they are so removed it shall be unlawful for any person to fail to comply with any instruction or directive indicated by any such official traffic-control device.
(>74 Code, ' 21-31)

(D) Traffic-control devices of the town within the purview of division (A) shall include, but shall not be limited to, those indicating stop and yield intersections; speed restrictions; limited or prohibited turning movements; one-way streets; prohibited and restricted parking areas; truck routes and other restrictions as to vehicle types permitted to be driven upon the streets; school zones; safety zones; zones of quiet; play streets; bus stops; taxicab stands; loading zones; and spaces reserved for the parking of certain vehicles only, as, for example, vehicles of town officers and physicians.
(>74 Code, ' 21-30) Penalty, see ' 70.99

' 70.32 TRAFFIC-CONTROL SIGNAL LEGEND.

Whenever traffic is controlled by traffic control signals exhibiting the words *Go*, *Caution*, or *Stop*, or exhibiting differently colored lights, successively, one at a time, the following colors only shall be used and the terms and lights shall indicate as follows:

(A) Green alone, or *Go*.

(1) Vehicular traffic facing the signal may proceed straight through, or turn right or left unless a sign at the place prohibits either such turn. But vehicular traffic shall yield the right-of-way to other vehicles and to pedestrians, lawfully within the intersection at the time the signal is exhibited.

(2) Pedestrians facing the signal may proceed across the roadway within any marked or unmarked crosswalk.

(B) Yellow alone, or *Caution*, when shown following the green or *Go* signal.

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(1) Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at the intersection, but if such stop cannot be made in safety, a vehicle may be driven cautiously through the intersection.

(2) Pedestrians facing the signal are thereby advised that there is insufficient time to cross a roadway, and any pedestrian then starting to cross shall yield the right-of-way to all vehicles.

(C) Red alone, or Astop.@"

(1) Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at an intersection, or at such other point as may be indicated by a clearly visible line, and shall remain standing until green or Ago@" is shown alone.

(2) No pedestrian facing the signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

(D) Red with green arrow.

(1) Vehicular traffic facing the signal may cautiously enter the intersection, only to continue the movement in the direction indicated by such arrow, but shall not interfere with other traffic.

(2) No pedestrian facing the signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

(>74 Code, ' 21-32) Penalty, see ' 70.99

' 70.33 FLASHING SIGNALS.

Whenever flashing red or yellow signals are used, they shall require obedience by vehicular traffic as follows:

(A) Flashing red (stop signal). When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection, or at a limit line when marked, and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.

(B) Flashing yellow (caution signal). When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past the signal only with caution.

(>74 Code, ' 21-34)

' 70.34 NO TURN SIGNS AND TURNING MARKERS.

Whenever official traffic-control signs are placed which indicate that no turn, or that no right, left, or AU@" turn is permitted, the driver of a vehicle shall obey the directions of any such sign, and when

official traffic-control markers, buttons, or other indications are placed within an intersection which indicate the course to be traveled by vehicles traversing or turning, the driver of a vehicle shall obey the directions of such indications.

(>74 Code, ' 21-35) Penalty, see ' 70.99

Statutory reference:

Turning at intersections, see G.S. ' 20-153

' 70.35 YIELD SIGNS.

Whenever official traffic-control *yield* or *yield right-of-way* signs are placed at street intersections, the driver of a vehicle approaching any such sign shall yield the right-of-way to other vehicles approaching from any direction and he shall not proceed into the intersection until he has determined that he can do so in safety and without conflict with any other vehicle.

(>74 Code, ' 21-40) Penalty, see ' 70.99

' 70.36 NO PARKING ZONE AND SAFETY ZONE MARKERS.

Whenever official traffic-control signs or markings are placed which indicate no parking zones or safety zones, the driver of a vehicle shall obey such regulatory indications.

(>74 Code, ' 21-36) Penalty, see ' 70.99

Statutory reference:

Driving through safety zones prohibited, see G.S. ' 20-160(a)

' 70.37 ZONES OF QUIET.

Whenever official traffic-control signs are placed which indicate a zone of quiet, the person operating a motor vehicle within any such zone shall not sound the horn or any other warning device of the vehicle, except in an emergency, nor shall he operate therein any radio or sound-emitting device at such volume as to be heard beyond the distance to the nearest curb line of the street, or make any unnecessary noise whatever.

(>74 Code, ' 21-37) Penalty, see ' 70.99

' 70.38 PLAY STREETS.

Whenever official traffic-control signs, barriers, or other devices are placed which prescribe any street or part thereof as a play street, no person shall drive a vehicle upon any such prescribed street, except persons who have business or who reside within such prescribed area. Any such person shall exercise the greatest care when driving upon any such play street.

(>74 Code, ' 21-38) Penalty, see ' 70.99

' 70.39 SCHOOL ZONES.

Whenever official traffic-control signs are placed which prescribe any street or part thereof as a school zone, drivers of motor vehicles using such street or part thereof shall exercise the greatest care for the protection of children.

(>74 Code, ' 21-39) Penalty, see ' 70.99

BICYCLES**' 70.50 BICYCLES TO BE MAINTAINED IN SAFE CONDITION.**

Each bicycle owner shall maintain the brakes, steering gear, and other working parts of his bicycle, and the lights and reflectors therein, in good and safe condition so as to render the bicycle safe for use at all times and not to constitute a danger to others.

(>74 Code, ' 21-45) Penalty, see ' 70.99

' 70.51 MANNER OF OPERATION.

All bicycle riders shall operate their bicycles in a safe and careful manner, with due regard for the safety of others, at all times.

(>74 Code, ' 21-46) Penalty, see ' 70.99

' 70.52 RESTRICTIONS AS TO BICYCLES AND MOTORCYCLES.

(A) The operator of a motorcycle or bicycle, when upon a street, shall not carry any person upon the handlebars, frame, or tank of his vehicle, nor shall any person so ride upon any such vehicle.

(>74 Code, ' 21-17)

(B) No person shall ride a bicycle or motorcycle on any street without having his hands on the handlebars.

(C) No person shall ride a bicycle or motorcycle upon any sidewalk within the town.

(>74 Code, ' 21-18) Penalty, see ' 70.99

TRAINS

' 70.60 TRAINS NOT TO BLOCK STREETS.

(A) It shall be unlawful for any railroad train, railroad car, locomotive, or other vehicle attached to any railroad train, railroad car, locomotive, or other like vehicle to block any street in the town for any length of time in excess of ten minutes so as to impede or interfere with the use of the streets by vehicles, pedestrians, or traffic in any manner.

(B) Any violation of division (A) shall constitute a misdemeanor. Any corporation convicted of such violation shall, for the first offense, be subject to a fine of \$25, and for each subsequent offense a fine of \$50. Any individual convicted of such violation shall, for the first offense, be subject to a fine of \$25, and for each subsequent offense a fine of \$50 or imprisonment for not exceeding 30 days. Each and every ten-minute period that a street shall be so blocked in excess of the first ten-minute period herein allowed shall constitute a separate offense.

(>74 Code, ' 15-11)

' 70.99 PENALTY.

(A) The violation of any provision of this traffic code or any provision of any restriction imposed by any proclamation authorized by this code regulating the operation or parking of vehicles, for which no other penalty is provided, shall constitute an infraction punishable, upon conviction, by a penalty of not more than \$100.

(B) A violation of ' 71.05, driving the wrong way, is a \$50 fine.

(C) A violation of ' 71.06, exceeding the posted speed limit, is a \$50 fine.

(D) A violation of ' 71.07, failure to stop for a traffic control or stop sign, is a \$50 fine.

(E) A violation of ' 72.03, illegally parking, is a \$50 fine.

(F) A violation of ' 72.03, illegally parking in a handicapped zone, is a \$100 fine.

(G.S. ' 14-4) (Am. Res. passed 9-13-10)

CHAPTER 71: TRAFFIC RULES

Section

- 71.01 Vehicles not to obstruct intersections
- 71.02 Emerging from alley or private drive
- 71.03 Driving through funeral processions
- 71.04 Clinging to moving vehicles
- 71.05 One-way streets
- 71.06 Speed limits
- 71.07 Stop intersections
- 71.08 Limitations on turning around
- 71.09 Backing of vehicles

' 71.01 VEHICLES NOT TO OBSTRUCT INTERSECTIONS.

No driver shall move his vehicle across an intersection or a marked crosswalk, unless he observes that there is sufficient space on the other side of the intersection or crosswalk to accommodate his vehicle without obstructing the passage of other vehicles or pedestrians, although a traffic-control signal may be indicating his right to proceed.

(>74 Code, ' 21-33) Penalty, see ' 70.99

' 71.02 EMERGING FROM ALLEY OR PRIVATE DRIVE.

The driver of a vehicle emerging from an alley, driveway, or building shall stop such vehicle immediately prior to reaching the sidewalk or the sidewalk areas extending across any alleyway, and upon entering the roadway, he shall yield the right-of-way to all vehicles approaching on such roadway.

(>74 Code, ' 21-14) Penalty, see ' 70.99

' 71.03 DRIVING THROUGH FUNERAL PROCESSIONS.

No vehicle may be driven through a funeral procession, except authorized emergency vehicles and then only if the same are responding to calls.

(>74 Code, ' 21-10) Penalty, see ' 70.99

' 71.04 CLINGING TO MOVING VEHICLES.

No person riding upon any bicycle, motorcycle, coaster, sled, roller skates, or any toy vehicle shall attach the same or himself to any public conveyance or moving vehicle upon any roadway.

(>74 Code, ' 21-16) Penalty, see ' 70.99

' 71.05 ONE-WAY STREETS.

Whenever official traffic-control signs are in place indicating that any street or portion thereof is a one-way street upon which traffic shall proceed only in an indicated direction, drivers of vehicles on such street or portion of street shall proceed only in the direction indicated by such signs.

(>74 Code, ' 21-41) Penalty, see ' 70.99

' 71.06 SPEED LIMITS.

Except in those cases in which speed limits differing from those provided by state law have been adopted by ordinance, and made effective by the adoption of a concurring ordinance by the State Board of Transportation where required by state law, and by the erection within the town of signs giving notice of the authorized speed limits, the speed limits established by G.S. ' 20-141 shall apply within the town.

(Am. Res. passed 9-13-10)

Statutory reference:

Local authority as to speed limits, see G.S. ' 20-141

' 71.07 STOP INTERSECTIONS.

When official traffic-control Astop@ signs are placed at street intersections, the driver of a vehicle approaching any such sign shall bring his vehicle to a stop before entering the intersection, and he shall not proceed into or across the intersection until he has first determined that no conflict with traffic will ensue.

(>74 Code, ' 21-40) Penalty, see ' 70.99

Statutory reference:

Control of vehicles at intersections, see G.S. ' 20-158(b)

' 71.08 LIMITATIONS ON TURNING AROUND.

No driver shall turn any vehicle and proceed in the opposite direction within the business district, except at street intersections; no vehicle, however, shall make such a turn at any place at which an official traffic-control sign prohibits such a turn.

(>74 Code, ' 21-11) Penalty, see ' 70.99

' 71.09 BACKING OF VEHICLES.

The driver of a vehicle shall not back it into any intersection or over a crosswalk, nor shall he back it otherwise unless such movement can be made in safety and unless ample warning has been given by hand, horn, or other signal.

(>74 Code, ' 21-13) Penalty, see ' 70.99

CHAPTER 72: STOPPING, STANDING, AND PARKING

Section

- 72.01 Vehicles not to stop in streets
- 72.02 Vehicles not to obstruct passage of other vehicles
- 72.03 Stopping, standing, or parking prohibited in certain places
- 72.04 Standing or parking prohibited for certain purposes
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- 72.06 Limited parking
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- 72.08 Loading zones
- 72.09 Bus stops and taxicab stands
- 72.10 Limitation on number of taxicabs parked within same block
- 72.11 Parking parallel to curb
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- 72.13 Left side to curb prohibited in the business district
- 72.14 Parking within lines
- 72.15 Moving vehicles from parked positions

- 72.99 Penalty

' 72.01 VEHICLES NOT TO STOP IN STREETS.

No vehicle shall stop in any street, except for the purpose of parking as prescribed in this title, unless such stop is made necessary by the approach of an authorized emergency vehicle, by the approach of a funeral or other procession which is given right-of-way, by the stopping of a public conveyance, by the lowering of railway gates, by being given countermanding traffic signals, by the passing of some other vehicle or a pedestrian, or by some emergency. In all cases covered by these exceptions, vehicles shall stop so as not to obstruct any footway, pedestrian aisle, safety zone, crossing, or street intersection, if such obstruction can be avoided.

(>74 Code, ' 21-51) Penalty, see ' 70.99

' 72.02 VEHICLES NOT TO OBSTRUCT PASSAGE OF OTHER VEHICLES.

No vehicle shall so stand on any street as to interrupt or interfere with the passage of public conveyances or other vehicles.

(>74 Code, ' 21-52) Penalty, see ' 70.99

' 72.03 STOPPING, STANDING, OR PARKING PROHIBITED IN CERTAIN PLACES.

No person shall stop, stand, or park a vehicle, except when conflict with other traffic is imminent or when so directed by a police officer or traffic-control device, in any of the following places:

(A) On a sidewalk.

(B) Within an intersection.

(C) On a crosswalk.

(D) Within 30 feet of any flashing beacon, stop sign, or traffic-control signal located at the side of a street or roadway.

(E) On either side of any street leading to a railroad underpass or an overhead bridge, within 50 feet in any direction of the outer edge of such underpass or overhead bridge.

(F) On either side of any street leading to a grade crossing, within 50 feet of the closest rail; provided, that where existing permanent structures are located closer than 50 feet, parking may be permitted in front of such structures, unless otherwise prohibited, and if such parking does not block the view in either direction of the approach of a locomotive or train.

(G) Alongside or opposite any street excavation or obstruction, if such stopping, standing, or parking would obstruct traffic.

(H) Upon any bridge or other elevated structure or within any underpass structure.

(I) Within 15 feet in either direction of the entrance to a hotel, theatre, hospital, sanatorium, or any public building.

(J) On the roadway side of any vehicle stopping, standing, or parking at the edge or curb of a street.

(K) Within five feet of the entrance of an alley.

(>74 Code, ' 21-48)

(L) Where official traffic-control signs are posted indicating that parking is prohibited.

(>74 Code, ' 21-44)

(M) Where, in lieu of official traffic-control signs, the curbing of a street has been painted yellow by authority of the Town Council, except for a period not in excess of 60 seconds and then only to receive or discharge passengers.

(>74 Code, ' 21-50) Penalty, see ' 72.99

Statutory reference:

Prohibited parking, see G.S. ' 20-162

' 72.04 STANDING OR PARKING PROHIBITED FOR CERTAIN PURPOSES.

No person shall stand or park a vehicle upon any street for the principal purpose of:

- (A) Displaying it for sale.
- (B) Washing, greasing, or repairing such vehicle, excepting repair necessitated by an emergency.
- (C) Storage thereof by garages, dealers, or other persons.
- (D) Storage of any detached trailer or van, when the towing unit has been disconnected.
- (E) Transferring merchandise or freight from one vehicle to another.
- (F) Advertising.

(>74 Code, ' 21-49) Penalty, see ' 70.99

' 72.05 [RESERVED].

' 72.06 LIMITED PARKING.

Whenever official traffic-control signs are posted indicating that parking is prohibited for a period in excess of a specified length of time (i.e. two hour parking only), or that parking is prohibited on specified days or during specified periods of time (i.e. Parking prohibited 4:00 to 6:00 p.m.), no person shall park a vehicle in violation of the prohibitions indicated by such signs.

(>74 Code, ' 21-44) (Am. Ord. passed 5-14-07) Penalty, see ' 72.99

' 72.07 RESERVED PARKING PLACES.

Whenever official traffic-control signs are posted indicating that parking is Areserved,@ or reserved for specified categories (such as Areserved for Town officers@ or Areserved for physician@), no person other than one for whom such parking space is reserved shall park a vehicle within that space.

(>74 Code, ' 21-44) Penalty, see ' 72.99

' 72.08 LOADING ZONES.

Whenever official traffic-control signs are posted indicating Aloading zone,@ no person shall stand or park a vehicle thereat except for the purpose of loading or unloading cargo; provided, that drivers of other vehicles may stand their vehicles in a loading zone for a period not in excess of 60 seconds to receive or discharge passengers.

(>74 Code, ' 21-44) Penalty, see ' 72.99

' 72.09 BUS STOPS AND TAXICABS STANDS.

(A) Whenever official traffic-control signs are posted indicating Abus stop,@ no person other than the driver of a bus authorized by the town shall stand or park a vehicle thereat except for a period not in excess of 60 seconds to receive or discharge passengers, and then only when no bus can be seen approaching such designated bus stop.

(B) Whenever official traffic-control signs are posted indicating Ataxicab stand@ or Ataxi stand,@ no person other than the driver of a taxicab authorized by the town shall stand or park a vehicle thereat except for a period not in excess of 60 seconds to receive or discharge passengers, and then only when no taxicab can be seen approaching such designated taxicab stand.

(>74 Code, ' 21-44) Penalty, see ' 70.99

' 72.10 LIMITATION ON NUMBER OF TAXICABS PARKED WITHIN SAME BLOCK.

Not more than two taxicabs owned by the same company shall be parked in one block at the same time, unless parked in established taxi stands as set out in ' 72.09.

(>74 Code, ' 21-53) Penalty, see ' 70.99

' 72.11 PARKING PARALLEL TO CURB.

All vehicles shall park parallel to the curb and not more than six inches therefrom, except where provided otherwise by official traffic-control devices.

(>74 Code, ' 21-54) Penalty, see ' 70.99

' 72.12 VEHICLES BACKED UP TO CURB.

In no case shall a vehicle remain backed up to the curb, except when actually loading or unloading. If the vehicle is animal-drawn, the animal shall stand parallel to the curb and face the direction of traffic.

(>74 Code, ' 21-55) Penalty, see ' 70.99

' 72.13 LEFT SIDE TO CURB PROHIBITED IN THE BUSINESS DISTRICT.

No vehicle shall stop with its left side to the curb in the business district.
(>74 Code, ' 21-56) Penalty, see ' 70.99

' 72.14 PARKING WITHIN LINES.

On any street which is marked off with lines indicating the parking spaces for vehicles, vehicles shall be parked wholly within the parking spaces so marked.
(>74 Code, ' 21-57) Penalty, see ' 70.99

' 72.15 MOVING VEHICLES FROM PARKED POSITIONS.

(A) Parked vehicles shall move out in the direction headed, or if they are parked at an angle with the curb, they shall back out at that angle until they have cleared the other vehicles and shall then proceed in the direction they are most nearly headed in.
(>74 Code, ' 21-59)

(B) No person shall move a vehicle not owned by such person into any prohibited area or sufficiently away from a curb to make such distance unlawful.
(>74 Code, ' 21-58) Penalty, see ' 70.99

' 72.99 PENALTY.

The violation of ' ' 72.03, 72.06, 72.07, or 72.08 shall constitute an infraction punishable, upon notification and ticketing by a Town Police Officer or assign, by a penalty of \$10. This penalty shall be payable by cash or check within ten days to the Plymouth Town Hall. If the penalty of \$10 is not paid within the required ten days, then this shall subject the offender to a civil penalty and will be increased to \$50 and collectable by any lawful means the Town has available for collection, including but not limited to a civil action in the nature of a debt and any other remedy described in G.S. ' 160A-175.
(Ord. passed 5-14-07; Am. Ord. passed 09-06, 1-12-09)

CHAPTER 73: TRAFFIC SCHEDULES

Schedule

- I. Truck routes
- II. Stop signs
- III. Speed limits
- IV. One way vehicular traffic

SCHEDULE I: TRUCK ROUTES.

(A) Whenever official traffic-control signs are posted on streets indicating a truck route through the town, drivers of trucks en route to destinations beyond the town shall proceed only upon the route so indicated and may deviate from such route only to receive or discharge cargo, to obtain motor fuel or servicing, or in case of emergency.

(>74 Code, ' 21-43)

(B) The following sections of streets and highways shall be designated as the truck routes of the town:

<i>Street or Highway</i>	<i>Length</i>	<i>Description</i>	<i>Ord. No.</i>
Monroe St.		From the intersection of Monroe St. and U.S. Hwy. 64 to the intersection of Monroe St. and Water St.	Passed 3-14-83
N.C. Hwy. 32	.62 mile	From the southern corporate limit, a point approximately .32 mile south of SR 1114, north to U.S. Hwy. 64 (Washington St.)	Passed 2-13-83

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<i>Street or Highway</i>	<i>Length</i>	<i>Description</i>	<i>Ord. No.</i>
N.C. Hwy. 45	.23 mile	From the southern corporate limit of the town, approximately .1 mile south of SR 1114 - 1113, north to the northern corporate limit of the town, approximately .13 mile north of SR 1113-1114	Passed 2-13-84
N.C. Hwy. 149	.46 mile	From the southern corporate limit, a point approximately .12 mile north of SR 1336 (Sandhill Rd.) north to the northern corporate limit, at the county line.	Passed 2-13-84
U.S. Hwy. 64 - N.C. Hwy. 32	1.53 miles	From N.C. Hwy. 32 (Washington St.), east to the eastern corporate limit of the town at SR 1325 (Main St.)	Passed 2-13-84
U.S. Hwy. 64	.87 mile	From the western corporate limit of the town, a point approximately .87 mile west of N.C. Hwy. 32 (Washington St.), eastward to N.C. Hwy. 32	Passed 2-13-84

(C) The following street shall be closed to through truck traffic:

<i>Street</i>	<i>Description</i>	<i>Ord. No.</i>
Washington St.	From the intersection of Washington St. and Adams St. to the intersection of Washington St. and Third St. and from the intersection of Washington St. and Main St. to the intersection of Washington St. and Water St.	Passed 5-9-83

(D) All through trucks and other vehicles with gross weight in excess of 18,000 lbs. shall be restricted to US and NC numbered routes within the corporate limits of the town.

(E) Whenever official traffic-control signs are posted on streets prohibiting or limiting the use of such streets to vehicles of specified types or weights, (as, for example, Atractors prohibited,@ Avehicles over 4000 pounds prohibited,@ or Atrucks prohibited except to receive or discharge cargo@), drivers of vehicles to which such signs are applicable shall comply with the prohibitions, restrictions, and regulations indicated by such signs.

(>74 Code, ' 21-43) Penalty, see ' 70.99

Statutory reference:

Authority to regulate streets and highways, see G.S. ' 160A-296

SCHEDULE II: STOP SIGNS.

<i>Stop</i>	<i>Location</i>	<i>Side</i>	<i>Ord. No.</i>	<i>Date Passed</i>
Madison Street	Third Street and Madison Street	Both directions on Madison Street	2013-05 2013-08	- - 7-8-13
Washington Street	Washington Street and East Water Street	East	86-9	8-11-86

SCHEDULE III: SPEED LIMITS.

<i>Street</i>	<i>Location</i>	<i>Speed Limit</i>	<i>Ord. No.</i>	<i>Date Passed</i>
Alden Court	Within the residential area.	20	-	8-13-07
Cedar Court	Within the residential area.	20	-	8-13-07
Country Club Drive	Within the residential area.	20	-	8-13-07
Darby Circle	Within the residential area.	20	-	8-13-07
Golf Road	Within the residential area.	20	-	8-13-07
Linden Street	Within the residential area.	20	-	8-13-07
Maple Court	Within the residential area.	20	-	8-13-07
NC 45	The southern corporate limit, a point approximately .1 mile south of SR 1114-1113, northward to the northern corporate limit, a point approximately .13 mile south north of SR 1113-1114.	55	1	8-8-83
Pine Court	Within the residential area.	20	-	8-13-07
Poplar Court	Within the residential area.	20	-	8-13-07
Third Street	Between Washington Street and Monroe Street	25	2016-09	9-12-16
US 64-NC 32	From Washington Street (NC 32), northeastward to the eastern corporate limit, at East Main Street (SR 1325)	45	6	8-8-83
Wilson Street (SR 1335)	From Pine Street to U.S. 64	35	-	8-14-00

SCHEDULE IV: ONE WAY VEHICULAR TRAFFIC.

<i>Street</i>	<i>Location</i>	<i>Direction</i>	<i>Ord. No.</i>	<i>Date Passed</i>
West Avenue	Between U.S. Highway 64 and Roosevelt Avenue	south, entering onto West Avenue from U.S. Highway 64, Luverna Street and/or Monroe Street and exiting out onto Roosevelt Avenue	2015-05	4-13-15

CHAPTER 74: PARKING SCHEDULES

Schedule

I. No parking areas

SCHEDULE I. NO PARKING AREAS.

(A) Parking prohibited. All parking will be prohibited on the following described areas. Signs giving notice of no parking areas shall be erected.

<i>Location</i>	<i>Between</i>	<i>Side</i>	<i>Times</i>	<i>Ord. No.</i>	<i>Date</i>
East Water St.	Martin Lane and Adams St.	Grassed areas on north and south side of East Water St. to river	Any	97-5	7-29-97
Municipal parking lot adjacent to public boat launch		North side of East Water St.	Overnight	97-5	7-29-97
Madison Street	Main Street and Water Street	West side of Madison Street	Any		7-14-08
Third Street	Adams Street and the east side of the driveway, now or formerly owned by the Washington County Human Services	North side (across from library)	All times except on Sundays	2013-02	2-11-13

(B) A violation of this chapter shall constitute an infraction and shall be subject to a penalty of \$50.

