

**TITLE 10
VEHICLES AND TRAFFIC**

Chapters:

- 10.04 Definitions.
- 10.06 Violation of Regulations.
- 10.08 Speed Regulations.
- 10.48 Stopping, Standing, and Parking.
- 10.52 Pedestrians.
- 10.56 Equipment Regulations.
- 10.60 Peace Officer--Powers.
- 10.64 Bicycles.
- 10.68 Controlled-Access Facilities
- 10.75 Golf Carts.
- 10.76 Snowmobiles.
- 10.80 Scheduled Violations.
- 10.90 Truck Route.

2023

Chapter 10.04
Definitions

Sections:

10.04.010 Definitions

10.04.010 Definitions. The definitions contained in Section 321.1 of the Iowa Code are adopted by reference. (Replaced 1999)

Chapter 10.06 Violation of Regulations

Sections

10.06.010

10.06.010 Violation of Regulations. Any person who willfully fails or refuses to comply with any lawful order of a peace officer or direction of a fire department officer during a fire, or who shall fail to abide by the provisions of this chapter and the applicable provisions of the following Iowa statutory laws relating to motor vehicles and the statutory law of the road is in violation of this chapter. These sections of the Code of Iowa are adopted by reference and are as follows:

1. Section 321.17 Operating or permitting operation of non-registered vehicle
2. Section 321.20B Failure to show security against liability
3. Section 321.32 Failure to carry registration card
4. Section 321.37 Failure to properly display registration plates
5. Section 321.38 Failure to properly maintain registration plates
6. Section 321.45 Violation of title transfer
7. Section 321.46 Violation of new title and registration upon transfer to new owner
8. Section 321.48 Violation of title - vehicles acquired for resale
9. Section 321.52 Violations of title - out-of-state, junked, dismantled, wrecked or salvage
10. Section 321.67 Failure to deliver certificate of title upon sale or purchase of vehicle
11. Section 321.78 Injuring or tampering with vehicle
12. Section 321.98 Operation without registration
13. Section 321.104 Failure to surrender plates, title or registration
14. Section 321.174 Failure to have a valid license or permit for operating a motor vehicle
15. Section 321.174A Operating with expired license
16. Section 321.180 Violation of instructions permit limitations
17. Section 321.180B Violation of graduated driver's license conditions
18. Section 321.193 Violation of conditions of restrictions of a license
19. Section 321.194 Violations of conditions of minor's school license
20. Section 321.216 Unlawful use of license or non-operator's identification card
21. Section 321.218 Operating without valid driver's license
22. Section 321.219 Permitting unauthorized minor to drive
23. Section 321.220 Permitting unauthorized person to drive
24. Section 321.229 Failure to comply with lawful order of peace officer
25. Section 321.231 Failure of driver of emergency vehicle to exercise caution
26. Section 321.232 Radar jamming devices; penalty
27. Section 321.234 Failure to observe seating requirements
28. Section 321.234A All-terrain vehicles
29. Section 321.247 Golf cart operation on City streets

30. Section 321.256 Failure to obey traffic control device
31. Section 321.257 Failure to yield to pedestrian within intersection
32. Section 321.259 Unauthorized signs, signals, or markings
33. Section 321.262 Damage to vehicle
34. Section 321.263 Information and aid
35. Section 321.264 Striking unattended vehicle
36. Section 321.265 Striking fixtures upon a highway
37. Section 321.275 Operation of motorcycles and motorized bicycles
38. Section 321.277A Careless Driving
39. Section 321.278 Drag racing prohibited
40. Section 321.284 Open containers of alcohol in motor vehicles – drivers
41. Section 321.284A Open containers of alcohol in motor vehicles - passengers
42. Section 321.285 Speed
43. Section 321.288 Failure to maintain control
44. Section 321.297 Driving on wrong side of roadway
45. Section 321.298 Failure to yield half of roadway upon meeting vehicle
46. Section 321.299 Passing on wrong side
47. Section 321.303 Unsafe passing
48. Section 321.304 Prohibited passing
49. Section 321.305 Violating one-way traffic designation
50. Section 321.306 Improper use of lanes
51. Section 321.307 Following too closely
52. Section 321.308 Following too closely (trucks and towing vehicles)
53. Section 321.309 Failure to use approved drawbar
54. Section 321.310 Unlawful towing of four-wheeled trailer
55. Section 321.311 Turning from improper lane
56. Section 321.312 Making U-turn on curve or hill
57. Section 321.313 Unsafe starting of a stopped vehicle
58. Section 321.314 Unsafe turn or failure to give signal
59. Section 321.315 Failure to give continuous turn signal
60. Section 321.316 Failure to signal stop or rapid deceleration
61. Section 321.317 Signal light requirements - see equipment violation
62. Section 321.319 Failure to yield to vehicle on right
63. Section 321.320 Failure to yield upon left turn
64. Section 321.321 Failure to yield upon entering through highway
65. Section 321.322 Failure to obey stop or yield sign
66. Section 321.323 Unsafe backing on highway
67. Section 321.324 Failure to yield to emergency vehicle
68. Section 321.329 Vehicle failing to yield to pedestrian
69. Section 321.330 Use of crosswalks
70. Section 321.332 Unlawful use of white cane
71. Section 321.333 Failure to yield to blind person

- 72. Section 321.340 Driving in or through safety zone
- 73. Section 321.341 Failure to properly stop at railroad crossing
- 74. Section 321.343 Failure to stop certain cargo or passenger vehicle at railroad crossing
- 75. Section 321.344 Unlawful movement of construction equipment across railroad track
- 76. Section 321.353 Unsafe entry into sidewalk or roadway
- 77. Section 321.354 Stopping on traveled part of highway
- 78. Section 321.359 Moving other vehicle
- 79. Section 321.362 Parking without stopping engine and setting brake
- 80. Section 321.363 Driving with obstructed view or control
- 81. Section 321.364 Contaminated food/hazardous materials
- 82. Section 321.365 Coasting upon downgrade
- 83. Section 321.367 Failure to maintain distance from fire-fighting vehicle
- 84. Section 321.368 Crossing unprotected fire hose
- 85. Section 321.369 Putting debris on highway
- 86. Section 321.370 Failure to remove debris from highway
- 87. Section 321.371 Clearing up wrecks
- 88. Section 321.372 School buses
- 89. Section 321.381 Driving or towing unsafe vehicle
- 90. Section 321.382 Driving underpowered vehicle
- 91. Section 321.383 Failure to display reflective device on slow-moving vehicle
- 92. Section 321.384 Failure to use headlamps when required
- 93. Section 321.385 Insufficient number of headlamps
- 94. Section 321.386 Insufficient number of headlamps- motorcycles and motorized
bicycles
- 95. Section 321.387 Improper rear lamps
- 96. Section 321.388 Improper registration plate lamp
- 97. Section 321.389 Improper rear reflector
- 98. Section 321.390 Reflector requirements
- 99. Section 321.392 Improper clearance lighting on truck or trailer
- 100. Section 321.393 Lighting device color and mounting
- 101. Section 321.394 No lamp or flag on rear-projecting load
- 102. Section 321.395 Parking on certain roadways without parking lights
- 103. Section 321.398 Improper light on other vehicle
- 104. Section 321.402 Improper use of spotlight
- 105. Section 321.403 Improper use of auxiliary driving lights
- 106. Section 321.404 Improper brake light
- 107. Section 321.409 Improperly adjusted headlamp
- 108. Section 321.415 Failure to dim
- 109. Section 321.419 Improper headlighting when night driving
- 110. Section 321.420 Excessive number of driving lights
- 111. Section 321.422 Lights of improper color - front or rear
- 112. Section 321.423 (2) Unauthorized use of emergency vehicle lighting equipment

- 113. Section 321.423 (6) Failure to use flashing signal on slow-moving vehicle
- 114. Section 321.430 Defective braking equipment
- 115. Section 321.432 Defective audible warning device
- 116. Section 321.433 Unauthorized use of emergency audible warning devices
- 117. Section 321.434 Use of sirens or whistle on bicycle
- 118. Section 321.436 Defective or unauthorized muffler system
- 119. Section 321.437 Mirrors
- 120. Section 321.438 Windshields and windows
- 121. Section 321.439 Defective windshield wipers
- 122. Section 321.440 Defective tires
- 123. Section 321.441 Unauthorized use of metal tire or track
- 124. Section 321.442 Unauthorized use of metal projections on wheels
- 125. Section 321.444 Failure to use safety glass
- 126. Section 321.445 Safety belts
- 127. Section 321.446 Failure to secure child
- 128. Section 321.449 Failure to comply with safety regulations rules
- 129. Section 321.450 Hazardous materials transportation
- 130. Section 321.454 Width and length violations
- 131. Section 321.455 Excessive side projection of load - passenger vehicle
- 132. Section 321.456 Excessive height
- 133. Section 321.457 Excessive length
- 134. Section 321.458 Excessive projection from front
- 135. Section 321.460 Spilling loads on highways
- 136. Section 321.461 Excessive tow-bar length
- 137. Section 321.462 Failure to use required towing equipment
- 138. Section 321.463 Fines for overloads on axles
- 139. Section 321.465 Weighing vehicles and removal of excess
- 140. Section 321.466 Gross weight in excess of registered gross weight
- 141. Sec. 321.180 B(6)(a) Use of electronic communication devices while driving

Chapter 10.08 Speed Regulations

Sections:

- 10.08.010 State Code Speed Limits
- 10.08.020 Special Speed Restrictions

10.08.010 State Code Speed Limits. The following speed limits are established in Section 321.285 of the Code of Iowa and any speed in excess thereof is unlawful unless specifically designated otherwise in this chapter as a special speed zone, or as otherwise posted as provided in Section 321.290.

1. Business District—twenty (20) miles per hour.
2. Residence or School District—twenty five (25) miles per hour.
3. Suburban District—forty-five (45) miles per hour.

10.08.020 Special Speed Restrictions. In accordance with requirements of the Iowa Department of Transportation, or whenever the Council shall determine upon the basis of an engineering and traffic investigation that any speed limit listed in Section 10.08.010 is greater or less than reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of the City street system, the Council shall determine and adopt by ordinance such higher or lower speed limit as it deems reasonable and safe at such location.

(Code of Iowa, Sec. 321.290)

The following special speed zones have been established:

1. Special 35 MPH Speed Zone. A speed in excess of thirty-five (35) miles per hour is unlawful on Jacoby Drive West as posted.
2. Special 30 MPH Speed Zone. A speed in excess of thirty (30) miles per hour is unlawful on 1st Ave NE from 4th Street NE to north city limits as posted.
3. Special 20 MPH Speed Zone. A speed in excess of twenty (20) miles per hour is unlawful: on 1ST Ave NE from Main Street to a boundary 250 feet north of the railroad tracks as posted.

2023

4. Special 20 MPH Speed Zone. A speed in excess of twenty (20) miles per hour is unlawful on West Main Street from 1st Ave to 3rd Ave as posted.

(Chapter 10.08 adopted Ord. 7-16, 2016), amended Ord. 8-2023)

Chapter 10.48
Stopping, Standing and Parking *

Sections:

10.48.020	School Zones Established--Stopping Required.
10.48.030	Commercial or School Vehicle— Parking in Front of Residence Property Prohibited
10.48.050	Parking Prohibited Generally.
10.48.051	Parking Prohibited in Specific Places
10.48.053	Loading and Unloading in Business District
10.48.054	Parking on Private Property
10.48.055	Parking Vehicles for purposes of Sale or Storage
10.48.056	Parking Regulations During Snow Removal Operations
10.48.057	Snow Emergency
10.48.058	Handicapped Parking and Permit
10.48.059	Park adjacent to Curb
10.48.060	Establishment of No-Parking Areas--Authority.
10.48.061	Angle Parking - Manner
10.48.062	Removal of Certain Vehicles Authorized.
10.48.063	U-Turns
10.48.064	Evidentiary Effect of Registration Plates.
10.48.065	Left-turn for Parking
10.48.066	Storage of non-motorized vehicle prohibited on streets.
10.48.067	Street Storage
10.48.070	Parking Violations - Fines
10.48.080	Accumulation of Parking Violations.

10.48.020 School Zones Established--Stopping Required. School zones are established and shall embrace all the territory contiguous to and including streets for a distance of two hundred feet in either direction from a school building or buildings. All vehicular traffic shall stop when approaching such zones in obedience to movable stop signs placed in the streets at the limits of the same. (Ord. 184 Sec. 13.3, 1964).

10.48.030 Commercial or School Vehicle--Parking in Front of Residence Property Prohibited. No bus, school bus, trailer or semitrailer or any other vehicle used for the carrying of freight, merchandise, passengers or school children, shall be parked or permitted to stand in front of the residence property of the owner or operator or the residence property of others at any time within the corporate limits of the City. (Ord. 334 Sec. 1, 1971).

10.48.050 Parking Prohibited Generally. Adopted language of Code of Iowa Section 321.358. (Codification 1988)

10.48.051 Parking Prohibited in Specific Places. Adopt language Code of Iowa Section 321.358. No person shall stop, stand, or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic control device, in any of the following places;

1. On a sidewalk, except a bicycle may stop, stand or park on a sidewalk, if not prohibited by local jurisdiction.
2. Driveway. In front of a public or private driveway or 36 inches of the approach. (Code of Iowa, Sec. 321.358 [2])
3. Intersection. Within, or within ten (10) feet of an intersection of any street or alley. (Code of Iowa, Sec. 321.358 [3])
4. Within thirty six (36) inches of a private or public driveway approach.
5. Within an intersection.
6. Within five (5) feet on either side of the point on the curb nearest to a fire hydrant.
7. On a crosswalk.
8. Within ten (10) feet upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of the roadway.
9. Within fifty (50) feet of the nearest rail of a railroad crossing, except when parked parallel with such rail and not exhibiting a red light.
10. Within a reserved law enforcement vehicle parking area unless such vehicle is clearly identified and marked as a vehicle assigned to law enforcement activities.
11. Alongside or opposite any street excavation or construction when such stopping, standing or parking would obstruct traffic.
12. On the roadway side of any vehicle stopped or parked at the edge or curb of street.
13. Opposite the entrance to a garage or driveway in such a manner or under such conditions as to leave available less than twenty (20) feet of the width of the roadway for the free movement of vehicular traffic.
14. Upon any street or in any alley in any part of the City in such a manner or under such conditions as to leave available less than ten (10) feet of the width of the roadway of

such street or alley for the free movement of vehicular traffic, except when necessary in obedience to traffic regulations or traffic signs, or signals of a police officer.

15. Hazardous Locations. When, because of restricted visibility or when standing or parked vehicles would constitute a hazard to moving traffic, or when other traffic conditions require, the Council may cause curbs to be painted with a yellow color and erect no parking or standing signs. (Code of Iowa, Sec. 321.358 [13])
16. In More Than One Space. In any designated parking space so that any part of the vehicle occupies more than one such space or protrudes beyond the markings designating such space.
17. Ramps. In front of a curb cut or ramp which is located on public or private property in a manner which blocks access to the curb cut or ramp. (Code of Iowa, Sec. 321.358[15]) (1994 codification; Ord 8-09)

10.48.053 Loading and Unloading in Business District to be done in alley where possible. Loading and unloading of merchandise, freight or materials shall not be done from a street in the business district when the same can be done from an alley. (added 1994)

10.48.054 Parking on Private Property without consent of owner. No person shall drive, stop, stand, or park a vehicle into or upon a privately owned property, or an area developed as a private off-street parking facility, without the consent of the owner, lessee or person in charge of such privately owned property or facility. (added 1994 Codification)

10.48.055 Parking Vehicles for Purpose of Sale or Storage Prohibited. No person shall park or permit to be parked any vehicle upon the streets or alleys merely for the purpose of displaying it for sale or storing it while not in use. (added 1994 Codification)

10.48.056 Parking Regulations During Snow Removal. To aid snow removal efforts all vehicles shall be removed from all city streets within 12 hours of a 2-inch snowfall accumulation. After cessation of snow fall and the snow has been cleared from curb to curb for the entire length of the block, a vehicle can resume parking on the street. A warning will be issued upon failure to remove vehicle at first offense. If said vehicle is not removed within 24 hours a citation may be issued at a fine of \$100.00. Upon 3rd violation or 36 hours the vehicle may be fined and towed or impounded at the expense of the registered owner. The vehicle will not be released until all fines and impoundment fees have been paid. For the purpose of enforcing this section each twelve hour period shall constitute a separate offense.

First Offense - Warning Issued
Second Offense - \$100.00 Fine

Third Offense - Towing & Impoundment (Added 1988, Ord. 3-07, 13-08)

10.48.057 Snow Emergency. On the basis of falling snow or the forecast of snow, the Mayor or the Police Chief may cause a declaration of a snow emergency to be publicly announced by broadcast from a radio or television station with normal operation range covering the City. During a snow emergency, no person shall park or leave unattended any vehicle upon any public street, alley or City-owned parking lot through the duration of the snow emergency period. Enforcement of this section shall begin no sooner than two (2) hours after a declaration of a snow emergency with offending vehicles being ticketed and towed as necessary. (Ord. 17-19)

10.48.058 Persons with Disabilities Parking and Permit. The use of a persons with disabilities parking space, located on either public or private property as provided in Iowa Code 321L.5 and 321L.6, by an operator of a vehicle not displaying a persons with disabilities parking permit; by an operator of a vehicle displaying a persons with disabilities parking permit but not being used by a person issued a permit or being transported in accordance with Iowa Code 321L.2, subsection 1, paragraph "b"; or by a vehicle in violation of the rules adopted by the department under Iowa Code 321L.8, constitutes improper use of a persons with disabilities parking permit, which is a misdemeanor for which a scheduled fine shall be imposed upon the owner, operator, or lessee of the vehicle or the person to whom the persons with disabilities parking permit is issued. The scheduled fine for each violation shall be one hundred dollars. (Ord. 13-08; Ord 8-09)

10.48.059 Park Adjacent to Curb. No person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway headed in the direction of lawful traffic movement and with the right-hand wheels of the vehicle within eighteen (18) inches of the curb or edge of the roadway except as hereinafter provided in the case of angle parking and vehicles parked on the left-hand side of one-way streets. (Code of Iowa, Sec. 321.361) (Ord. 8-09)

10.48.060 Establishment of No-Parking Areas--City Council Authority. The City Council is empowered to establish such "no-parking" areas as it is deemed appropriate and to order the erection of signs or curb markings indicating said areas. (Ord. 22A-76 Sec. 3.0, 1976).

10.48.061 Angle Parking - Manner. Upon those streets or portions of streets which have been signed or marked for angle parking, no person shall park or stand a vehicle other than at an angle to the curb or edge of the roadway or in the center of the roadway as indicated by such signs and markings. No part of any vehicle or the load thereon, when parked within a diagonal parking district, shall extend into the roadway more than a distance

of sixteen (16) feet when measured at right angles to the adjacent curb or edge of roadway. (Code of Iowa, Sec. 321.361) (Ord 8-09)

10.48.062 Removal of Certain Vehicles authorized. Whenever a vehicle is found stopped or parked in violation of any state law or city ordinance, or in such a manner as to cause a dangerous condition to exist or whenever the owner or operator of a vehicle has failed to report or heed a notice to appear before the proper magistrate, any police officer may remove such vehicle from a street or alley to a place of safe keeping.

If such vehicle must be serviced or towed, the fee together with any other necessary expense incurred in such removal shall be assessed against the vehicle and shall be paid before it is released. (added 1994 codification)

10.48.063 U-Turns. It is unlawful for a driver to make a U-turn within the Business District and at any intersection where a sign prohibiting U-turns is posted. (Code of Iowa, Sec. 321.236[9]) (Ord. 8-09)

10.48.064 Evidentiary effect of Registration Plates. In any proceedings for violation of parking provisions of this chapter, the registration plates displayed on such motor vehicle involved in such violation shall constitute prima facie evidence that the owner of such vehicle was the person who parked or placed such motor vehicle at the point where such violation occurred. (added 1994 codification)

10.48.065 Left-Turn for Parking. No person shall make a left hand turn, crossing the centerline of the street, for the purpose of parking on said street. (Ord 8-09)

10.48.066 Storage of Non-motorized Vehicle Prohibited on Streets. No person shall park or store any motor home, mobile home, manufactured home, camper trailer, trailer, tractor trailer, boat trailer, or any vehicle having two or less axles, on any street. Upon first offense the officer will issue a written warning. After 24 hours of the issued warning or fine, the officer may issue a fine and arrange to have the vehicle towed at owner's expense and will not release the vehicle until all fines and towing fees are paid.

This ordinance shall not apply to the following:

1. Vehicles attached to a motor vehicle for no more than 48 hours.
2. Commercial and city-owned vehicles while directly engaged in activities for which such vehicles are necessary, including without limitation, loading and unloading goods, digging, hauling and trimming for no more than 48 hours.
3. Commercial vehicles owned, leased, or borrowed by a licensed contractor supporting or directly engaged in construction or maintenance activities upon a property, provided the non-motorized vehicle is adjacent to the property services are being

rendered upon. Vehicles shall be removed from the street upon completion of the work or cessation of construction activities for a period of more than one week. For the purposes of this subsection, a contractor shall be considered licensed if currently registered with the Iowa Division of Labor. (Ord 8-09, 18-09)

10.48.067 Street Storage. No Person shall park, store, or leave unattended any motor vehicle on any street no more than a continuous period of 48 hours. Upon first offense, the officer will issue a written warning. After 48 hours of the issued warning or fine, the officer may arrange to have the vehicle towed at owner's expense and will not release the motor vehicle until all fines and towing fees are paid. This ordinance shall not apply to motor vehicles owned or operated by the City of Epworth while actively engaged in city duty. (Ord 8-09)

10.48.070 Parking Violations - Fines. The owner or operator of any vehicle who shall receive notice, either personally or by the attaching of such notice to said vehicle, that said vehicle is parked in such a manner, in such a place, or such a time as to violate the provisions of this chapter relating to the parking of vehicles may, within **30 days** from the time when such notice is served upon such owner or operator or attached to such vehicle, pay to the city treasurer as a penalty for such violation the following sum:

1. *Double parking and any other standing or parking violation.* If paid within **30 days** from the time of violation as indicated on the notice, such fine shall be the sum of ten dollars (\$10.00); if not paid within **30 days**, such fine shall be the sum of fifteen dollars (\$15.00).
2. *Street Storage.* Such fine shall be the sum of twenty-five dollars (\$25.00).
3. *Parking in Private Lots.* Such fine shall be the sum of ten dollars (\$10.00); if not paid within **30 days**, such fine shall be the sum of fifteen dollars (\$15.00).
4. *Parking within five (5) feet of a fire hydrant as provided in section 10.48.051 of this chapter.* Such fine shall be in the sum of ten dollars (\$10.00); If not paid within **30 days**, such fine shall be the sum of fifteen dollars (\$15.00).

Payment of the above penalty, or fine, upon being mailed to the city treasurer shall be deemed paid as of the time of postmark on the envelope thereof. All persons receiving such notice of violation and deeming themselves not guilty of offense, or desiring to appear and defend against the same shall within twenty-four (24) hour period appear at the police department and promise to appear in the District Court of Dubuque County, Iowa, for trial. (1994 codification; Ord 3-07, Ord. 8-09)

10.48.080 Accumulation of Parking Violations. In the event a registered owner of a vehicle has three or more outstanding parking violations against said vehicle the Police

2023

Officer of the City may proceed to have the vehicle impounded. All fined and related impoundment fees shall be paid before said vehicle is released. (Added 1988 Codification)

**Chapter 10.52
Pedestrians ***

Sections:

- 10.52.010 Obedience to Traffic-Control Signals Required.
- 10.52.020 Right-of-Way--Vehicles to Yield When.
- 10.52.030 Right-of-Way--Pedestrians to Yield When.
- 10.52.050 Walking on Highways
- 10.52.080 Solicitation of Rides

* For statutory provisions on pedestrians, see Code of Iowa Sec. 321.325

10.52.010 Obedience to Traffic-Control Signals Required. Pedestrians shall be subject to traffic-control signals at intersections as follows:

1. When facing the green light, pedestrians may proceed across the street within any marked or unmarked crosswalk.
2. When facing the yellow light, pedestrians are advised that there is insufficient time to cross the street, and any pedestrians then starting to cross shall yield the right-of-way to all vehicles.
3. When facing the red light or red light with green arrow, pedestrians shall not enter the street unless they can do so safely and without interfering with any vehicular traffic. (Ord. 184 Sec. 14.1, 1964).

10.52.020 Right-of-Way--Vehicles to Yield When. Adopted language of Code of Iowa Section 321.327. (Codification 1988)

10.52.030 Right-of-Way--Pedestrians to Yield When. Every pedestrian crossing a street at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway. Adopted language of Code of Iowa Section 321.328. (Codification 1988)

10.52.050 Walking on Highways. Pedestrians shall at all times when walking along or on a highway, walk on the left side of such highway. (321.326; 1994 codification)

10.52.080 Solicitation of Rides. No person shall stand in a roadway for the purpose of soliciting a ride from the driver of any private vehicle. Nothing in this section or chapter shall be construed so as to prevent any pedestrian from standing on that portion of the highway or roadway, not ordinarily used for vehicular traffic, for the purpose of soliciting a ride from the driver of any vehicle. (321.331; 1994 Codification)

Chapter 10.60
Peace Officer Powers

Sections:

10.60.020 Stopping Vehicle Permitted When.

10.60.020 Stopping Vehicle Permitted When. Any peace officer is authorized to stop any vehicle to require exhibition of the driver's operator or chauffeur license, to serve a summons or warning of traffic violation, to inspect the condition of the vehicle, to inspect the vehicle with reference to size, weight, cargo, bills of lading, or other manifest of employment and safety equipment, or to inspect the registration certificate, the compensation certificate, travel order or permit of such vehicle. (Ord 184, 1964)

Chapter 10.64
Bicycles *

Sections:

- 10.64.020 Registration--Recordkeeping--Police Responsibility.
- 10.64.060 Lighting Requirements.
- 10.64.080 Traveling on Sidewalks.
- 10.64.090 Following Fire Trucks, Being Towed by Vehicle Prohibited
- 10.64.100 Overloading Prohibited.
- 10.64.110 Traveling on Right-Hand Side Required.
- 10.64.120 Attachment to Vehicle Prohibited.
- 10.64.130 Obedience to Traffic Ordinances Required.

* For statutory provisions on the power of local authorities to regulate the operation of bicycles, see Code of Iowa 321.236(10). For provisions on bicycle lamps and reflectors, Code of Iowa Sec. 221.397.

10.64.020 Registration--Recordkeeping--Police Responsibility. The Police Department shall keep a record of each bicycle registration prior to the City's repeal of bicycle registration requirements in accordance with the Police Department's standard record retention procedures. This requirement shall not preclude the Police Department from disposal of bicycle registration records in accordance with the Department's record retention procedures or require the Department to maintain such records indefinitely. (replaced per Ord. 16-11)

10.64.060 Lighting Requirements. Every bicycle when in use on the streets of the city at any time from sunset to sunrise shall be equipped with a lamp on the front exhibiting a white light and with a lamp on the rear exhibiting a red light visible for a distance of three hundred feet to the rear; except that a red reflector meeting the requirements of this chapter may be used in lieu of a red light. (Ord. 356 Sec. 6 1973).

10.64.080 Traveling on Sidewalks. It is unlawful for any person to ride or operate a bicycle or skates of any type upon the sidewalks in the Business District of the city. (added 1994)

10.64.090 Following Fire Trucks, Being Towed by Vehicle Prohibited. It is unlawful for any person riding a bicycle to follow fire trucks or other fire equipment at any time and it shall be unlawful for any person riding a bicycle to be towed by any other vehicle operating upon the streets of the city. (Ord. 356 Sec. 9, 1973).

10.64.100 Overloading Prohibited. No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. (Ord. 356 Sec. 10, 1973).

10.64.110 Traveling on Right-Hand Side Required. Bicyclists riding or traveling upon any streets of said city shall not ride more than two abreast. Said bicyclists shall

operate their bicycles on the right-hand side of the center of the street and shall travel as near to the right hand curb as possible. (Ord. 356 Sec. 11, 1973).

10.64.120 Attachment to Vehicle Prohibited. No person riding upon any bicycle shall attach the same or himself to any bus or vehicle upon the highway. (Ord. 356 Sec. 12, 1973).

10.64.130 Obedience to Traffic Ordinances Required. All persons riding bicycles upon any street within said city shall observe all traffic ordinances, rules and regulations, especially as to traffic lights, highway stop signs and shall signal any change of direction or course of travel in the same manner and in the same way as such signals are required under the law governing the use of automobiles upon the streets and highways, and shall not turn to the right or left in traffic except at regular intersections of streets or alleys. (Ord. 356, 1973).

Chapter 10.68
Controlled-Access Facilities *

Sections:

- 10.68.010 Controlled-Access Facility Defined.
- 10.68.020 Prohibited Acts Designated.
- 10.68.030 Establishment.

* For statutory provisions authorizing cities to designate, establish and maintain controlled-access facilities, see Code of Iowa Section 306A.

10.68.010 Controlled-Access Facility Defined. "Controlled-access facility" means a controlled right of easement of access, light, air or access facility or for any other reason. (Ord. 163 Sec. 2, 1962).

10.68.020 Prohibited Acts Designated. It is unlawful for any person to:

1. Drive a vehicle over, upon or across any curb, central dividing section or other separation or dividing line on such controlled-access facilities;
2. Make a left turn or a semicircular or U-turn except through an opening provided for that purpose in the dividing curb section, separation or line;
3. Drive any vehicle except in the proper lane provided for that purpose and in the proper direction and to the right of the central dividing curb, separation section or line;
4. Drive any vehicle into the controlled-access facility from a local service road except through an opening provided for that purpose in the dividing curb or dividing section or dividing line which separates such service road from the controlled-access facility property. (Ord. 163 Sec. 3, 1962).
5. Operate a motor vehicle on the Gateway Corridor, which consists of an eight-foot pedestrian walkway north side of Jacoby Drive between 5th Avenue SW and Bierman Road, without written permission of the Mayor. Exceptions shall be the use of emergency vehicles for public safety, and the authorized use of city or city contracted maintenance, construction, and snow removal equipment. Violations of this section shall be issued a municipal infraction and a civil penalty imposed. (Ord. 13-03, 2003)

10.68.030 Establishment. There are fixed and established controlled-access facilities within the City, described as follows:

2023

The frontage road drive (that portion formerly U.S. 20) from 5th Avenue to Center Avenue; regulating access to and from abutting properties along the north side of said roadway (highway) in accordance with the plans for such improvement initially identified as Project F-305, conveyed to the City per Project 520; only the existing access from Divine Word College shall be permitted.

Chapter 10.74
ATV and UTV Regulations
(Chapter 10.74 repealed 7-13-2022)

Chapter 10.75
Golf Carts

Sections

10.75.020 Operation of Golf Carts

10.75.030 Operation of Golf Carts. Reference Iowa Code 321.247.

- Golf carts may be operated on all streets within the City of Epworth. Operators must follow the restrictions of this ordinance and those imposed by the Code of Iowa, and follow all state and local traffic laws.
- Golf carts may be operated on city streets by persons at least 16 years of age possessing a valid driver's license, proof of financial responsibility, and City of Epworth registration.
- Golf carts may operate on the streets only from sunrise to sunset.
- Golf carts may not be operated or parked upon City sidewalks, trails, or City Parks except for park areas designated for parking. Exceptions for use in City Parks may be granted by the Police Department.
- Golf carts may be parked in City parking lots or on any City streets where vehicle parking is permitted.
- Golf carts must be equipped with a slow moving vehicle sign, a bicycle safety flag, and equipped with adequate brakes and a single center rearview mirror or a side mirror.
(Chapter 10.75 added 2019, Ord. 21-19)

**Chapter 10.76
Snowmobiles**

Sections:

10.76.010	Definitions
10.76.020	Regulations
10.76.030	Equipment Required
10.76.040	Unattended Vehicle
10.76.050	Restriction of Operation
10.76.060	Traffic Regulation
10.76.070	Registration--Requirements
10.76.080	Plates or Decals--Expiration and Renewal
10.76.090	Minors--Restrictions

10.76.010 Definitions. Adopted language of Code of Iowa Section 321G.1. (1988 codification)

10.76.020 Regulations. It shall be unlawful for any person to operate a snowmobile under the following circumstances:

1. On private property of another without the express permission to do so by the owner or occupant of said property.
2. On public school grounds, park property, playgrounds, recreational areas and golf courses without express permission to do so by the proper public authority.
3. In a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons.
4. In a careless, reckless or negligent manner so as to endanger the safety of any person or property of any other person.
5. Without having such snowmobile registered as provided for by Iowa Statute except that this provision shall not apply to the operation of a snowmobile on the private property of the owner by the owner or a member of his immediate family.
6. Within the right-of-way of any public street or alley within the city unless the operator shall have a valid driver's license; or an instruction permit and accompanied by a qualified licensed driver.

7. No person shall operate a snowmobile in the city from eleven o'clock (11:00) p.m. to ten o'clock (10:00) a.m. except for the purpose of loading and unloading a snowmobile from another vehicle or trailer.

10.76.030 Equipment Required. All snowmobiles operated within the city shall have the following equipment.

1. Mufflers which are properly attached and which reduce the noise of operation of the vehicle to the minimum noise necessary for operating the vehicle and no person shall use a muffler cut-out, by-pass or similar device on said vehicle.
2. Adequate brakes in good condition and at least one headlight and one taillight.
3. A safety or so-called "dead-man" throttle in operating condition; safety or "dead man" throttle is defined as a device which when pressure is removed from the accelerator or throttle cause the motor to be disengaged from the driving track.

10.76.040 Unattended Vehicles. It is unlawful for the owner or operator to leave or allow a snowmobile to be or remain unattended on public property while the motor is running or the key is left in the ignition.

10.76.050 Restriction of Operation. The city council may, by resolution, prohibit the operation of snowmobiles within the right-of-way of the public roads, streets, or alleys or other city property within the city when in their opinion the public safety and welfare so requires.

10.76.060 Traffic Regulation. Each person, operating a snowmobile shall strictly observe all traffic signs and signals and all other traffic rules and regulations applicable thereto, and shall obey the orders and directions of any policy of the city authorized to direct or regulate traffic. (Added 1981 codification)

10.76.070 Registration Requirements. Adopted language of Code of Iowa Section 321G.3. (Added 1988 codification)

10.76.080 Plates or Decals--Expiration and Renewal. Adopted language of Code of Iowa Section 321G.5 and 321G.6. (Added 1988 codification)

10.76.090 Minors--Restrictions. Adopted language of Code of Iowa Section 321G.20. (Added 1988 codification)

**Chapter 10.90
Truck Route**

Sections:

10.90.010 Truck Route

10.90.010 Truck Route.

1. Motor trucks licensed for a gross weight of ten thousand (10,000) pounds, (five (5) tons or more) shall travel over marked highways when operating in the City and shall not depart from such marked highways except that any motor truck whose delivery is in the City may depart from such highways at that point on the highway nearest to its delivery point and then proceed directly to such delivery.
2. Motor trucks whose trips originate within the City shall travel by the most direct route to that point on a marked highway nearest to such point of origin.
3. Motor trucks entering the City on an unmarked highway shall proceed to the nearest marked highway by the most direct route and then proceed to its delivery point, except when the delivery point lies between the point of entry into the City and the marked highway.
4. In order to assure the safe and efficient movement of motor trucks in and through the City, the Police Chief is authorized to designate and establish by appropriate signs alternate truck routes.
5. Designated marked truck routes for the City shall be the following City of Epworth streets: S. Center Avenue, N. Center Avenue to 305 N Center Avenue, Bierman Road, Jacoby Drive East, Jacoby Drive West, 5th Avenue SW, East Main St., West Main Street, 3rd Avenue NW, 2nd Street NW, 2nd Street NE and 1st Avenue NE.

Truck use of the service alleys to the north and south of the business district (Ash and Cherry Alley) shall exit to Center Avenue or nearest route to Main Street.

No motor truck licensed for a gross weight of ten thousand (10,000) pounds or more shall be parked in a residential district except to load and unload and shall immediately leave the residential district upon completion.

(Ord 1-97 replaced by Ord 10-05)