

ORDINANCE NO. O2021-023

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AMENDING, TITLE 21, CHAPTER 211 OF THE YUMA CITY CODE, AS AMENDED, RELATING TO TRAFFIC RULES WITHIN THE CITY LIMITS OF THE CITY OF YUMA

WHEREAS, during routine review of the Yuma City Code, out-of-date information was discovered in the Traffic Rules Code (Title 21, Chapter 211); and,

WHEREAS, the proposed revisions do not substantively modify the requirements of the Traffic Rules Code; and,

WHEREAS, the proposed revisions update references, correct the approval entity, and make editorial corrections;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma, Arizona, as follows:

SECTION 1: Yuma City Code, Title 21, Chapter 211 is amended to insert the following bolded text and delete the strikethrough text:

§ 211-01 Obstruction of Streets and Sidewalks.

~~Any No person, who or corporation, or entity that may obstructs the streets, sidewalks or other thoroughfares of the city by placing place or causing to remain therein or thereon~~
allow to remain any fence, ditch, embankment, post, cart, wagon or other article, ~~thing item~~
in or on a City street, sidewalk or other thoroughfare in such a manner as to cause an obstruction ~~or obstruction whatsoever, or causes~~ **nor cause** crowds of people to gather ~~thereon in a manner that obstructs a City street, sidewalk, or other thoroughfare. shall~~
~~be guilty of a class 3 misdemeanor.~~

§ 211-07 Roadways and Streets.

(A) No person shall cause, ~~suffer,~~ allow or permit the use, repair, construction or reconstruction of a roadway, ~~or alley~~ **or driveway** without taking reasonable precautions to prevent excessive amounts of particulate matter from becoming airborne. Dust and other particulates shall be kept to a minimum by employing temporary paving, dust suppressants, wetting down, detouring or by other reasonable means.

~~Traffic-control~~ Control Devices

§ 211-12 Traffic signal~~Signal,~~ and lighting~~Lighting~~ specifications~~Specifications~~ and standards~~Standards~~.

~~Those documents, three (3) copies of each of which are on file in the office of the City Clerk~~
The Signals and Lighting Standard Drawings (T.S. Standards), current edition, prepared and adopted by the Arizona Department of Transportation and available on the Arizona Department of Transportation website, being marked and entitled "General Specifications for Traffic Signals and Highway Lighting Systems, Edition of 1964," and "State of Arizona, State Highway Department, Traffic Signal and Highway Lighting Systems Standard Drawings, "T.S." Standards 1964," respectively, prepared and adopted by the State Highway Department, be and the same are hereby is adopted as the official specifications and drawings of the ~~city~~ **City**, regulating the purpose of materials and equipment and the

erection of traffic signals on public streets in the ~~city~~**City**. Each ~~and all~~ of the regulations, provisions, conditions and terms of ~~these publications~~ **this publication** ~~are hereby referred to, adopted and made a part hereof as if set out~~ **incorporated in** ~~into this chapter~~**Chapter by reference** and as ~~they~~ may be ~~from time to time~~ amended **in the future**.

§ 211-13 Approval.

Approval for traffic control devices installed within the ~~city~~**City** shall be made by the City Engineer **or designee** upon the recommendation of **the Traffic Engineer** ~~a traffic review committee as constituted by the City Administrator~~.

SECTION 2: Penalty.

- (A) Any person violating provisions of this ordinance is guilty of a class 3 misdemeanor, punishable by a fine not to exceed \$500 or by imprisonment for not more than one day, or both fine and imprisonment.
- (B) In addition to any penalty imposed under division (A) of this ordinance, any person or corporation that violates any provisions of this ordinance is subject to a civil sanction pursuant to A.R.S. § 28-626, unless a code section defining a specific penalty to an offense provides otherwise.

SECTION 3: If any part or portion of this ordinance is found invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining part or portion of this ordinance

Adopted this _____ day of _____, 2021.

APPROVED:

Douglas J. Nicholls
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Richard W. Files
City Attorney