

Ordinance 566
Amended 918
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Rep 949

Ord 566

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An ordinance regulating the use of motor vehicles in the City of Albany, Oregon, repealing all ordinances and parts of ordinances in conflict herewith, and providing a penalty for violation hereof.

The People of the City of Albany do Enact as Follows:

Section 1. For the purpose of this ordinance the term or name motor vehicle wherever and whenever used in this ordinance shall be held to embrace and mean and is hereby defined to mean any vehicle the motive power of which is electric, compressed air, kerosene, gasoline, benzene, steam or other motive power other than animal power or motor power supplied solely by the muscular exertion of a human being; provided, nothing herein shall apply to the operation of a locomotive, grip car, trolley car or other vehicle used by any steam or street railway upon or along any track owned or lawfully used by any steam or street railway company.

Section 2. It shall be unlawful for any person, persons, firm or corporation to drive or cause to be driven any motor vehicle on any street, alley or other public way within the corporate limits of the City of Albany, Oregon at a greater rate of speed than fifteen miles per hour, and at no time at a greater rate of speed than is reasonable, having regard to the safety of the public, the traffic and the use of the street then being travelled.

Section 3. No motor vehicle shall be driven upon or along any street, alley or other public way in said city unless the person acting as the operator thereof and as such operator controls the means of propulsion of any such motor vehicle, shall be a person who is at least sixteen years of age and no motor vehicle shall be driven in the streets, alleys or other public way within said city by any person unable or incapable to properly control the same with due regard to safety of the public and other vehicles, provided, that in all cases any person in a state of intoxication is conclusively deemed incapable and unable to operate and control the same.

Section 4. No motor vehicle shall be driven upon or along any street, alley or other public way within the City of Albany at a speed exceeding fifteen miles per hour when proceeding in a direct course, and when turning any street corner at a speed exceeding eight miles per hour, and the operator of such motor vehicle when same is in

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motion, shall observe the general rules of the law of the road by keeping to the right side of the street, alley or other public way, and when approaching an intersection of a street, alley or other public way, with the intention of turning thereat shall, in turning to the right, keep closely to the right, and in turning to the left shall turn to and beyond the center of the intersection. When a motor vehicle driven under the provisions of this ordinance is left standing in the street it shall stand on the side of the street upon which it is required to be driven facing in the direction in which it is required to be driven.

Section 5. All motor vehicles when in use on the streets, alleys or other public way in the City of Albany, shall have and keep during the period of one hour after sunset to one hour before sunrise, two white lights in lamps so as to throw light in front of such vehicle whenever in motion on any street, alley or other public way and shall also during said time maintain one red light in the rear of said vehicle, the white rays of such rear lamp shall shine upon a number plate carried on the rear of such motor vehicle in such manner as to make such numbers plainly visible and legible during the above specified hours.

Section 6. Every person having control or charge of any motor vehicle when upon the streets, alleys or other public way in the City of Albany, and approaching any vehicle drawn by a horse or horses or any horse upon which any person is riding, shall operate, manage and control such motor vehicle in such a manner as to exercise every reasonable precaution to prevent the frightening of such horse or horses and to insure the safety and protection of any person or persons riding or driving the same; and if such horse or horses appear frightened, the person in control of such motor vehicle shall reduce its speed, and if requested by signal or otherwise by the rider or driver of such horse or horses shall not proceed further toward such animal or animals unless such movement be necessary to avoid accident or injury, until such animal or animals appear to be under the full control of the rider or driver.

Section 7. Every motor vehicle driven upon or along any street, alley or other public way in the City of Albany shall be equipped with an alarm bell, horn or gong of not more than four inches in diameter,

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and the same shall be sounded at all street crossings and whenever and wherever the traffic and use of the street would demand such sounding of a reasonably prudent person, for the purpose of notifying pedestrians and others of the approach of such motor vehicle.

Section 8. Any person, persons, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof before the Recorder's court, be punished by a fine not less than Ten Dollars nor more than Fifty Dollars or by imprisonment in the city jail not less than five nor more than twenty five days.

Section 9. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Passed by the Council February 28th 1912.
Approved March 5th 1912.

P. J. Jones
Mayor of the City of Albany.

Attest:
F. E. Van Tassel
Recorder of the City of Albany.

CITY RECORDER'S CERTIFICATE

STATE OF OREGON.

COUNTY OF LINN.

F. E. Van Tassel
I, *F. E. Van Tassel*, Recorder of the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of

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has been by me carefully compared with the original *Ordinance Bill No. 624* now on file in my office, and that it is a true and correct copy of all and the whole of said *Ordinance Bill No. 624 as passed by the Council of the City of Albany, Oregon, February 28th 1912.*

WITNESS, my hand and official signature and the seal of the City of Albany, this

5th day of *March* 191*2*

F. E. Van Tassel
Recorder of the City of Albany.