

## Ordinance No. 998

**AN ORDINANCE** to amend and reordain a subparagraph of Section 19-1, Section 19-2, Section 19-4, Section 19-8, Section 19-9, and Section 19-14 of Article I; Section 19-39, Division 4, Article II; Section 19-54, Section 19-58, Section 19-59, and Section 19-61, Division 1, Article III; Section 19-63, Section 19-64, and Section 19-65, Division 2, Article III, Section 19-75, Section 19-76, Section 19-80, Section 19-85, and Section 19-86, Division 3, Article III; Section 19-90, and Section 19-91, Division 4, Article III; Section 19-113, Section 19-116, and Section 19-118, Division 2, Article IV; Section 19-174, Article VII; Section 19-209, Section 19-211, Section 19-217, Section 19-219, Section 19-220, Section 19-221, and Section 19-222, Article IX, and to add a new section thereto numbered Section 19-63.1; all of Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, which subparagraph of Section 19-1 relates to INTERSECTION, which Section 19-2 relates to DRIVERS OF ALL VEHICLES SUBJECT TO THE PROVISIONS OF THIS CHAPTER, which Section 19-4 relates to EXEMPTIONS TO AUTHORIZED EMERGENCY VEHICLES, which Section 19-8 relates to DUTY OF DRIVER TO STOP, RENDER AID, GIVE INFORMATION, MAKE REPORTS, ETC., IN EVENT OF ACCIDENT; DUTY OF WITNESS, ETC., which Section 19-9 relates to ACCIDENT REPORTS, which Section 19-14 relates to GARAGE KEEPERS TO REPORT DAMAGED VEHICLES, which Article I relates to MOTOR VEHICLES AND TRAFFIC IN GENERAL, which Section 19-39 relates to TRAFFIC-CONTROL SIGNAL LEGEND, which Division 4 relates to MISCELLANEOUS PROVISIONS, which Article II relates to POWERS OF LOCAL AUTHORITIES; SIGNS, SIGNALS AND MARKERS GENERALLY; TRAFFIC-CONTROL DEVICES, which Section 19-54 relates to DRIVING ON SIDEWALK, which Section 19-58 relates to DRIVING WHILE LICENSE SUSPENDED OR REVOKED, which Section 19-59 relates to DRIVING BEFORE SUSPENDED OR REVOKED LICENSE HAS BEEN REINSTATED OR NEW LICENSE ISSUED, which Section 19-61 relates to BACKING, which Division 1 relates to OPERATION OF VEHICLES IN GENERAL, which Article III relates to OPERATION OF VEHICLES, which Section 19-63 relates to SPECIFIC INSTANCES OF RECKLESS DRIVING, which Section 19-64 relates to PENALTY FOR RECKLESS DRIVING, which Section 19-65 relates to SPEED LIMITS AND RELATED REGULATIONS, which Division 2 relates to RECKLESS DRIVING, SPEEDING, ETC., which Section 19-75 relates to TURNING AROUND IN STREETS, which Section 19-76 relates to TURNING AT INTERSECTIONS GENERALLY, which Section 19-80 relates to HOW SIGNALS ARE TO BE GIVEN, which Section 19-85 relates to RIGHT OF WAY—VEHICLES TURNING TO LEFT, which Section 19-86 relates to RIGHT OF WAY—EXCEPTION, which Division 3 relates to RULES OF THE ROAD, which Section 19-90 relates to PENALTY FOR DRIVING AUTOMOBILE, ETC. WHILE UNDER INFLUENCE OF INTOXICANTS OR NARCOTICS; SUBSEQUENT OFFENSE, which Section 19-91 relates to FORFEITURE OF DRIVER'S LICENSE; SUSPENSION OF SENTENCE, which Division 4 relates to DRIVING AUTOMOBILE, ENGINE, ETC., WHILE UNDER INFLUENCE OF INTOXICANTS OR NARCOTICS, which Section 19-113 relates to ILLEGALLY PARKED VEHICLES TO BE REMOVED, which Section 19-116 relates to REPOSSESSION OF IMPOUNDED VEHICLES; TOWING AND STORAGE

**CHARGES, which Section 19-118 relates to NOTICE TO DIVISION OF MOTOR VEHICLES OF UNREPOSSESSED VEHICLES; SALE OF UNREPOSSESSED VEHICLES, which Division 2 relates to DISPOSITION OF ILLEGALLY PARKED VEHICLES, which Article IV relates to STOPPING, STANDING AND PARKING GENERALLY, which Section 19-174 relates to WHEN LIGHTS TO BE LIGHTED, which Article VII relates to LIGHTING EQUIPMENT which Section 19-209 relates to WIDTH OF VEHICLES, which Section 19-211 relates to LENGTH, which Section 19-217 relates to WEIGHT OF VEHICLES AND LOADS, which Section 19-219 relates to PENALTY FOR VIOLATION OF TWO PRECEDING SECTIONS, which Section 19-220 relates to REDUCTION OF LIMITS BY TRAFFIC DIRECTOR, which Section 19-221 relates to PERMITS FOR EXCESSIVE SIZE AND WEIGHT; CONCRETE MIXERS; CERTAIN COAL-HAULING VEHICLES, which Section 19-222 relates to WEIGHING VEHICLES: PROCEDURE; UNLOADING EXCESS LOAD, which Article IX relates to MAXIMUM SIZE AND WEIGHT; COMBINATIONS OF VEHICLES, which new section numbered 19-63.1 relates to RECKLESS DRIVING—RACING ON STREETS, and which Chapter 19 relates to MOTOR VEHICLES AND TRAFFIC.**

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That a subparagraph of Section 19-1, Article I, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-1 DEFINITIONS**

**INTERSECTION.** (a) 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 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.

(b) Where a highway includes two 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 intersecting highway also includes two roadways thirty (30) feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection.

Section 2. That Section 19-2, Article I, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-2 DRIVERS OF ALL VEHICLES SUBJECT TO THE PROVISIONS OF THIS CHAPTER**

The provisions of this chapter, applicable to the drivers of vehicles upon the highways, shall apply to the drivers of all vehicles regardless of ownership, subject to such specific exceptions as are set forth in this chapter, and it shall be unlawful for any such driver to violate any of the provisions of this chapter.

Section 3. That Section 19-4, Article I, Chapter 19 of The Code

of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-4 EXEMPTIONS TO AUTHORIZED EMERGENCY VEHICLES**

(a) The operator of any publicly owned vehicle operated by or under the direction of a police officer in the chase or apprehension of violators of the law or persons charged with or suspected of any such violation, and the operator of any vehicle used for the purpose of fighting fire or a vehicle owned by the City for rescue purposes when traveling in response to a fire alarm or respirator call, and the operator of any ambulance or rescue or life saving vehicle, whether such vehicle is publicly owned or operated by a non-profit corporation or association when such vehicle is being used in the performance of public services, and when such vehicle is operated under emergency conditions may, without subjecting himself to criminal prosecution:

(1) Proceed past red signal, light, stop sign or device indicating moving traffic shall stop if the speed and movement of the vehicle is reduced and controlled so that it can pass a signal, light or device with due regard to safety of persons and property.

(2) Park or stand notwithstanding the provision of this chapter.

(3) Disregard regulations governing a direction of movement of vehicles turning in specified directions so long as the operator does not endanger life or property.

(b) These exemptions, hereinbefore granted to such a moving vehicle, shall apply only when the operator of such vehicle displays a flashing, blinking or alternating red light and sounds a siren, bell, or exhaust whistle, as may be reasonably necessary, and, only when there is in force and effect for such vehicle standard automobile liability insurance covering injury or death to any one person in the sum of at least Twenty-five Thousand Dollars (\$25,000.00). Such exemptions shall not, however, protect the operator of any such vehicle from criminal prosecution for conduct constituting reckless disregard of the safety of persons and property. Nothing in this section shall be construed to release the operator of any such vehicle from civil liability for failure to use reasonable care in such operation.

Section 4. That Section 19-8, Article I, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-8 DUTY OF DRIVER TO STOP, RENDER AID, GIVE INFORMATION, ETC., MAKE REPORTS, ETC., IN EVENT OF ACCIDENT DUTY OF WITNESS, ETC.**

(a) The driver of any vehicle involved in an accident in which a person is killed or injured or in which an attended vehicle or other attended property is damaged shall immediately stop as close to the scene of the accident as possible without obstructing traffic and report to a police officer, or to the person struck and injured if such person appears to be capable of understanding and retaining information, or to the driver or some other occupant of the vehicle collided with or to the custodian of other

damaged property, his name, address, operator's or chauffeur's license number and the registration number of his vehicle. The driver shall also render reasonable assistance to any person injured in such accident, including the carrying of such injured person to a physician, surgeon or hospital for medical treatment if it is apparent that such treatment is necessary or is requested by the injured person.

(b) If the driver fails to stop and make the report required by paragraph (a) of this section, any person in the vehicle with the driver at the time of the accident who has knowledge of the accident shall report within twenty-four (24) hours from the time of the accident to the Major and Superintendent of Police, his name, address and such other information within his knowledge as the driver must report pursuant to paragraph (a) of this section.

(c) The driver of any vehicle involved in an accident in which no person is killed or injured but in which an unattended vehicle or other unattended property is damaged shall make a reasonable effort to find the owner or custodian of such property and shall report to the owner or custodian the information which the driver must report pursuant to paragraph (a) of this section if such owner or custodian is found. If the owner or custodian of such damaged vehicle or property cannot be found, the driver shall leave a note in a conspicuous place at the scene of the accident and shall report the accident in writing within twenty-four (24) hours to the Major and Superintendent of Police. Such note and written report shall contain the information which the driver must report pursuant to paragraph (a) of this section and such written report shall state in addition the date, time and place of the accident and the driver's estimate of the property damage.

(d) If the driver fails to stop and make a reasonable search for the owner or custodian of an unattended vehicle or property or to leave a note for such owner or custodian as required by paragraph (c) of this section, any person in the vehicle with the driver at the time of the accident who has knowledge of the accident shall report within twenty-four (24) hours from the time of the accident to the Major and Superintendent of Police, his name, address and such other facts within his knowledge as are required by paragraph (c) of this section to be reported by the driver.

(e) The reports required by this section are in addition to other accident reports required by this title and shall be made irrespective of the amount of property damage involved.

(f) The provisions of this section shall apply irrespective of whether such accident occurs on the public streets or highways or on private property.

Any person convicted of violating the provisions of this section shall, if such accident result in injury to, or the death of, any person, be punished: (1) by confinement in jail for not less than thirty (30) days nor more than six (6) months, (2) by a fine of not less than Twenty-Five Dollars (\$25.00) nor more than Five Hundred Dollars (\$500.00), or (3) by both such confinement in jail and such fine. If the accident results only in damage to property, the person so convicted shall be deemed guilty of a misdemeanor and punished in accordance with Section 19-19; provided, however,

if the vehicle struck is unattended and such damage be less than Twenty-five Dollars (\$25.00), such person shall be punished only by a fine not exceeding Fifty Dollars (\$50.00).

Section 5. That Section 19-9, Article I, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

#### **SEC. 19.9 ACCIDENT REPORTS**

The driver of any vehicle involved in an accident resulting in injury to or death of any person or total property damage to an apparent extent of Fifty Dollars (\$50.00) or more shall within five (5) days after the accident make a written report of it to the City of Alexandria Police Department.

The Police Department shall make such reports available to any person involved or injured in the accident or his attorney or to any authorized representative of any insurance carrier reasonably anticipating exposure to civil liability as a consequence of the accident.

Section 6. That Section 9-14, Article I, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

#### **SEC. 19-14 GARAGE KEEPERS TO REPORT DAMAGED VEHICLES**

The person in charge of any garage or repair shop to which is brought any motor vehicle which shows evidence of (1) having been involved in a serious motor vehicle accident, (2) blood stains, or (3) having been struck by a bullet, shall report to the nearest police station within twenty-four (24) hours after the motor vehicle is received, giving the engine number, registration number, serial number, or identification number and the name and address of the owner or operator of the vehicle if known.

Section 7. That Section 19-39, Division 4, Article II, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

#### **SEC. 19-39 TRAFFIC-CONTROL SIGNAL LEGEND**

Signals by lights or semaphores shall be as follows:

Red indicates that traffic then moving shall stop and remain stopped as long as the red signal is shown, except in the direction indicated by a lighted green arrow.

Green indicates that the traffic shall then move in the direction of the signal and remain in motion as long as the green signal is given.

Amber indicates that a change is about to be made in the direction of the moving traffic. When the amber signal is shown, traffic which has not already entered the intersection, including the crosswalks, shall stop, but that which has entered the intersection shall continue to move until the intersection has been entirely cleared.

When semaphores are not in operation, the use of amber light indicates need for caution, and the use of a flashing red light indicates that traffic shall stop before entering the intersection.

Officers of the law may assume control of traffic otherwise controlled by lights or semaphores, and in such event, signals by such officers shall take precedence.

Section 8. That Section 19-54, Division 1, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-54 DRIVING ON SIDEWALK**

No person shall drive any vehicle, including bicycles and motorcycles, upon any sidewalk except while actually crossing such sidewalk at a temporary or permanent driveway.

Any person violating the provisions of this section shall upon conviction be punished by a fine of not less than Five Dollars (\$5.00) nor more than Twenty-five Dollars (\$25.00).

Section 9. That Section 19-58, Division 1, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-58 DRIVING WHILE LICENSE SUSPENDED OR REVOKED**

No person, resident or nonresident, whose operator's or chauffeur's license or instruction permit has been suspended or revoked by any court or by the Commissioner of Motor Vehicles or by operation of law pursuant to the provisions of State law or of this chapter or who has been forbidden as prescribed by law by the Commissioner, the State Corporation Commission, the State Highway Commission, the State Highway Commissioner, or the Superintendent of State Police, to operate a motor vehicle in this State shall thereafter drive any motor vehicle in this City unless and until the period of such suspension or revocation shall have terminated.

Any person violating this section shall for the first offense be confined in jail not less than ten (10) days nor more than six (6) months, and may in addition be fined not less than Fifty Dollars (\$50.00) nor more than One Hundred Dollars (\$100.00); and for the second or any subsequent offense be confined in jail not less than two (2) months nor more than six (6) months, and may in addition be fined not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00).

Section 10. That Section 19-59, Division 1, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-59 DRIVING BEFORE SUSPENDED OR REVOKED LICENSE HAS BEEN REINSTATED OR NEW LICENSE ISSUED**

No person, resident or nonresident, whose operator's or chauffeur's license or instruction permit has been suspended or revoked by any court or by the Commissioner or by operation of law pursuant to the provisions of State law or of this chapter or who has been forbidden as prescribed by law by the Commissioner, the State Corporation Commission, the State Highway Commission, the State Highway Commissioner, or the Superintendent of State Police, to operate a motor vehicle in this State shall drive any

motor vehicle in this City during any period wherein the restoration of license or privilege is contingent upon the furnishing of proof of financial responsibility, unless he has given proof of financial responsibility in the manner provided by State law.

Any person violating this section shall upon conviction thereof be punished by imprisonment for not less than two (2) days nor more than six (6) months or be fined not less than Twenty-five Dollars (\$25.00) nor more than Five Hundred Dollars (\$500.00), or be punished by both such fine and imprisonment.

Section 11. That Section 19-61, Division 1, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

#### SEC. 19-61 **BACKING**

The driver of a vehicle shall not back the same unless such movement can be made with reasonable safety and without interfering with other traffic, and shall in every case yield the right-of-way to moving traffic and also to pedestrians.

Section 12. That Section 19-63, Division 2, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

#### SEC. 19-63 **SAME—SPECIFIC INSTANCES**

A person shall be guilty of reckless driving who shall:

(1) Drive a vehicle when not under proper control or with inadequate or improperly adjusted brakes upon any street.

(2) While driving a vehicle, overtake and pass another vehicle proceeding in the same direction, upon or approaching the crest of a grade or upon or approaching a curve in the street, where the driver's view along the street is obstructed, except where the overtaking vehicle is being operated on a street having two or more designated lanes of roadway for each direction of travel or on a designated one-way street or highway;

(3) Pass or attempt to pass two other vehicles abreast, moving in the same direction, except on streets having separate roadways of three or more lanes for each direction of travel, or on designated one-way streets or highways;

(4) Overtake or pass any other vehicle proceeding in the same direction at any steam, Diesel or electric railway grade crossing or at any intersection of streets unless such vehicles are being operated on a highway having two or more designated lanes of roadway for each direction of travel or on a designated one-way street or highway, or while pedestrians are passing or about to pass in front of either of such vehicles, unless permitted so to do by a traffic light or police officer.

(5) Fail to stop at a school bus stopped on the highway for the purpose of taking on or discharging school children, when approaching the same from any direction and to remain stopped until all school children are clear of the highway and the bus is put in motion, provided, however, that this shall apply only to school buses marked or identified as provided in the regulations of the State Board of Education.

(6) Fail to give adequate and timely signals of intention to turn, partly turn, slow down, or stop, as required by Section 19-70 to 19-82 of this chapter.

(7) Exceed a reasonable speed under the circumstances and traffic condition existing at the time regardless of any posted speed limit.

(8) Fail to bring his vehicle to a stop immediately before entering a highway from a side road when there is traffic approaching upon such highway within five hundred (500) feet of such point of entrance unless a "Yield Right of Way" sign is posted; or when such sign is posted, fail upon entering such highway to yield the right of way to the driver of a vehicle approaching on such highway from either direction.

(9) Drive a motor vehicle upon the streets of this City at a speed in excess of seventy-five (75) miles per hour, except as provided in subsection (11) of this section.

(10) Drive or operate any automobile or other motor vehicle upon any driveway or premises of a church, or school, or of any recreational facilities, or of any business property open to the public, recklessly or at a speed or in a manner so as to endanger the life, limb or property of any person.

(11) Drive a truck or tractor or tractor truck, or a motor vehicle being used to tow a vehicle designed for self-propulsion, or a house-trailer, or combination of vehicles designed to transport property upon the streets of this City at a speed in excess of sixty-five (65) miles per hour.

(12) Drive a vehicle when it is so loaded, or when there are in the front seat such number of persons as to obstruct the view of the driver to the front or sides of the vehicle or to interfere with the driver's control over the driving mechanism of the vehicle.

Section 13. That Division 2, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended by adding thereto a new section numbered 19-63.1 to read as follows:

**SEC. 19-63.1 SAME—RACING ON STREETS**

Any person who shall engage in a race between two or more motor vehicles on the streets of this City shall be guilty of reckless driving under this section, then in addition to other penalties provided by law, the operator's or chauffeur's license of such person shall be suspended by the Court or Judge for a period of not less than six (6) months nor more than two (2) years. In case of conviction the Court or Judge shall order the surrender of the license to the Court where it shall be disposed of in accordance with the provisions of Section 46.1-425 of the Code of Virginia, 1950, as amended.

Section 14. That Section 19-64, Division 2, Article III, Chapter 19 of the Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-64 SAME—PENALTY**

Every person convicted of reckless driving under Sections 19-62, 19-63, or 19-63.1, of this chapter shall for the first violation

be punished as provided in Section 11-1 of this code. For each second or subsequent violation for the offense of reckless driving under Sections 19-62, 19-63, or 19-63.1 committed within twelve (12) months before or after the date of another act of reckless driving for which he has been convicted, such person shall be punished by a fine of not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00), or by imprisonment in jail for not less than ten (10) days nor more than six (6) months, or by both such fine and imprisonment.

In addition to the penalties for reckless driving prescribed above and except in those cases for which a revocation of license is provided in paragraph (e) of Section 46.1-417 of the Code of Virginia, 1950, as amended, the Court may suspend any license issued to a convicted person under Chapter 5 (Section 46.1-348 et seq.) of the Code of Virginia, 1950, as amended, for a period of not less than ten (10) days nor more than six (6) months, and the Court shall require the convicted person to surrender his license so suspended to the Court where it will be disposed of in accordance with Section 46.1-425 of the Code of Virginia, 1950, as amended. If a person so convicted has not obtained the license required by said Chapter 5, or is a nonresident, the Court may direct in the judgment of conviction that such person shall not, for a period of not less than ten (10) days or more than six (6) months as may be prescribed in the judgment, drive or operate any motor vehicle in this State.

When the conviction is a second conviction which will require revocation under Section 46.1-417 of the Code of Virginia, 1950, as amended, the Court shall suspend the operator's or chauffeur's license of such person and thereupon transmit the same to the Division of Motor Vehicles as provided by law.

When any person shall be convicted of reckless driving for exceeding a speed of sixty-five (65) or seventy-five (75) miles per hour as the case may be upon the streets of this City under Sections 19-63(9) or 19-63(11), then in addition to any other penalties provided by law, except in those cases for which revocation of licenses is provided in Section 46.1-417 of the Code of Virginia, 1950, as amended, the operator's or chauffeur's license of such person shall be suspended by the Court or Judge for a period of not less than sixty (60) days nor more than six (6) months. In case of conviction the Court or Judge shall order the surrender of the license to the Court where it shall be disposed of in accordance with the provisions of Section 46.1-425 of the Code of Virginia, 1950, as amended. When the conviction is a second conviction which would require revocation under the provisions of Section 46.1-417 of the Code of Virginia, 1950, as amended, the Court shall suspend the operator's or chauffeur's license of such person and thereupon transmit the same to the Division of Motor Vehicles. If such person so convicted has not obtained a license required by the aforementioned Chapter 5 or is a nonresident, such Court may direct in the judgment of conviction that for such period of not less than ten (10) days nor more than six (6) months, as may be prescribed in the judgment, such person shall not drive or operate any motor vehicle in this State.

Section 15. That Section 19-65, Division 2, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended,

be and the same hereby is amended and reordained to read as follows:

**SEC. 19-65 SPEED LIMITS AND RELATED REGULATIONS**

No person shall drive any vehicle upon a street in this City at a speed in excess of:

(a) Twenty-five (25) miles per hour in a business or residential district unless otherwise prescribed pursuant to the provisions of (c) below,

(b) Twenty-five (25) miles per hour elsewhere in this City unless otherwise prescribed pursuant to the provisions of (c) below, when such speed area or zone is clearly indicated by markers or signs and such speed is based on an engineering and traffic investigation,

(c) A speed higher or lower than twenty-five (25) miles per hour when such higher or lower speed area or zone is clearly indicated by markers or signs and such increase or decrease is based on an engineering and traffic investigation.

(d) Fifteen (15) miles an hour between fixed blinking signs placed in the highway bearing the word "School", which word shall indicate that school children are present in the immediate vicinity. When authorized, such signs shall be placed in the vicinity of schools in a position plainly visible to vehicular traffic and the speed limit shall also be conspicuously posted thereon.

(e) Thirty-five (35) miles per hour if the vehicle is being used as a school bus carrying children.

(f) And no person shall drive any motor vehicle, trailer or semi-trailer upon any public bridge, causeway, or viaduct at a speed exceeding that indicated as maximum by signs posted thereon or at its approach, by or upon the authority of the State Highway Commission.

Section 16. That Section 19-75, Division 3, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-75 TURNING AROUND IN STREETS**

The driver of a vehicle within business districts shall not turn such vehicle so as to proceed in the opposite direction except at an intersection of streets where such turn is permitted.

And no vehicle shall be turned so as to proceed in the opposite direction upon any curve, or upon the approach to or near the crest of a grade, where such vehicle cannot be seen by the driver of any other vehicle approaching from any direction within five hundred (500) feet.

Section 17. That Section 19-76, Division 3, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-76 TURNING AT INTERSECTIONS GENERALLY**

The driver of a vehicle intending to turn at an intersection shall do so as follows:

1. **Right turn:** Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

(2) **Left turns on two-way roadways:** At any intersection where traffic is permitted to move in both directions on each roadway entering the intersection, an approach for a left turn shall be made in that portion of the right half of the roadway nearest the center line thereof, and by passing to the right of such center line where it enters the intersection and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the center line of the roadway being entered. Whenever practicable the left turn shall be made in that portion of the intersection to the left of the center of the intersection.

(3) **Left turns on other than two-way roadways:** At any intersection where traffic is restricted to one direction on one or more of the roadways, the driver of a vehicle intending to turn left at any such intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle and after entering the intersection the left turn shall be made so as to leave the intersection as nearly as practicable, in the left lane lawfully available to traffic moving in such direction upon the roadway being entered.

When markers, buttons, or signs are placed within or adjacent to intersections and thereby require and direct that a different course from that specified above in this section be traveled, no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by such markers, buttons or signs.

Section 18. That Section 19-80, Division 3, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

#### SEC. 19-80 HOW SUCH SIGNALS GIVEN

The signal required in the preceding section shall be given by means of the hand and arm or by some mechanical or electrical device approved by the Superintendent of the Department of State Police of the State, in the manner herein specified. Whenever the signal is given by means of the hand and arm, the driver shall indicate his intention to start, stop, turn or partly turn by extending the hand and arm from and beyond the left side of the vehicle, in the manner following:

(1) For left turn or to pull to the left, the arm shall be extended in a horizontal position straight from the level with the shoulder;

(2) For right turn or to pull to the right, the arm shall be extended upward.

(3) For slowing down or to stop, the arm shall be extended downward.

Whenever the lawful speed is more than thirty-five (35) miles per hour, such signals shall be given continuously for a distance of at least one hundred (100) feet, and in all other cases at least fifty (50) feet before slowing down, stopping, turning, partly turning, or materially altering the course of the vehicle.

Section 19. That Section 19-85, Division 3, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-85 SAME—VEHICLES TURNING TO LEFT**

The driver of a vehicle in an intersection and turning therein to the left across the line of travel of vehicles within or approaching the intersection shall yield the right of way to such other vehicles, provided, however, that where there is an automatic signal device governing the flow of traffic at any intersection and allowing turns to the left while all other vehicular traffic is required to stop, any vehicle making such turn shall have the right of way over all other vehicles approaching the intersection.

Section 20. That Section 19-86, Division 3, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-86 SAME—EXCEPTION**

The driver of a vehicle entering a public street or sidewalk from a private road, driveway, alley, or building shall stop immediately before entering such street or sidewalk and upon entering such street or sidewalk, shall yield the right of way to all vehicles approaching on such public street or to all pedestrians or vehicles approaching on such public sidewalk.

Section 21. That Section 19-90, Division 4, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-90 PENALTY; SUBSEQUENT OFFENSE**

Any person violating any provision of the preceding section shall be guilty of a misdemeanor, punishable by a fine of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) or imprisonment for not less than one (1) month nor more than six (6) months, either or both in the discretion of the court or jury trying the same, for a first offense, and the court may, in its discretion, suspend the sentence during the good behavior of the person convicted. Any person convicted of a second or other subsequent offense within ten years under such section shall be punishable by a fine of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) and by imprisonment for not less than one (1) month nor more than one (1) year.

Section 22. That Section 19-91, Division 4, Article III, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-91 FORFEITURE OF DRIVER'S LICENSE; SUSPENSION OF SENTENCE**

The judgment of conviction or finding of not innocent in the case of a juvenile if for a first offense under Section 19-89 of this chapter shall of itself operate to deprive the person con-

victed of the right to drive or operate any such vehicle, conveyance, engine or train in this City for a period of one (1) year from the date of such judgment, and if for a second or other subsequent offense within ten (10) years thereof for a period of three (3) years from the date of the judgment of conviction thereof. If any person has heretofore been convicted or found not innocent in the case of a juvenile of violating any similar act of this State or ordinance of a city, and thereafter is convicted of violating Section 19-89 of this chapter, such conviction shall for the purpose of this and the preceding section be a subsequent offense and shall be punished accordingly; and the court may, in its discretion, suspend the sentence during the good behavior of the person convicted.

Section 23. That Section 19-113, Division 2, Article IV, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-113 ILLEGALLY PARKED VEHICLES TO BE REMOVED**

Whenever any motor vehicle, trailer or semi-trailer is found on the streets unattended by the owner or operator and constitutes a hazard to traffic or is parked in such manner as to be in violation of law, any such motor vehicle, trailer or semi-trailer may be removed for safekeeping by or under the direction of a police officer to the City vehicle impounding yard.

Section 24. That Section 19-116, Division 2, Article IV, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-116 REPOSSESSION OF IMPOUNDED VEHICLES; TOWING AND STORAGE CHARGES**

The owner of any vehicle impounded under this division or other duly authorized person shall be permitted to repossess such vehicle up to the time of sale by:

- (1) Payment of the towing charge.
- (2) Payment of storage charge at the rate of **50 cents** per day.
- (3) Posting appropriate collateral for his appearance in the courts of the City to answer for the traffic violation.
- (4) Payment of cost of sale.
- (5) The payments of costs and charges of investigation.

The payment of charges shall not operate to relieve the owner or agent from liability for any fine or penalty.

Section 25. That Section 19-118, Division 2, Article IV, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-118 NOTICE TO DIVISION OF MOTOR VEHICLES AND HOLDER OF ANY LIENS OF UNREPOSSESSED VEHICLES; SALE OF UNREPOSSESSED VEHICLES**

When any vehicle impounded under this division shall not be claimed by and surrendered to the rightful owner thereof within

ninety (90) days from the date of the impounding, the Superintendent of Police shall notify the Division of Motor Vehicles of the state in which the car is registered and holder of any liens of all the information he has available about the vehicle and of the fact that the vehicle will be sold in ninety (90) days. The Superintendent of Police shall then publish or cause to be published, in a newspaper of general circulation within the city two notices at least fifteen (15) days in advance giving a description of the vehicle, the date of impounding and the fact that the vehicle will be sold at public auction at a time and place clearly designated in the notice. The proceeds from the sale shall go to the City Collector who shall pay from the proceeds the towing charge, storage charge, investigation charge, and the costs of the sale. The balance of such funds shall be held by the Collector for the owner and paid to the owner upon satisfactory proof of ownership.

Section 26. That Section 19-174, Article VII, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-174 WHEN LIGHTS TO BE LIGHTED**

Every vehicle upon a street within the City shall display lighted lamps and illuminating devices as required by this chapter from a half hour after sunset to a half hour before sunrise and at any other time when due to insufficient light or unfavorable atmospheric conditions, persons in vehicles on the highway are not clearly discernible at a distance of five hundred (500) feet.

Section 27. That Section 19-209, Article IX, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-209 WIDTH OF VEHICLES**

No vehicle, including any load thereon, but excluding the required mirror, shall exceed a total outside width as follows: (1) farm tractor—one hundred eight (108) inches, (2) passenger bus—one hundred two inches (102) inches, (3) other vehicles—ninety-six (96) inches.

Section 28. That Section 19-211, Article IX, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-211 LENGTH**

No motor vehicle shall exceed a length of thirty-five (35) feet. No passenger bus shall exceed a length of forty (40) feet. The actual length of any combination of vehicles coupled together including any load thereon shall not exceed a total of fifty (50) feet. The actual length of any combination of a towing vehicle and any mobile home or house trailer, coupled together, shall not exceed a total length of fifty-five (55) feet, including coupling.

Section 29. That Section 19-217, Article IX, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-217 WEIGHT OF VEHICLES AND LOADS**

(a) The maximum gross weight and axle weight to be per-

mitted on the road surface of any highway shall be in accordance with the provisions of this section.

(b) For the purpose of this section an axle weight shall be defined as the total weight transmitted to the road by all wheels whose centers may be included between two parallel transverse vertical planes forty (40) inches apart, extending across the full width of the vehicle and all wheels thereof that are equipped with brakes in conformity with Sections 19-183 to 19-186.

(c) The axle weight of any vehicle or combination shall not exceed eighteen thousand (18,000) pounds, nor shall it exceed six hundred fifty (650) pounds per inch, width of tire, measured in contact with the surface of the highway.

(d) No group of axles shall carry a weight in pounds in excess of the value given in the following table corresponding to the distance in feet between the extreme axles of the group, measured longitudinally to the nearest foot nor shall any motor vehicle exceed a gross weight of fifty-six thousand eight hundred (56,800) pounds:

Distance in feet between the extremes of any group of axles	Maximum weight in pounds on any group of axles
4	32,000
5	32,000
6	32,000
7	32,000
8	32,610
9	33,580
10	34,550
11	35,510
12	36,470
13	37,420
14	38,360
15	39,300
16	40,230
17	41,160
18	42,080
19	42,990
20	43,900
21	44,800
22	45,700
23	46,590
24	47,470
25	48,350
26	49,220
27	50,090
28	50,950
29	51,800
30	52,650
31	53,490
32	54,330
33	55,160
34	55,980
35	56,800

(e) Provided, however, that motor vehicles which are registered with the Virginia Division of Motor Vehicles or State Corporation Commission prior to July 1, 1956 may be permitted to operate under (1) the preceding paragraphs of this section in conformity therewith or (2) under the provisions of the statutes of this State in force on January 1, 1956 but such operation shall only be permissible during the period in which the motor vehicle remains in operating condition. When such vehicle ceases to be operable the option to operate under this provision shall terminate. All vehicles, operation of which is desired under the provisions of subsection (2) of this paragraph, shall be registered with the State Department of Highways and obtain a permit, without cost, so to do.

The provisions above shall not apply to a vehicle designed for towing disable vehicles, when towing such vehicle in an emergency in such manner that a part of the combined weight of the two vehicles rests upon an axle or axles of the towing vehicle, provided the towed and towing vehicles each are within the weight limits prescribed above, but the provisions of this paragraph shall not be construed to permit the violation of any lawfully established load limit on any bridge.

Section 30. That Section 19-219, Article IX, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-219 PENALTY FOR VIOLATION OF TWO PRECEDING SECTIONS**

Any violation of any provision of the preceding two sections shall constitute a misdemeanor and shall be punishable by a fine not exceeding Five Hundred Dollars (\$500.00) or by imprisonment not exceeding six (6) months or both.

Section 31. That Section 19-220, Article IX, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-220 REDUCTION OF LIMITS BY TRAFFIC DIRECTOR**

The Traffic Director may prescribe the weight of any vehicle or combination of vehicles passing over any street, highway, section of highway, or bridge within the limits of this City, less than that prescribed in this chapter whenever an engineering study discloses that operation over such streets, highways or bridges, by reason of deterioration, rain, snow, or other climatic conditions will seriously damage such street, highway, or bridge unless such weights are reduced.

Provided, however, that in no case may the period of reduction of limits exceed ninety (90) days in any calendar year.

In all instances where the limits for weight have been reduced by the Traffic Director pursuant to this section, signs stating the weight permitted on such highway or street, shall be erected at each end of the section of highway or street affected and no such reduced limits shall be effective until such signs have been posted.

It shall be unlawful to operate a vehicle or combination of vehicles over any public highway, or a street or section thereof

when the weight thereof exceeds the maximum posted by authority of the Traffic Director pursuant to this section.

Any person convicted of a violation of any provision of this section shall be punished by a fine of not less than Ten Dollars (\$10.00) nor more than Five Hundred Dollars (\$500.00) or be confined in jail for not less than one (1) day nor more than six (6) months, or both, and the vehicle or combination of vehicles involved in such violation may be held upon an order of the court until all fines and costs have been satisfied.

This section shall not be construed to apply when it is proven by the person accused of the violation thereof that the journey was the initial or sole journey upon the section of the road posted for reduced weight limits, subsequent to the time the signs were posted thereon.

Section 32. That Section 19-221, Article IX, Chapter 19 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-221 PERMITS FOR EXCESSIVE SIZE AND WEIGHT; CONCRETE MIXERS; CERTAIN COAL-HAULING VEHICLES**

(a) The Traffic Director may in his discretion, upon application in writing and good cause being shown therefor, issue a special permit in writing authorizing the applicant to operate or move a vehicle upon the highway of a size or weight exceeding the maximum specified in this title. Every such permit may designate the route to be traversed and contain any other restrictions or conditions deemed necessary by the Traffic Director.

(b) Provided, however, the Traffic Director, upon application in writing made by the owner or operator of three axle vehicles used exclusively for the mixing of concrete in transit or other three axle trucks hauling road construction materials and having a gross weight not exceeding forty-three thousand and nine hundred (43,900) pounds, a single axle weight not exceeding eighteen thousand (18,000) pounds, and a tandem axle weight not exceeding thirty-two thousand (32,000) pounds, shall issue to such owner or operator, without cost, a permit in writing authorizing the operation of such vehicles upon the highways. No such permit shall designate the route to be traversed nor contain restrictions or conditions not applicable to other vehicles in their general use of the highways.

(c) Provided, further, the Traffic Director, upon application in writing, made by the owner or operator of two or three axle vehicles used exclusively for the hauling of coal from a mine or other place of production to a preparation plant, loading dock or railroad and having a gross weight not exceeding forty-three thousand nine hundred (43,900) pounds, a single axle weight not exceeding twenty thousand (20,000) pounds until October 1, 1959, and thereafter eighteen thousand (18,000) pounds, and a tandem axle weight not exceeding thirty-six thousand (36,000) pounds until October 1, 1959, and thereafter thirty-two thousand (32,000) pounds, shall issue to such owner or operator, without cost, a permit in writing authorizing the operation of such vehicles upon the highways of this City. However, no permit issued under this section providing for a single axle weight in excess of eighteen thousand

(18,000) pounds for a tandem axle weight in excess of thirty-two thousand (32,000) pounds shall be issued to include travel on the Federal Interstate System of Highways.

(d) Every such permit shall be carried in the vehicle to which it refers and shall be open to inspection by any officer and it shall be a misdemeanor for any person to violate any of the terms or conditions of such special permit.

Section 33. That Section 19-222, Article IX, Chapter 19 of The Code of The City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

**SEC. 19-222 WEIGHING VEHICLES; PROCEDURE; UNLOADING EXCESS LOAD**

Any officer authorized to enforce the law under this chapter having reason to believe that the weight of a vehicle and load is unlawful, is authorized to weigh the same by the use of loadometers or other equipment of equal accuracy. Any operator who fails or refuses to drive his vehicle upon such loadometers or similar equipment upon the request and direction of the officer so to do shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than Two Dollars (\$2.00) nor more than One Hundred Dollars (\$100.00), which penalty shall be in addition to any other penalties prescribed for exceeding the maximum weight permitted or for any other violation. Should the officer find that the weight of any vehicle and its load is greater than that permitted by this chapter or that the weight of the load carried in or on such vehicle is greater than that which the vehicle is licensed to carry under the provisions of this chapter, he may require the driver to unload, at the nearest place where the property unloaded may be stored or transferred to another vehicle, such portion of the load as may be necessary to decrease the gross weight of the vehicle to the maximum therefore permitted by this chapter. Any property so unloaded shall be stored or cared for by the owner or operator of the overweight vehicle at the risk of such owner or operator.

Section 34. That this ordinance shall be published in a newspaper of general circulation in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The Clerk of the Council shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

LEROY S. BENDHEIM  
Mayor

Final Passage: October 14, 1958