

TITLE

AN ORDINANCE TO AMEND TITLE 15, TITLED "MOTOR VEHICLES, TRAFFIC AND PARKING," CHAPTER 5, TITLED "SPEED REGULATIONS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 15-802, TITLED "RIGHT-OF-WAY IN CROSSWALKS," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SECTION 15-802, TITLED "RIGHT-OF-WAY IN CROSSWALKS," FOR THE PURPOSE OF CREATING ADDITIONAL PEDESTRIAN PROTECTION IN SCHOOL ZONES.

WHEREAS, City Code §15-802 is in need of updating for state law compliance regarding pedestrians in school zones while warning flashers are in operation; and

WHEREAS, in order to protect the health, safety, and welfare of pedestrians crossing the roadways at all school locations regardless of the presence of warning flasher devices, the City desires to require a driver to stop for the duration of the time a pedestrian is crossing the roadway in a school speed limit zone area at such times when the school zone speed limit time is in effect and enforceable.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

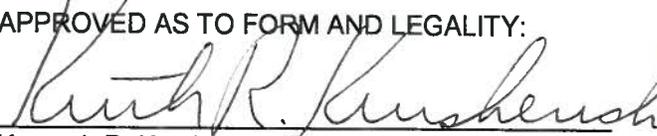
Section 1. Title 15, titled, "Motor Vehicles, Traffic and Parking," Chapter 5, titled "Speed Regulations," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting Section 15-802, titled "Right-of-way in crosswalks," in its entirety and substituting therefor a new Section 15-802, titled "Right-of-way in crosswalks," which new section shall read as follows:

City Code §15-802. Right-of-way in crosswalks.

- (1) (a) Unless in a posted school zone when school zone speed limits are in operation and subject to enforcement per City Code §15-502, when traffic-control signals are not in place or not in operation, the driver of a vehicle shall yield the right-of-way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger.
- (b) When in a posted school zone during the times school zone speed limits are in effect and subject to enforcement per City Code §15-502, the driver of a vehicle shall stop to yield the right-of-way to a pedestrian crossing the roadway within a marked crosswalk or at an intersection with no marked crosswalk. The driver shall remain stopped until the pedestrian has crossed the roadway on which the vehicle is stopped.
- (2) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass the stopped vehicle.
- (3) No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.
- (4) Subsection (1) above does not apply under the conditions stated in City Code §15-806.

Section 2. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

APPROVED AS TO FORM AND LEGALITY:



Kenneth R. Krushenski, City Attorney



Thomas L. Beehan, Mayor



Diana R. Stanley, City Clerk

First Reading: 07/14/2014
Publication Date: 07/17/2014
Second Reading: 08/11/2014
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