

First Reading: March 18, 2014
Second Reading: March 25, 2014

ORDINANCE NO. 12821

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 24, BY SUBSTITUTING THE PERTINENT SECTIONS REFERENCING “TRAFFIC ENGINEER” OR THE “CITY TRAFFIC ENGINEER” OR THE “CITY TRAFFIC ENGINEER OR HIS DESIGNATED REPRESENTATIVE” OR THE “CITY TRAFFIC ENGINEER OR HIS DESIGNEE” OR THE “DEPARTMENT OF PUBLIC WORKS” WITH THE “TRANSPORTATION DEPARTMENT” AND THOSE RELATING TO MOTOR VEHICLES AND TRAFFIC.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE:

SECTION 1. That Chattanooga City Code, Part II, Chapter 24, Sections 24-27(a); 24-100; 24-101; 24-102; 24-103; 24-104; 24-105; 24-112; 24-114; 24-115; 24-166; 24-191; 24-193; 24-223; 24-224; 24-245; 24-270; 24-271; 24-272; 24-273; 24-300; 24-317; 24-318; 24-323; 24-380; 24-381; 24-384; 24-387; 24-438(d); 24-505(a) and 24-505(b), by substituting the “Traffic Engineer” or the “City Traffic Engineer” or the “City Traffic Engineer or his designated representative” or the “City Traffic Engineer or his designee” or the “Department of Public Works” with the “**Transportation Department**”.

SECTION 2. That Chattanooga City Code, Part II, Chapter 24, Sections 24-97; 24-98; 24-99; 24-361; and 24-478 are hereby removed and reserved.

SECTION 3. That Chattanooga City Code, Part II, Chapter 24, by replacing the pertinent sections in its entirety or in part and substituting in lieu thereof the following:

DIVISION 3. TRANSPORTATION DEPARTMENT

Sec. 24-96. Duties generally.

It shall be the general duty of the Transportation Department to plan, design and construct transportation facilities, to create and maintain standards related to transportation, to review development projects in regards to transportation issues, to determine the installation and proper timing and maintenance of traffic-control devices, to conduct engineering analysis of traffic accidents and to devise remedial measures, to conduct engineering investigation of traffic conditions, to plan the operation of traffic on the streets and highways of this city, to cooperate with other city officials in the development of ways and means to improve traffic conditions, and to carry out the additional powers and duties imposed by this chapter and other ordinances of this city. It shall be the further duty of the Transportation Department to determine the location of signs prohibiting vehicles transporting hazardous materials from driving upon certain sections of air-tight structure roadways.

(Code 1986, § 24-98)

Sec. 24-166. Designation of crosswalks, safety zones.

- (1) To designate and regulate, by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections, where there is particular danger to pedestrians crossing the roadway, and at such other places as necessary.
- (2) To establish safety zones of such kind and character and at such places as necessary for the protection of pedestrians.

(Code 1986, § 24-166; Ord. No. 9654, § 133, 1-6-92)

Sec. 24-246. Regulation of speed in road construction work zones.

The Transportation Department is empowered to temporarily lower the speed limit prescribed by this Article or the schedules of speed set forth in Article XIV for road construction work zones when upon the basis of an engineering and traffic investigation it determines that public safety requires a lower speed limit. Road construction speed limits shall be effective when construction workers are present and signs with flashing amber lights are erected giving notice thereof.

(Ord. No. 11987, §1, 6-26-07)

Sec. 24-261. Manual on Uniform Traffic Control Devices adopted by reference; severability; violation.

(a) The Manual on Uniform Traffic Control Devices, 2009 Edition, is hereby adopted as an official standard for all streets and public ways of the City. Such Manual is adopted by reference pursuant to the provisions of sections 6-54-501 through 6-54-507, *Tennessee Code Annotated*. One (1) copy of such Manual on Uniform Traffic Control Devices is now on file and has been on file in the office of the clerk of the city council for more than fifteen (15) days, subject to public inspection. Such Manual on Uniform Traffic Control Devices shall be cumulative to and in addition to the provisions of this chapter.

(b) If any section, sentence, clause or paragraph of said manual should be held to be invalid by a court of competent jurisdiction, such holding shall not affect the remaining provisions of said manual.

(c) The violation of any provision of this chapter, or the doing of any act or thing prohibited by such manual, or the failure to do or perform any act required by the provisions of such manual, shall constitute a misdemeanor, punishable as provided in section 1-8 of this Code.

(Code 1986, § 24-261; Ord. No. 9302, § 1, 1-2-90; Ord. No. 9654, § 10, 1-6-92; Ord. No. 11116, § 1, 02-13-01)

Sec. 24-262. Transportation Department to determine and establish.

The Transportation Department is authorized to determine the location and character of traffic control signs, signals and devices when and as required under this Code and other traffic ordinances of this city to make effective the provisions of such Code and ordinances, and may determine and establish such additional traffic-control devices as it may deem necessary to regulate traffic under this Code and other traffic ordinances of this city or under state law or to guide or warn traffic.

(Code 1986, § 24-262)

Cross reference--Transportation Department, generally, § 24-96 et seq.

Sec. 24-272. Uniform Vehicle Code, adopted by reference.

(b) Pursuant to Section 15-116 of the Uniform Vehicle Code, which is expressly adopted by reference, no person shall install or maintain in any area of private property used by the public any sign, signal, marking or other device intended to regulate, warn, or guide traffic unless it conforms with the Manual on Uniform Traffic Control Devices, 2009 Edition, and/or the most recent edition of the Manual on Uniform Traffic Control Devices for Streets and Highways and other standards issued or endorsed by the Federal Highway Administration or the National Association of City Transportation Officials.

Sec. 24-290. Angle parking.

The Transportation Department shall designate streets upon which angle parking will be permitted, except that angle parking shall not be permitted on any federal aid or state highway unless allowed by the state department of transportation.

State law reference--Authority to permit angle parking, T.C.A., § 55-8-161(c).

Sec. 24-296. Designation of public carrier stops and stands.

The Transportation Department is hereby authorized to establish bus stops, bus stands, taxicab stands and stands for other passenger common-carrier motor vehicles on such public streets in such places and in such number as it shall determine to be of the greatest benefit and convenience to the public. Every such bus stop, bus stand, taxicab stand or other stand shall be designated by appropriate signs. The Chattanooga Area Regional Transportation Authority may recommend such stops and stands to the city.

(Code 1986, § 24-297, Ord. No. 12626, § 1, 7-10-12)

Sec. 24-363. Stop signs at intersecting streets.

The Transportation Department is authorized to determine and designate intersections where particular hazard exists upon intersecting streets and to determine whether vehicles shall stop at one (1) or more entrances to any such intersection, and shall erect a stop sign at every such place where a stop is required.

(Code 1986, § 24-363)

Cross reference--Transportation Department generally, § 24-96 et seq.

Sec. 24-381. Designation generally; compliance.

(b) In order to determine whether a particular area should be designated as a restricted on-street parking area, the Transportation Department may conduct, upon its own initiative or upon a petition of a majority of the property owners in such proposed area, addressed to the Mayor, a study to determine if the proposed area meets the criteria set forth above. Following the study, and upon approval of the Mayor, the Transportation Department shall determine whether to designate the proposed area under consideration as a restricted on-street parking area or to remove the designation in the case of a previously established restricted on-street parking area. Following the approval by the City Council of the designation of a restricted on-street parking area, the Transportation Department shall cause the regulation to be recorded upon the official traffic records and retained permanently in the office of the Transportation Department. In addition, the Transportation Department shall cause parking signs to be erected upon public streets in the area, indicating the times, locations and conditions upon which parking shall be by permit only.

SECTION 4. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading: March 25, 2014

Yusuf Habem
CHAIRPERSON

APPROVED: DISAPPROVED:

Nehy Bed
MAYOR