

## Ordinance No. 12-2024

AN ORDINANCE TO AMEND SECTIONS OF CHAPTER 300 LISTED BELOW AND REPEAL Table III-A. TRAFFIC CONTROL SIGNALS AND TABLE V-A. PLAY STREETS

- 300.010 DEFINITIONS
- 310.060 EMERGENCY VEHICLES – USE OF LIGHTS AND SIRENS – RIGHT-OF-WAY – STATIONARY VEHICLES, PROCEDURE – PENALTY
- 310.080 – IMMEDIATE NOTICE OF ACCIDENT WITHIN CITY
- 310.090 – WRITTEN REPORT OF ACCIDENT
- 310.110 – LEAVING THE SCENE OF AN ACCIDENT
- 315.010 – AUTHORITY TO INSTALL TRAFFIC CONTROL DEVICES
- 315.120 – AUTHORITY TO ESTABLISH PLAY STREETS
- 315.140 – CITY TRAFFIC ENGINEER TO DESIGNATE CROSSWALK AND ESTABLISH SAFETY ZONES
- 340.070 – LIMITATIONS ON BACKING
- 340.250 – ENDANGERMENT OF AN EMERGENCY RESPONDER, ELEMENTS

BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOUISIANA, PIKE COUNTY, MISSOURI, AS FOLLOWS, TO-WIT:

**TO AMEND Section 300.010 Definitions, to read as follows:**

### **ABANDONED PROPERTY**

The definition for Abandoned Property shall be the same as that set out in Section **223.010** of this Code.

### **ALL-TERRAIN VEHICLE**

Any motorized vehicle manufactured and used exclusively for off-highway use, with an unladen dry weight of one thousand five hundred (1,500) pounds or less, traveling on three (3), four (4) or more non-highway tires, with either:

1. A seat designed to be straddled by the operator, and handlebars for steering control, but excluding an electric bicycle; or
2. A width of fifty (50) inches or less, measured from outside of tire rim to outside of tire rim, regardless of seating or steering arrangement.



**ALLEY OR ALLEYWAY**

Any street with a roadway of less than twenty (20) feet in width.

**AUTOCYCLE**

A three-wheeled motor vehicle, which the drivers and passengers ride in a partially or completely enclosed non-straddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal motorcycle safety standards.

**BUSINESS DISTRICT**

The territory contiguous to and including a highway when within any six hundred (600) feet along the highway there are buildings in use for business or industrial purposes including, but not limited to, hotels, banks or office buildings, railroad stations and public buildings which occupy at least three hundred (300) feet of frontage on one (1) side or three hundred (300) feet collectively on bothsides of the highway.

**CENTRAL BUSINESS (OR TRAFFIC) DISTRICT**

All streets and portions of streets within the area are described by City ordinance as such.

**COMMERCIAL MOTOR VEHICLE**

A motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight (8) passengers but not including vanpools or shuttle buses.

**CONTROLLED ACCESS HIGHWAY**

Every highway, street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority having jurisdiction over the highway, street or roadway.

**CRIMINAL HISTORY CHECK**

A search of criminal records, including criminal history record information as defined in Section 43.500, RSMo., maintained by the Missouri State Highway Patrol in the Missouri criminal records repository or by the Federal Bureau of Investigation as part of its criminal history records, including but not limited to, any record of conviction, plea of guilty or nolo contendere, or finding of guilty in any State for any offense related to alcohol, controlled substances, or drugs.

**CROSSWALK**

1. That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway.



2. Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

### **CURB LOADING ZONE**

A space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.

### **DRIVER**

Every person who drives or is in actual physical control of a vehicle.

### **ELECTRIC BICYCLE**

A bicycle equipped with fully operable pedals, a saddle or seat for the rider, and an electric motor of less than seven hundred fifty (750) watts that meets the requirements of one (1) of the following three (3) classes:

#### **1. CLASS 1 ELECTRIC BICYCLE**

An electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty (20) miles per hour;

#### **2. CLASS 2 ELECTRIC BICYCLE**

An electric bicycle equipped with a motor that may be used exclusively to propel the bicycle and that is not capable of providing assistance when the bicycle reaches the speed of twenty (20) miles per hour; or

#### **3. CLASS 3 ELECTRIC BICYCLE**

An electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty- eight (28) miles per hour.

### **EMERGENCY VEHICLE**

Is a vehicle of any of the following types:

1. A vehicle operated by the State Highway Patrol, the Missouri Capitol Police, a Conservation Agent or a State Park Ranger, those vehicles operated by enforcement personnel of the State Highways and Transportation Commission, Police or Fire Department, Sheriff, Constable or Deputy Sheriff, Federal Law Enforcement Officer authorized to carry firearms and to make arrests for violations of the laws of the United States, Traffic Officer, Coroner, Medical Examiner, or Forensic Investigator of the County Medical Examiner's Office, or by a privately owned emergency vehicle company;
2. A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs.
3. Any vehicle qualifying as an emergency vehicle pursuant to Section **310.070** of this



Title;

4. Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service.
5. Any vehicle transporting equipment is designed to extricate human beings from the wreckage of a motor vehicle.
6. Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of Chapter 44, RSMo.
7. Any vehicle operated by an authorized employee of the Department of Corrections who, as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;
8. Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of Sections 260.500 to 260.550, RSMo.
9. Any vehicle owned by the State Highways and Transportation Commission and operated by an authorized employee of the Department of Transportation that is marked as a Department of Transportation emergency response or motorist assistance vehicle.
10. Any vehicle owned and operated by the civil support team of the Missouri National Guard while in response to or during operations involving chemical, biological, or radioactive materials, or in support of official requests from the State of Missouri involving unknown substances or hazardous materials, or as may be requested by the appropriate State agency acting on behalf of the Governor.

#### **FREIGHT CURB LOADING ZONE**

A space adjacent to a curb for the exclusive use of vehicles during the loading or unloading of freight (or passengers).

#### **GOLF CART**

A motor vehicle that is designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of twenty (20) miles per hour. [Ord. No. 10-2021, 5-24-2021]

#### **HIGHWAY**

The entire width between the boundary lines of every way is publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

#### **INTERSECTION**



1. The area embraced within the prolongation or connection of the lateral curb lines or, if none, then the lateral boundary lines of the roadways of two (2) highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict; or
2. Where a highway includes two (2) roadways thirty (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 such an intersecting highway also includes two (2) roadways thirty (30) feet or more apart, then every crossing of two (2) roadways of such highways shall be regarded as a separate intersection.

### **LANED ROADWAY**

A roadway which is divided into two (2) or more clearly marked lanes for vehicular traffic.

### **MOTOR VEHICLE**

Any self-propelled vehicle not operated exclusively upon tracks, except farm tractors, electric bicycles, and motorized bicycles.

### **MOTORCYCLE**

Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three (3) wheels in contact with the ground, but excluding an electric bicycle, a motorized bicycle and a tractor.

### **MOTORIZED BICYCLE**

Any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty (50) cubic centimeters which produces less than three (3) gross brake horsepower and is capable of propelling the device at a maximum speed of not more than thirty (30) miles per hour on level ground but excluding an electric bicycle.

### **MOTORTRICYCLE**

A motor vehicle upon which the operator straddles or sits astride that is designed to be controlled by handlebars and is operated on three (3) wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel, but excluding an electric bicycle. A motor tricycle shall not be included in the definition of all-terrain vehicle.<sup>[1]</sup>

### **OFFICIAL TIME STANDARD**

Whenever certain hours are named herein, they shall mean standard time or daylight-saving time as may be in current use in the City.

### **OFFICIAL TRAFFIC CONTROL DEVICES**

All signs, signals, markings and devices not inconsistent with this Title placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic.



**PARK OR PARKING**

The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

**PASSENGER CURB LOADING ZONE**

A place adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers.

**PEDESTRIAN**

Any person afoot.

**PERSON**

Every natural person, firm, co-partnership, association or corporation, or combination of those.

**POLICE OFFICER**

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

**PRIVATE ROAD OR DRIVEWAY**

Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons.

**RAILROAD**

A carrier of persons or property upon cars operated upon stationary rails.

**RAILROAD TRAIN**

A steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails.

**RECREATIONAL OFF-HIGHWAY VEHICLE (ROHV)**

Any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty (50) inches but no more than eighty (80) inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred (3,500) pounds or less, traveling on four (4) or more non-highway tires, as defined in Section 301.010, RSMo.

[Ord. No. 10-2021, 5-24-2021]

**RESIDENCE DISTRICT**

The territory contiguous to and including a highway not comprising a business district when the property on such highway for a distance of three hundred (300) feet or more is in the main improved with residences or residences and buildings in use for business.

**RIGHT-OF-WAY**

The right of one (1) vehicle or pedestrian to proceed in a lawful manner in preference to



another vehicle or pedestrian approaching under such circumstances of direction, speed, and proximity as to give rise to danger of collision unless one grants precedence to the other.

#### **ROADWAY**

That portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two (2) or more separate roadways, the term "*roadway*", as used herein, shall refer to any such roadway separately but not to all such roadways collectively.

#### **SAFETY ZONE**

The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

#### **SIDEWALK**

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

#### **STAND OR STANDING**

The halting of a vehicle, whether occupied or not, otherwise than for the purpose of and while actually engaged in receiving or discharging passengers.

#### **STOP**

When required, complete cessation from movement.

#### **STOP OR STOPPING**

When prohibited, any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a Police Officer or traffic control sign or signal.

#### **STREET OR HIGHWAY**

The entire width between the lines of every way publicly maintained when any part thereof is open to the uses of the public for purposes of vehicular travel. "*State highway*", a highway maintained by the State of Missouri as a part of the State highway system.

#### **THROUGH HIGHWAY**

Every highway or portion thereof on which vehicular traffic is given preferential right-of-way, and at the entrances to which vehicular traffic from intersecting highways is required by law to yield right-of-way to vehicles on such through highway in obedience to either a stop sign or a yield sign when such signs are erected as provided in this Title.

#### **TRAFFIC**

Pedestrians, ridden or herded animals, vehicles and other conveyances either singly or



together while using any highway for purposes of travel.

#### **TRAFFIC CONTROL SIGNAL**

Any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and to proceed.

#### **TRAILER**

Any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semi-trailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term "trailer" shall not include cotton trailers as defined in Subdivision (8) of Section 301.010, RSMo., and shall not include manufactured homes as defined in Section 700.010, RSMo.

#### **URBANIZED AREA**

An area with a population of fifty thousand (50,000) or more designated by the Bureau of the Census within boundaries to be fixed by the State Highways and Transportation Commission and local officials in cooperation with each other and approved by the Secretary of Transportation. The boundary of an urbanized area shall, at a minimum, encompass the entire urbanized area as designed by the Bureau of the Census.

#### **UTILITY VEHICLE**

Any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty (50) inches but no more than eighty (80) inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred (3,500) pounds or less, traveling on four (4) or six (6) wheels, to be used primarily for landscaping, lawn care, or maintenance purposes.

#### **VEHICLE**

Any mechanical device on wheels designed primarily for use or used on highways, except motorized bicycles, electric bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, cotton trailers, or motorized wheelchairs operated by handicapped persons.

- [1] *Editor's Note: Former definition of Neighborhood Vehicle, which immediately followed, was repealed 5-24-2021 by Ord. No. 10-2021.*

**TO AMEND Section 310.060 Emergency Vehicles – Use of Lights and Sirens – Right-of-Way – Stationary Vehicles, Procedure – Penalty, to read as follows:**

**310.060 Operation of vehicles on approach of authorized emergency vehicles:**



- A. Upon the immediate approach of an authorized emergency vehicle making use of audible and visual signals meeting the requirements of the laws of this state, or of a police vehicle properly and lawfully making use of an audible signal only the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.
1. This section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway.
- B. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:
1. Proceed with caution and yield the right-of-way, if possible, with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four (4) lanes with not less than two (2) lanes proceeding in the same direction as the approaching vehicle; or
  2. Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.
- C. Responsibilities Of Driver of Emergency Vehicle.
1. The driver of any "emergency vehicle" defined in Section 300.010 of this Code shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.
  2. The driver of an emergency vehicle may:
    - a. Park or stand irrespective of the provisions of Sections 304.014 to 304.025, RSMo., and the provisions of this Code.
    - b. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.
    - c. Exceed the prima facie speed limit so long as the driver does not endanger life or property.
    - d. Disregard regulations governing direction of movement or turning in specified directions.
  3. The exemptions granted to an emergency vehicle pursuant to Subsection (C)(2) of this Section shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one (1) lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred (500) feet to the front of such vehicle.
- D. No person shall purchase an emergency light as described in this Section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.



**TO AMEND Section 310.080 Immediate Notice of Accident Within City, to read as follows:**

The driver of a vehicle involved in an accident within the City resulting in injury to or death of any person and / or property damage to another person shall give or cause to be given notice of such accident to the Police Department as soon as reasonably possible.

**TO AMEND Section 310.090 Written Report of Accident, to read as follows:**

The driver of a vehicle which is in any manner involved in an accident resulting in bodily injury to or death of any person or property damage to another person shall, within five (5) days after such accident, forward a written report of such accident to the Police Department. The provisions of this Section shall not be applicable when the accident has been investigated at the scene by a Police Officer while such driver was present thereat.

**TO AMEND Section 310.110 Leaving the Scene of an Accident, to read as follows:**

- A. A person commits the offense of leaving the scene of an accident when:
1. Being the operator of a vehicle or a vessel involved in an accident resulting in injury or death or damage to property of another person; and
  2. Having knowledge of such accident he or she leaves the place of the injury, damage or accident without stopping and giving the following information to the other party or to a Law Enforcement Officer, or if no Law Enforcement Officer is in the vicinity, then to the nearest law enforcement agency:
    - a. His or her name.
    - b. His or her residence, including City and street number.
    - c. The registration or license number for his or her vehicle or vessel; and
    - d. His or her operator's license number, if any.
- B. For the purposes of this Section, all Law Enforcement Officers shall have jurisdiction, when invited by an injured person, to enter the premises of any privately owned property for the purpose of investigating an accident and performing all necessary duties regarding such accident.
- C. A Law Enforcement Officer who investigates or receives information of an accident involving an all-terrain vehicle and also involving the loss of life or serious physical injury shall make a written report of the investigation or information received and such additional facts relating to the accident as may come to his or her knowledge, mail the information to the Department of Public Safety, and keep a record thereof in his or her office.
- D. The provisions of this Section shall not apply to the operation of all-terrain vehicles when only property damage is sustained in sanctioned all-terrain vehicle races, derbies and rallies.

[1]

*Note: Under certain circumstances this offense can be a felony under state law.*



**TO AMEND Section 315.010 Authority to Install Traffic Control Devices, to read as follows:**

The City Traffic Engineer shall place and maintain control signs, signals and devices when and as required under the traffic ordinances of the City to make effective the provisions of said ordinances and may place and maintain such additional traffic control devices as he/she may deem necessary to regulate traffic under the traffic ordinances of the City or under State law or to guide or warn traffic. Any signage not covered in an ordinance must be approved through the City Council before it can be added by the City Traffic Engineer.

**TO AMEND Section 315.120 Authority to Establish Play Streets, to read as follows:**

The City Council shall have authority to declare any street or part thereof a play street and to direct the City Traffic Engineer to place appropriate signs or devices in the roadway indicating and helping to protect the same.

**TO AMEND Section 315.140 City Traffic Engineer to Designate Crosswalks and Establish Safety Zones, to read as follows:**

A. The City Traffic Engineer is hereby authorized:

1. To designate and maintain, by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections where in his/her opinion there is particular danger to pedestrians crossing the roadway and at such other places as he/she may deem necessary for up to, but not exceed ninety (90) days.
2. To establish safety zones of such kind and character and at such places as he/she may deem necessary for the protection of pedestrians for up to but not exceed ninety (90) days.
3. Before the expiration of the ninety (90) days, the City Traffic Engineer must obtain approval from the City Council in order to make the changes permanent.
4. All violations of the temporary changes in the ninety (90) day period before Council approval will be subject to the same penalties as if changes were already permanent.

**TO AMEND Section 340.070 Limitations on Backing, to read as follows:**

The driver of a vehicle shall not move in reverse unless such movement can be made with reasonable safety and without interfering with other traffic.

**TO AMEND Section 340.250 Endangerment of an Emergency Responder, Elements, to read as follows:**

A. *Definitions* As used in this Section, the following terms shall have the meanings set out herein:

**ACTIVE EMERGENCY**

Any incident occurring on a highway, as the term "highway" is defined in Section 302.010, RSMo., that requires emergency services from any emergency responder.

**ACTIVE EMERGENCY ZONE**

Any area upon or around any highway, which is visibly marked by emergency responders performing work for the purpose of emergency response, and where an



active emergency, or incident removal, is temporarily occurring. This area includes the lanes of highway leading up to an active emergency or incident removal, beginning within three hundred (300) feet of visual sighting of:

1. Appropriate signs or traffic control devices posted or placed by emergency responders; or
2. An emergency vehicle displaying active emergency lights or signals.

### **EMERGENCY RESPONDER**

Any law enforcement officer paid or volunteer firefighter, first responder, emergency medical worker, tow truck operator, or other emergency personnel responding to an emergency on a highway.

#### *B. Offense Of Endangerment of An Emergency Responder, Elements.*

1. A person commits the offense of endangerment of an emergency responder for any of the following offenses when the offense occurs within an active emergency zone:
  - a. Exceeding the posted speed limit by fifteen (15) miles per hour or more.
  - b. Passing in violation of Subsection **(C)(3)** of this Section.
  - c. Failure to stop for an active emergency zone flagman or emergency responder, or failure to obey traffic control devices erected, or personnel posted, in the active emergency zone for purposes of controlling the flow of motor vehicles through the zone.
  - d. Driving through or around an active emergency zone via any lane not clearly designated for motorists to control the flow of traffic through or around the active emergency zone.
  - e. Physically assaulting, attempting to assault, or threatening to assault an emergency responder with a motor vehicle or other instrument; or
  - f. Intentionally striking, moving, or altering barrels, barriers, signs, or other devices erected to control the flow of traffic to protect emergency responders and motorists unless the action was necessary to avoid an obstacle, an emergency, or to protect the health and safety of an occupant of the motor vehicle or of another person.
2. Except for the offense established under Subsection **(B)(1)(f)** of this Section, no person shall be deemed to have committed the offense of endangerment of an emergency responder except when the act or omission constituting the offense occurred when one or more emergency responders were responding to an active emergency.
3. No person shall be cited for, or found guilty of, endangerment of an emergency responder or aggravated endangerment of an emergency responder, for any act or omission otherwise constituting an offense under Subsection **(B)(1)** of this Section, if



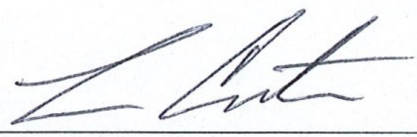
such act or omission resulted in whole or in part from mechanical failure of the person's vehicle, or from the negligence of another person or emergency responder.

C. *Violations, Penalties.*

1. Upon the first conviction, finding of guilt or plea of guilty by any person for a moving violation, as the term "moving violation" is defined in Section 302.010, RSMo., or any offense listed in Section 302.302, RSMo., other than a violation described in Subsection (C)(2) of this Section, when the violation or offense occurs within an active emergency zone, the court shall assess a fine of one hundred dollars (\$100.00) in addition to any other fine authorized by law. Upon a second or subsequent conviction, finding of guilt, or plea of guilty, the court shall assess a fine of two hundred twenty-five dollars (\$225.00) in addition to any other fine authorized by law.
2. Upon the first conviction, finding of guilt or plea of guilty by any person for a speeding violation under either Section 304.009 or 304.010, RSMo., or Chapter 320 of this Code, or a passing violation under Subsection (C)(3) of this Section, when the violation or offense occurs within an active emergency zone and emergency responders were present in such zone at the time of the offense or violation, the court shall assess a fine of three hundred fifty dollars (\$350.00) in addition to any other fine authorized by law. Upon a second or subsequent conviction, finding of guilt or plea of guilty, the court shall assess a fine of four hundred dollars (\$400.00) in addition to any other fine authorized by law. However, no person assessed an additional fine under this Subparagraph shall also be assessed an additional fine under Subsection (C)(1) of this Section.
3. The driver of a motor vehicle shall not overtake or pass another motor vehicle within an active emergency zone.
4. The additional fines imposed by this Section shall not be construed to enhance the assessment of court costs.

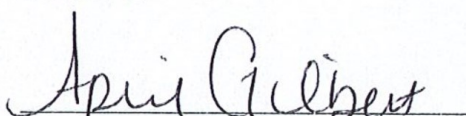


READ TWO TIMES, PASSED AND APPROVED THIS 28 DAY OF May,  
2024.



Tim Carter, Mayor

ATTEST:

  
April Gilbert, City Clerk