

Chapter 10-03

ENFORCEMENT

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Section 10-03-01 AUTHORITY OF POLICE AND FIRE DEPARTMENT OFFICIALS

Officers of the Police Department or such officers as are assigned by the Chief of Police are hereby authorized to direct all traffic by voice, hand or signal in conformance with traffic laws; provided that, in the event of fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the Police Department may direct traffic as conditions may require notwithstanding the provisions of the traffic laws. Officers of the Fire Department, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity. (Ord. 2864, 4-1-68)

Section 10-03-02 PENALTIES

Unless another penalty is specifically provided in Title X or in any Chapter thereof for the violation of any specific provision of a Chapter of said Title, any person violating any of the provisions of, or doing any act forbidden by, or failing to perform any act required in Title X of this Code shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding three hundred dollars (\$300.00) or be imprisoned in the City jail for a period not exceeding six (6) months or be both so fined and imprisoned. (Ord. 3831, 5-10-76)

Section 10-03-03 PERSONS PROPELLING PUSH CARTS OR RIDING ANIMALS TO OBEY TRAFFIC REGULATIONS

Every person propelling any push cart or riding an animal upon a roadway, and every person driving any animal-drawn vehicle, shall be subject to the provisions of this Chapter except those which by their very nature can have no application. (Ord. 2964, 4-1-68)

Section 10-03-04 AUTHORIZED EMERGENCY VEHICLES

- A. The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of law or when responding to but not upon returning

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from such alarm, may exercise the privileges set forth in this Section, subject to the conditions herein stated.

- B. The driver of an authorized emergency vehicle may:
1. Park or stand, irrespective of the provisions of this Chapter;
 2. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;
 3. Exceed the maximum speed limits;
 4. Disregard regulations governing direction of the movement of traffic or turning in specified directions.
- C. The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any said vehicle while in motion sounds audible signals by bell, siren or exhaust whistle, as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red or blue light visible under normal atmospheric conditions from a distance of five hundred feet (500') to the front of such vehicle, except that an authorized emergency vehicle operated as police vehicle need not be equipped with or display a red or blue light visible from in front of the vehicle.
- D. The foregoing provisions shall not relieve the driver of any authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

Section 10-03-05 OPERATION OF VEHICLES ON APPROACH OF AUTHORIZED EMERGENCY VEHICLES

Upon the approach of any authorized emergency vehicle giving audible signals by bell, siren or whistle, and one lighted lamp displaying a red or blue light, the driver of any other vehicle shall immediately drive such vehicle to a position as near as possible and parallel to the curb on the driver's right hand side, or if on a one-way street, drive to either side of the roadway, clear of any intersection, and shall stop and remain in such position until the authorized emergency vehicle has passed, unless otherwise directed by a police officer. It shall be unlawful for the driver of any vehicle, other than one on official business connected therewith, to follow any authorized emergency vehicle at a distance of less than one block or park such vehicle within the block where the emergency vehicle has stopped in answer to an alarm. (Ord. 3366, 10-10-72)

Section 10-03-06 IMMEDIATE NOTICE OF ACCIDENT AND DUTY TO GIVE INFORMATION

The driver of a vehicle involved in an accident resulting in injury to or death of any person, or damage to the property of any one person in excess of seven hundred fifty dollars (\$750.00) shall immediately, by the quickest means of communication, give notice of such accident to the Police Department. The driver involved in any accident shall immediately stop such vehicle at the scene of the accident, or as close thereto as possible, and shall give his name, address, registration number of the vehicle he is driving, and exhibit his operator's or driver's license to the person struck, or to the driver or occupants of any vehicle collided with, and any police officer. (Ord. 4351, 1-8-79; Ord. 5246, 6-26-90)

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Section 10-03-07 DUTY UPON STRIKING UNATTENDED VEHICLE

The driver of any vehicle which collides with any vehicle, which is unattended, shall immediately stop and shall then and there either locate and notify the operator or owner of such vehicle of the name and address of the driver and owner of the vehicle striking the unattended vehicle or shall leave in a conspicuous place in the vehicle struck a written notice giving the name and address of the driver and of the owner of the vehicle doing the striking.

Section 10-03-08 DUTY UPON STRIKING FIXTURES UPON A HIGHWAY

The driver of any vehicle involved in an accident resulting only in damage to fixtures or other property, legally upon or adjacent to a highway, shall take reasonable steps to locate and notify the owner of or the person in charge of such property, of such fact and of his name and address and of the registration number of the vehicle he is driving and shall upon request exhibit his driver's license and shall make a report of such accident when and as required in Section 10-3-9. (Ord. 2864, 4-1-68)

Section 10-03-09 WRITTEN REPORT OF ACCIDENT

The driver of any vehicle involved in injury or damage to property to an apparent extent in excess of two hundred fifty dollars (\$250.00) shall, within twenty four (24) hours, make a detailed 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 which such driver was present thereof. (Ord. 4351, 1-8-79)

Section 10-03-10 PUBLIC INSPECTION OF REPORTS RELATING TO ACCIDENTS

- A. All written reports made by persons involved in accidents shall be without prejudice to the individual so reporting and shall be for the confidential use of the police Department or other governmental agencies having use for the records for accident prevention purposes, except that the Police Department or other governmental agency may disclose the identity of a person involved in an accident when such identity is not otherwise known or when such person denies his presence at such accident.
- B. No written reports forwarded under the provisions of this Section shall be used as evidence in any trial, civil or criminal, arising out of an accident except that the Police Department shall furnish upon demand of any party to such trial, or upon demand of any court or certificate showing that a specified accident report has or has not been made to the Department in compliance with law, and, if such report has been made the date, time and location of the accident, the names and addresses of the drivers, the owners of the vehicles involved and the investigating officers.

Section 10-03-11 COMPLIANCE WITH STATE LAW

- A. The provisions of Chapter 10, Title 49 of the Idaho Code, and all amendments thereof, shall be applicable to and shall apply to this City, and it shall be unlawful and punishable as herein provided to violate any provisions thereof within the corporate limits. (Ord. 2864, 4-1-68; and. 1979)

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- B. No person shall drive or operate any vehicle unless he is licensed as an operator or chauffeur as required by the State of Idaho, or exempt from obtaining such license as provided in the laws of the State, and unless he has any license so granted in his possession at all times while operating a vehicle.

Section 10-03-12 AUTHORIZATION TO OPERATE VEHICLE

- A. No person shall permit an unlicensed driver to operate any vehicle owned by him.
- B. No person shall drive or operate any motor vehicle upon the streets of the City without the consent of the owner. (Ord. 2864, 4-1-68)