

## Chapter 305

### TRAFFIC ADMINISTRATION

#### **Section 305.010. Records of Traffic Violations.**

- A. The Police Department shall keep a record of all violations of the traffic ordinances of the City or of the State vehicle laws of which any person has been charged, together with a record of the final disposition of all such alleged offenses. Such record shall be so maintained as to show all types of violations and the total of each. Said record shall accumulate during at least a five (5) year period and from that time on the record shall be maintained complete for at least the most recent five (5) year period.
- B. All forms for records of violations and notices of violations shall be serially numbered. For each month and year a written record shall be kept available to the public showing the disposal of all such forms.
- C. All such records and reports shall be public records.

#### **Section 305.015. Ordinance Enforcement — General Penalty.** [Ord. No. 163.15 §2, 9-8-2015]

- A. Minor Traffic Violations. The punishment of a minor traffic violation, as defined by Section 300.010 of the Tarkio Municipal Code, shall be subject to the following:
  - 1. The maximum fine and court costs that can be imposed for the violation of any minor traffic violation shall be three hundred dollars (\$300.00).
  - 2. Minor traffic violations shall not be punishable by imprisonment, unless the violation:
    - a. Involved alcohol or controlled substances,
    - b. Endangered the health or welfare of others, or
    - c. Involved eluding or giving false information to a law enforcement officer.
  - 3. A person convicted of a minor traffic violation shall not be placed in confinement for failure to pay a fine unless such non-payment violates the terms of the person's probation.
  - 4. Court costs shall be assessed against such person unless the court finds that the defendant is indigent.

#### **Section 305.020. Police Department to Investigate Accidents.**

It shall be the duty of the Police Department to investigate traffic accidents, to arrest and to assist in the prosecution of those persons charged with violations of law causing or contributing to such

accidents.

**Section 305.030. Traffic Accident Reports.**

The Police Department shall maintain a suitable system of filing traffic accident reports. Such reports shall be available for the use and information of the City Traffic Engineer.

**Section 305.040. Police Department to Submit Annual Traffic Safety Report.**

- A. The Police Department shall annually prepare a traffic report which shall be filed with the Mayor. Such report shall contain information on traffic matters in the City as follows:
  - 1. The number of traffic accidents, the number of persons killed, the number of persons injured, and other pertinent traffic accident data.
  - 2. The number of traffic accidents investigated and other pertinent data on the safety activities of the Police.
  - 3. The plans and recommendations of the Police Department for future traffic safety activities.

**Section 305.050. City Traffic Engineer.**

- A. The office of City Traffic Engineer is established. The City Engineer or other designated City Official shall serve as City Traffic Engineer in addition to his/her other functions and shall exercise the powers and duties with respect to traffic as provided in this Title.
- B. The City Traffic Engineer shall determine the installation and proper timing and maintenance of traffic control devices, conduct engineering analyses of traffic accidents and devise remedial measures, conduct engineering investigation of traffic conditions, plan the operation of traffic on the streets and highways of the City, and cooperate with other City Officials in the development of ways and means to improve traffic conditions, and carry out the additional powers and duties imposed by ordinances of the City.

**Section 305.060. Emergency and Experimental Regulations.**

- A. The Chief of Police by and with the approval of the City Traffic Engineer is hereby empowered to make regulations necessary to make effective the provisions of the traffic ordinances of the City and to make and enforce temporary or experimental regulations to cover emergencies or special conditions. No such temporary or experimental regulation shall remain in effect for more than ninety (90) days.
- B. The City Traffic Engineer may test traffic control devices under actual conditions of traffic.