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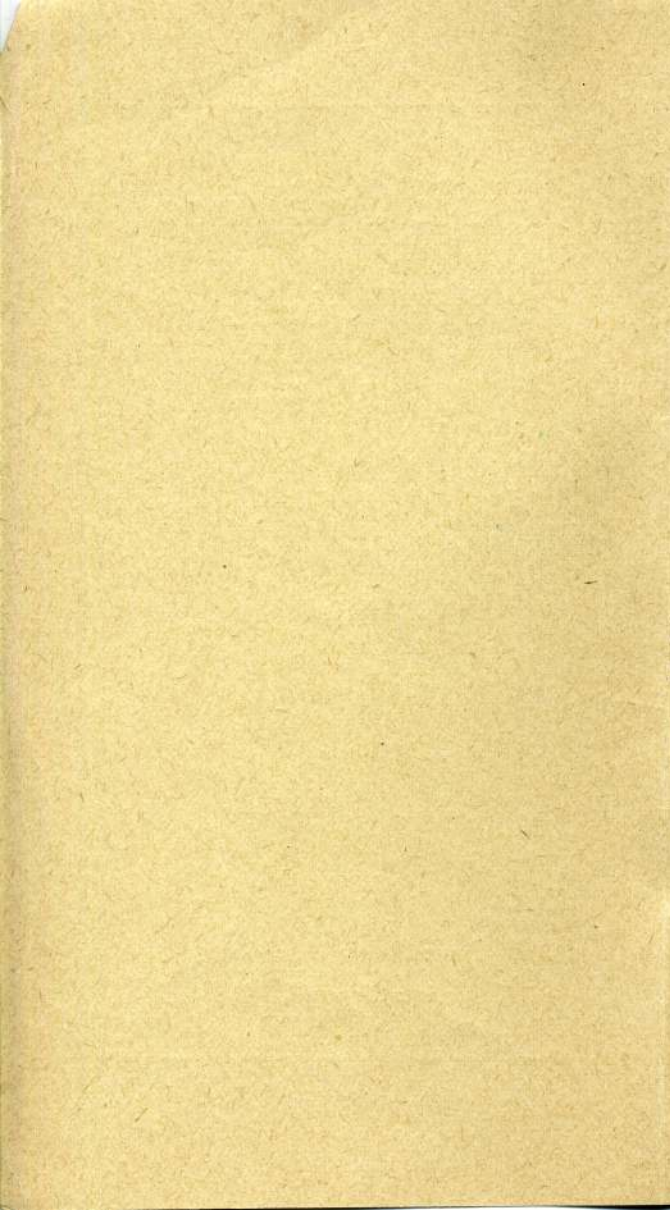
# Traffic Ordinance

City of Fairmont

West Virginia

Passed May 20, 1913

Effective May 29, 1913



*Fairmont, W. Va., ..... 191 .....*

*Received of the Chief of Police of the City of Fairmont, a  
copy of the Traffic Ordinance of said City, passed May 20, 1913*

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# An Ordinance Regulating Traffic Upon the Streets, Alleys and Public Places in the City of Fairmont.

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Passed May 20, 1913

Effective May 29, 1913

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Be it ordained by the Common Council of the City of Fairmont:

SECTION 1. The owner, operator, driver or person in charge of any car, dray, wagon, carriage, buggy, motor cycle, tricycle or bicycle upon all the streets, alleys and public places in the said city of Fairmont, shall conform to and observe the following rules and regulations.

SECTION 2. The word "vehicle" includes everything on wheels or runners, except street cars and baby carriages.

SECTION 3. The term "congested district" as used in this ordinance shall include all that portion of the city lying between Coal Run on the south and the northern line of Quincy street on the north; and between the Baltimore & Ohio Railroad Company's right of way on the east and the western line of Jackson street on the west; and that portion of the Fourth Ward between the southern line of Second street and Coal Run; and that portion of Water street in the First Ward lying between Ferry street and the intersection of Merchant street with Water street.

SECTION 4. The driver or person in control of any vehicle upon a track in front of a

street car, shall turn out upon a signal from the motorman or driver of the car.

SECTION 5. Every person in charge of any vehicle upon any street approaching any street car which has stopped or is about to stop for the purpose of taking on or discharging passengers shall stop and shall remain stationary until said street car again starts; provided, however, that two minutes shall be deemed sufficient time for taking on and discharging passengers.

SECTION 6. Every person using any vehicle on any street in the said city of Fairmont shall operate, drive or ride such vehicle on the portion to the right of the center of the street, except where the right side of the street is in such condition as to be impassable.

SECTION 7. Vehicles moving slowly shall keep as close as possible to the curb on the right, allowing more swiftly moving vehicles free passage to their left.

SECTION 8. A vehicle meeting another shall pass on the right.

SECTION 9. A vehicle overtaking another shall pass on the left side of the overtaken vehicle and not pull over to the right until entirely clear of it.

SECTION 10. A vehicle turning into another street to the right shall turn the corner as near to the right hand curb as possible.

SECTION 11. A vehicle when turning to the left to enter an intersecting street shall not turn until the front wheels thereof shall have passed beyond the center of such intersecting street.

SECTION 12. No vehicle shall be turned

around upon any street within the congested district unless said vehicle shall first proceed to the next cross street and shall then make the turn to the left after reaching the center of said cross street. And in no event shall any automobile be turned around on Main (or Adams) street within the congested district, but shall, instead of being turned thereon, leave said Main (or Adams) street for the purpose of turning around. And in no event shall any automobile, or motor car, or motor truck, be propelled or moved backward on any street of said city, unless before and at the time of undertaking to so propel or move the same backward the person then operating such car, motor car or truck shall place behind the same another person or persons whose duty it shall be to signal to him when and in what direction and manner he shall proceed to and propel and move the same backward, and the same shall even then only be propelled or moved backward in such manner as not to endanger the property or life or limb or any person or persons on the street.

SECTION 13. No vehicle shall stop with its left side to the curb within the congested district.

SECTION 14. No vehicle, unless in an emergency or to allow another vehicle or pedestrian to cross its path, shall stop in the street, except near the right hand curb thereof, and so as not to obstruct a crossing.

SECTION 15. No vehicle shall be left standing in front of or within twenty-five feet of either side of the entrance to any theatre, church, or any public or office

building, except when taking on or discharging passengers or freight, and then only for a period not to exceed ten minutes. But vehicles may be allowed to stand, at such places, for such periods of time, and in such manner, as the Chief of Police, or a policeman, shall direct, on cross streets, within forty feet of Main Street, except on that portion of Jefferson street lying between Main street and Porter alley (or Meredith street) and that portion of Madison street lying between Main street and Porter alley (or Meredith street); provided, however, that automobiles shall not be allowed to be placed or stand on any such cross street in such manner as to be opposite one another, or so as to impede free and full travel thereon.

SECTION 16. No. vehicle shall remain upon any public street for the purpose and discharging freight whenever there is a public alley which has connections with the premises where said freight is to be delivered or received and such delivery or receipt is practicable through said alley.

SECTION 17. No vehicle, except fire, police, hospital or United States mail vehicles, shall be driven through a procession except with the permission of a police officer.

SECTION 18. At theatres and public gatherings, or under unusual circumstances vehicles shall stand or move as directed by the police.

SECTION 19. Vehicles shall not stand or travel two or more abreast in any street.

SECTION 20. No horse nor mule, nor any animal attached to a vehicle, shall be per-

mitted to stand upon any portion of any street or alley, unless the driver thereof is in charge of and accompanies the same, or unless such animal be securely hitched to a hitch weight or hitching post; nor shall any vehicle, horse, mule or animal be permitted to stand upon any street or alley or public place of the said city to the inconvenience of travel, or annoyance of the owners or occupants of adjoining property.

SECTION 21. No vehicle shall be left standing in a street or alley at night without light or lights so displayed as to be visible from any direction.

SECTION 22. A vehicle shall remain backed up to a curb only long enough to be loaded or unloaded.

SECTION 23. Horses attached to vehicles, and the shafts of unhitched vehicles, when backed up to the curbs, shall be turned at right angles to the vehicles or at as nearly this angle as possible, and shall be headed in the direction in which traffic is required to move on that side of the street.

SECTION 24. No person operating a self-propelled vehicle shall permit the motors of same to operate in such a manner as to visibly emit an unduly great amount of steam, smoke or products of combustion from exhaust pipes or opening.

SECTION 25. Every motor car, when operated upon any public street, alley or public place of said city shall carry, between the hours of sunset and sunrise, at least two lighted lamps showing white, visible at least 200 feet in the direction towards which the motor car is proceeding, and shall



also exhibit at least one red light visible in the reverse direction. But while on Main street, Fairmont avenue, Parks avenue, Jefferson street (between Main and Jackson) and Madison street (between Main and Jackson) the large or arc light or lights with which an automobile may be equipped shall not be used, where there are other front lights for the purpose as a part of its equipment. All other vehicles, motor cycles, bicycles and tricycles, while in use on the street, alleys and public places of the said city between the hours of sunset and sunrise shall display one or more lights on the outside of such vehicle, so as to be distinctly visible 100 feet from both the front and the rear.

**SECTION 26** Every motor car, motor vehicle, or motor cycle using gasoline or other explosive mixture as a motive power, shall use a "muffler" which shall be sufficient to deaden the sound of the explosions, and such muffler shall not be disconnected or cut out while such motor car, motor cycle or motor vehicle is being operated upon any street, alley or public place within the said city.

**SECTION 27.** Every bicycle, tricycle, automobile, motor car, motor truck, motor cycle and other horseless vehicle, car, engine or machine, except baby carts and toy wagons, in use upon the streets, alleys and public places of said city of Fairmont shall have attached thereto, a gong, bell, horn or other adequate signal in good working order and of proper size and character sufficient to giving warning of the approach of such vehicle, car, engine or machine to pedestrians and to riders and drivers of other vehicles and to persons entering or

leaving street cars; but such gongs, bells, horns and other signals shall not be sounded except when necessary to give warning; PROVIDED, that no such gong, bell, horn or other signal shall produce a sound unusually loud, annoying or of distressing character, or such as will frighten pedestrians or animals; PROVIDED, FURTHER, that this section shall not apply to hospital ambulances, or vehicles belonging to the fire or police departments of the said city of Fairmont.

SECTION 28. Every person operating a motor vehicle on the public streets, alleys or other public places within the said city, shall drive the same in a careful and prudent manner and at a rate of speed that will not endanger the property of another, or the life or limb of any person or persons; provided, that driving in excess of the following rates of speed shall be, in any criminal prosecution therefor, deemed to be presumptive evidence of driving at a rate of speed which is not careful and prudent:

(a) Twelve miles per hour upon the streets, alleys and public places within the congested district.

(b) Eighteen miles per hour upon all other streets, alleys or public places, provided, however, that in passing any street intersection, crossing or cross walk, the rate of speed for driving shall not exceed ten miles per hour when any person or vehicle is upon said intersection, crossing or cross walk, with whom or with which there is or may be danger of collision.

SECTION 29. No person shall drive any public or private automobile, motor car, motor cycle, or self propelled vehicle who is less than sixteen years of age.

SECTION 30. Every motor car, motor vehicle or motor cycle shall at all times display prominently thereon all license tags which it may be required to carry, either by State Law or by ordinances of said city now in force, or which may hereafter be enacted.

SECTION 31. It shall be the duty of the police department of the said city of Fairmont, under the direction of the Mayor to enforce all the provisions and terms of this ordinance, and to that end, every person driving, operating or propelling any vehicle, shall stop the same immediately upon the request or upon the signal from a police officer, such signal to be given by the officer raising his hand, club, or blowing his whistle.

SECTION 32. The failure to do any of the things required by any of the provisions of this ordinance to be done, or the doing of any of the things prohibited by any of the provisions of this ordinance, shall constitute a misdemeanor, and shall be punishable as in this ordinance provided.

SECTION 33. Any person who shall violate any provision of this ordinance shall, upon the first conviction thereof, be punished by a fine of not less than one dollar nor more than \$200.00; upon a second conviction, shall be fined not less than \$10.00, nor more than \$200.00; and upon a third conviction thereof shall be fined not less than \$25.00 nor more than \$200.00 and imprisoned, in the discretion of the Mayor, for a period of not to exceed 30 days.

SECTION 34. All ordinances, or parts of ordinances, in conflict with this ordinance, are, in so far as they so conflict, hereby repealed.

SECTION 35. This ordinance shall take effect on the 29th day of May, 1913.

