

**Chapter 76 -- Traffic Code**

**Subchapter A -- Model Traffic Ordinance**

**76.010.** Chapter 300, consisting of Section 300.010 through 300.600 Revised Statutes of Missouri, commonly known as the "Model Traffic Ordinance", is hereby adopted as and for the traffic ordinance of this city with like effect as if recited at length herein.

**76.100. Parking**

- A. The street supervisor is hereby designated as the city traffic engineer.
- B. The city traffic engineer is hereby authorized to erect signs to prohibit parking along certain streets.
- C. The city traffic engineer is further authorized to place temporary signs, barricades, cones and other warning devices in order to prevent parking during construction or maintenance work, special events, or weather emergencies.
- D. When official signs or devices are erected or placed in order to prohibit parking, no person shall park a vehicle in violation thereof.
- E. Any person found guilty of violating the provisions of this Section shall be subject to a fine set by the court, in accordance with Missouri Revised Statutes, and court costs.

**76.105. Parking Regulations-Fire Hydrants and Stop Signs**

- 1. Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic control device, no person shall stop, stand or park a vehicle within fifteen feet of a fire hydrant.
- 2. Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic control device, no person shall stop, stand or park a vehicle within thirty feet upon the approach to any flashing signal, stop sign, or traffic control signal located at the side of a roadway.
- 3. Any person convicted of violating this Section is guilty of an offense and shall be subject to a fine of not less than fifty dollars (\$50.00) nor more than three hundred dollars (\$300.00). Every day upon which such violation occurs shall constitute a separate offense.

**76.108. Parking Regulations-Commercial License Vehicles**

- 1. The following types of vehicles shall not be parked, stopped, or left standing on the City streets, alleys, easements, or right-of-ways any longer than necessary for occasional loading and unloading. In no case shall any such vehicle be parked longer than two hours on a City street, alley, easement, or right-of-way: vehicles requiring what is commonly called a "commercial license" under the laws of the State of Missouri, vehicles licensed over twenty four thousand pounds (24,000 lbs) under the laws of the State of Missouri, semi-tractor trailer trucks, construction motor vehicles, delivery panel-type trucks, dump trucks or other open-fender motor vehicles, campers, recreational vehicles, boats or trailers of any kind.

2. Any person convicted of violating this Section is guilty of an offense and shall be subject to a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00). Every day upon which such violation occurs shall constitute a separate offense.

3. If the Chief of Police finds a parked vehicle to be an immediate danger to the public, the Chief may have the vehicle towed and impounded.

**76.110. Speed limits.** In accordance with Model Traffic Ordinance 300.205 and when signs are erected giving notice thereof, every person operating a motor vehicle upon the streets, alleys or avenues of this city shall drive the same in a careful and prudent manner, and shall exercise the highest degree of care, and at a rate of speed so as not to endanger the property of another or the life or limb of any person. It shall be unlawful for any person to operate a motor vehicle within the city at a rate of speed in excess of the posted rate.

1. There shall be a speed limit of thirty (30) miles per hour established on Highway C within the City of Moscow Mills, Missouri, and on Main Street between Hwy. MM and Hwy. 61.

2. There shall be a speed limit on Hwy MM of thirty (30) miles per hour, increasing to forty-five (45) miles per hour, and increasing to fifty-five (55) miles per hour as marked by state erected speed limit signs.

3. There shall be a fifteen (15) miles per hour speed limit on Humphrey Drive and all City of Moscow Mills streets in Moscow Meadows Mobile Home Park and Tropicana Village Mobile Home Park.

4. There shall be a twenty (20) miles per hour speed limit on all city streets other than Humphrey Drive, Highway C, Highway MM, a portion of Main Street, a portion of Tropicana Village Drive, Moscow Meadows Mobile Home Park, and Tropicana Village Mobile Home Park.

5. There shall be a sixty-five (65) miles per hour speed limit on Highway 61 as posted by the Missouri Highway Department for portions of Highway 61 within the city limits of Moscow Mills, and a fifty-five (55) miles per hour speed limit on other portions of Highway 61 as posted by the Missouri Highway Department, within the city limits of Moscow Mills.

6. There shall be a speed limit of thirty-five (35) miles per hour as posted by the Missouri Highway Department on the state owned portion of Hampel Road and John Deer Drive within the City of Moscow Mills, Missouri.

7. There shall be a speed limit of thirty-five (35) miles per hour on a portion of Tropicana Village Drive from Highway 61 to Blackburn Court

**76.115. Penalty for Speeding in Construction Zone.** As used in this section, the term "construction zone" or "work zone" means any area upon or around any highway as defined in section 302.010, RSMo, which is visibly marked by the department of transportation or a contractor performing work for the department of transportation as an area where construction, maintenance, or other work is temporarily occurring. The term "work zone" or "construction zone" also includes the lanes of highway leading up to the area upon which an activity described in this subsection is being performed, beginning at the point where

appropriate signs directing motor vehicles to merge from one lane into another lane are posted.

1. Upon a conviction or a plea of guilty by any person for a moving violation as defined Moscow Mills Ordinance 76.110, the court shall assess a fine of thirty-five (\$35.00) dollars in addition to any other fine authorized to be imposed by law, if the offense occurred within a construction zone or a work zone.
2. Upon a conviction or plea of guilty by any person for a speeding violation pursuant to Moscow Mills Ordinance 76.110, or a passing violation pursuant to subsection 5 of this section, the court shall assess a fine of two hundred fifty dollars in addition to any other fine authorized by law, if the offense occurred within a construction zone or a work zone and at the time the speeding or passing violation occurred there was any person in such zone who was there to perform duties related to the reason for which the area was designated a construction zone or work zone. However, no person assessed an additional fine pursuant to this subsection shall also be assessed an additional fine pursuant to subsection 1 of this section, and no person shall be assessed an additional fine pursuant to this subsection if no signs have been posted pursuant to subsection 3 of this section.
3. The penalty authorized by subsection 2 of this section shall only be assessed by the court if the department of transportation, City of Moscow Mills or contractor performing work for the department of transportation or City of Moscow Mills has erected signs upon or around a construction or work zone which are clearly visible from the highway and which state substantially the following message: "Warning: \$250 fine for speeding or passing in this work zone".
4. During any day in which no person is present in a construction zone or work zone established pursuant to subsection 2 of this section to perform duties related to the purpose of the zone, the sign warning of additional penalties shall not be visible to motorists. During any period of two hours or more in which no person is present in such zone on a day in which persons have been or will be present to perform duties related to the reason for which the area was designated as a construction zone or work zone, the sign warning of additional penalties shall not be visible to motorists. The department of transportation, City of Moscow Mills or contractor performing work for the department of transportation or City of Moscow Mills shall be responsible for compliance with provisions of this subsection. Nothing in this subsection shall prohibit warning or traffic control signs necessary for public safety in the construction or work zone being visible to motorists at all times.
5. The driver of a motor vehicle may not overtake or pass another motor vehicle within a work zone or construction zone. This subsection applies to a construction zone or work zone located upon a highway divided into two or more marked lanes for traffic moving in the same direction and for which motor vehicles are instructed to merge from one lane into another lane by an appropriate sign erected by the department of transportation or a contractor performing work for the department of transportation.
6. This section shall not be construed to enhance the assessment of court costs or the assessment of points pursuant to section 302.302, RSMo.

**76.120. Stop Signs and Other Traffic Control Devices**

- A. The street supervisor is hereby designated as the city traffic engineer.
- B. The city traffic engineer is hereby authorized to erect stop signs or other traffic control devices to require stopping at certain intersections of streets.
- C. The city traffic engineer is further authorized to place temporary signs, barricades, cones and other warning devices along certain streets in order to regulate traffic during construction or maintenance work, special events, or weather emergencies.
- D. When official signs or devices are erected or placed in order to require stopping or to regulate traffic, no person shall operate a vehicle in violation thereof, subject to exceptions granted by Missouri Revised Statutes.
- E. Any person found guilty of violating the provisions of this Section shall be subject to a fine set by the court, in accordance with Missouri Revised Statutes, and court costs. Any person found guilty of violating the regulations set by devices placed in accordance with Section 76.120(C) shall be subject to a minimum fine of \$250.00, plus any additional fine set by the court, in accordance with Missouri Revised Statutes, and court costs.

**76.130. COMMERCIAL VEHICLES PROHIBITED FROM USING CERTAIN STREETS**

- A. When signs are erected giving notice thereof, no person shall operate a vehicle of a gross vehicle license weight rating in excess of twenty-four thousand (24,000) pounds upon any of the streets or parts of the streets so designated, except local trucks making deliveries to residents thereon of goods, including household moving trucks, and also excepting any persons who reside on the street driving a motor vehicle to and from their home in order to commute to and from work.
- B. Any persons in violations of this Section shall be punished by a fine of the minimum amount of twenty-five dollars (\$25.00) and the maximum of five hundred dollars (\$500.00).

**Subchapter B-- Additional Regulations**

**76.520. Lights.** An owner, operator or driver of any motor vehicle, motorcycle, motor tricycle, bicycle, or other vehicles, while in operation on the streets, alleys or other public places within the corporate limits of this city, during the period from one-half hour after sunset to one-half hour before sunrise, for vehicle, shall be equipped with headlights so that it shall be plainly visible under normal atmospheric conditions from a distance of at least two hundred (200) feet in the direction projected. And all vehicles must display a red signal light upon the rear of such vehicle. Providing however, that motorcycles and bicycles shall only be required to have one white light in the front and one red light in the rear.

**76.530. Mufflers.** Every operator or driver of any vehicle using gasoline or other explosive mixtures as a mode of power shall use a muffler which shall be sufficient to deaden the sound of the explosions and such muffler shall not be disconnected or cut-out while such vehicle is being operated within the corporate limits of this city. The use of muffler cut-outs on all motor vehicles are hereby expressly prohibited, and no operator or driver of a vehicle shall drive the same in such manner or condition that excessive and unnecessary noises shall be made by the machinery, motor, signaling device or other parts of such vehicle.

**76.540. Riding on outside of motor vehicle prohibited.** No person shall ride on any

part of a vehicle while the same is in motion, except the seats thereof are provided for that purpose. Riding on the fender, running board or any other part of said vehicle while the same is in motion, other than the seat or seats of said vehicle, and riding with any part of the body or limbs protruding beyond the limits of the vehicle are hereby expressly prohibited.

**76.545. Passengers in the unenclosed bed of truck prohibited.**

1. No person shall operate any truck, as defined in section 301.010, RSMo, with a licensed gross weight of less than twelve thousand pounds, within the City limits of Moscow Mills when any person is riding in the unenclosed bed of such truck. No person shall ride in the unenclosed bed of such truck when the truck is in operation within the City limits of Moscow Mills.
2. The provisions of this section shall not apply to the operation of a truck solely on privately owned property.
3. The provisions of this section shall not apply to:
  - (a) An employee engaged in the necessary discharge of the employee's duties where it is necessary to ride in the unenclosed bed of the truck;
  - (b) Any person while engaged in agricultural activities where it is necessary to ride in the unenclosed bed of the truck;
  - (c) Any person riding in the unenclosed bed of a truck while such truck is being operated in a parade, caravan or exhibition which is authorized by law;
  - (d) Any person riding in the unenclosed bed of a truck if such truck has installed a means of preventing such person from being discharged or such person is secured to the truck in a manner which will prevent the person from being thrown, falling or jumping from the truck;
  - (e) Any person riding in the unenclosed bed of a truck if such truck is being operated solely for the purposes of participating in a special event and it is necessary that the person ride in such unenclosed bed due to a lack of available seating. "Special event", for the purposes of this section, is a specific social activity of a definable duration which is participated in by the person riding in the unenclosed bed;
  - (f) Any person riding in the unenclosed bed of a truck if such truck is being operated solely for the purposes of providing assistance to, or ensuring the safety of, other persons engaged in a recreational activity; or
  - (g) Any person riding in the unenclosed bed of a truck if such truck is the only legally titled, licensed and insured vehicle owned by the family of the person riding in the unenclosed bed and there is insufficient room in the passenger cab of the truck to accommodate all passengers in such truck. For the purposes of this subdivision the term "family" shall mean any persons related within the first degree of consanguinity.

**76.550. Horn.** It shall be the duty of every owner, operator, or person in charge and control of any vehicle, operated upon the streets and alleys or other thoroughfares within the corporate limits of this city to equip the same with a horn, capable of emitting a sound adequate in quantity and volume to give warning of the approach of such vehicle to other users of the streets and to pedestrians. Such signaling device shall be used for warning purposes only and shall not be used for making unnecessary noise and no other sound producing signaling device shall be used at any time.

**76.560. Tampering with motor vehicle.** No person shall, without the permission of the owner or person in charge thereof, climb upon or into, or swing upon any motor vehicle or trailer, whether the same is in motion or at rest, or sound the horn or other sound producing device thereon, or attempt to manipulate any of the levers, starting device, brakes, or machinery thereof, or set the machinery in motion, or hold to such vehicle while riding a bicycle or other vehicle.

**76.570. Leaving scene of accident.** No person operating or driving a vehicle on the streets, alleys or avenues of this city, knowing that an injury has been caused to property due to the culpability of said operator or driver, or to accident, shall leave the place of said injury, damage or accident without stopping and giving his name, residence, and chauffeur's or operator's license number, if any, to the injured party or to a police officer , or if no police officer is in the vicinity then to the police judge or to any other judicial officer.

**76.580. Seat belts and child restraint devices.**

1. Except as otherwise provided in this Section, each driver and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this city shall wear a properly adjusted and fastened safety belt that meets federal national highway, transportation act requirements, except that a child less than four years of age shall be protected as required in Subsection 4 of this Section.
2. Each driver of a motor vehicle transporting a child four years of age or more, but less than sixteen years of age, in the front seat of the motor vehicle shall secure the child in a properly adjusted and fastened safety belt.
3. With respect to Subsections 1 and 2 of this Section:
  - (1) No person shall be stopped, inspected or detained solely to determine compliance with Subsections 1 and 2 of this Section.
  - (2) The provisions of Subsections 1 and 2 of this Section shall not be applicable to persons who have a medical reason for failing to have a seat belt fastened about his or her body or to any person employed by the United States Postal Service while performing duties for that federal agency which requires the operator to service postal boxes from their vehicles, or which require frequent entry into and exit from their vehicle.
  - (3) As used in these Subsections 1 and 2 of this Section, the term "passenger car" means every motor vehicle designed for carrying ten persons or less and used for the transportation of persons; except that, the term "passenger car" shall

not include motorcycles, motorized bicycles, motor tricycles and trucks.

4. Every person transporting a child under the age of four (4) years shall be responsible, when transporting such child in a motor vehicle operated by that person on the streets or highways of this city, for providing for the protection of such child. When traveling in a motor vehicle the child shall be protected by an approved child passenger restraint system approved by the Department of Public Safety.
5. Any person who violates this Ordinance shall, upon conviction, be punished by a fine of not more than twenty-five dollars and court costs.

**76.590. Financial Responsibility.**

It shall be unlawful for any person to operate a motor vehicle within the City limits of Moscow Mills without being in compliance with Missouri Chapter 303, RSMo, The Motor Vehicle Financial Responsibility Law. However, no person shall be found guilty of violating this section if the operator demonstrates to the court that he or she met the requirements of Chapter 303 at the time the police officer wrote the citation.

**Subchapter C--All-Terrain Vehicles**

**76.600. Off-road vehicles.**

**1. Definition.**

"**Off-road vehicle**" is defined as any vehicle designed for or capable of cross-country travel on or immediately over land, water, ice, snow, marsh, swampland, or other natural terrain without benefit of a road or trail:

(a) Including, without limitation, the following:

- (1) Off-road jeeps;
- (2) All-terrain vehicles, "four-wheelers", "side-by-sides", and "gators";
- (3) Dune buggies and go-carts;
- (4) Multi-wheel drive or low-pressure tire vehicles;
- (5) Vehicle using an endless belt, or tread or treads, or a combination of tread and low-pressure tires;
- (6) Dirt bikes, trail bikes, mini-bikes and related vehicles;
- (7) Any other means of transportation deriving power from any source other than muscle or wind; and

(b) Excluding the following:

- (1) Registered motorboats;
- (2) Aircraft;
- (3) Any military, fire or law enforcement vehicle;
- (4) Farm-type tractors and other self-propelled equipment for harvesting and transporting farm or forest products;
- (5) Any vehicle being used for farm purposes, earth moving, or construction while being used for such purposes on the work site;
- (6) Self-propelled lawnmowers, or lawn or garden tractors, or golf carts, while being used exclusively for their designed purpose; and
- (7) Any vehicle being used for the purpose of transporting a handicapped person.

**2. Off-road vehicles prohibited.** No person shall operate an off-road vehicle, as defined in this section, upon the streets, alleys, or sidewalks of the City, except as follows:

- A. Off-road vehicles owned and operated by a governmental entity for official use;
- B. Off-road vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation; and
- C. Off-road vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset.

**3. Requirements.** Any person operating an off-road vehicle on the streets, alleys, or sidewalks of the City shall maintain proof of financial responsibility in accordance with section 303.160 or maintain an insurance policy providing equivalent liability coverage for an off-road vehicle. A person operating an off-road vehicle on a street, alley, or sidewalk pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except a handicapped person operating such vehicle pursuant to subsection C of subsection 2 of this section, and the vehicle shall be operated at speeds of less than thirty miles per hour. When operated on a street, alley, or sidewalk, an off-road vehicle shall have a bicycle safety flag, which extends not less than seven feet above the ground, attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-glow in color.

- 4. Prohibitions.** No persons shall operate an off-road vehicle:
- A. In any careless way so as to endanger the person or property of another;
  - B. While under the influence of alcohol or any controlled substance;
  - C. Without a securely fastened safety helmet on the head of an individual who operates an off-road vehicle or who is being towed or otherwise propelled by an off-road vehicle, including all passengers.
  - D. No operator of an off-road vehicle shall carry a passenger, except for agricultural purposes. The provisions of this subsection shall not apply to any off-road vehicle in which the seat of such vehicle is designed to carry more than one person.

#### **Subchapter D - Registration**

**76.610. Manner of operation of motor vehicles.** Every person operating a motor vehicle on the roadways of Moscow Mills shall drive the vehicle in a careful and prudent manner and at a rate of speed so as not to endanger the property of another or the life or limb of any person and shall exercise the highest degree of care.

**76.620. Slow speed, regulation of.** No person shall drive a motor vehicle at such a slow speed as to impede or block the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation or in compliance with law. Peace officers may enforce the provisions of this section by directions to drivers, and in the event of apparent willful disobedience to this provision and refusal to comply with direction of an officer in accordance herewith, the continued slow operation by a driver is a violation of this ordinance.



**76.630. Drive on right of roadway - traffic lanes - signs.**

1. All vehicles not in motion shall be placed with their right side as near the right-hand side of the street as practicable, except on streets where vehicles are obliged to move in one direction only or parking of motor vehicles is designated as angle parking.
2. Upon all public roads or highways of sufficient width a vehicle shall be driven upon the right half of the roadway, except as follows:
  - (a) When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement;
  - (b) When placing a vehicle in position for and when such vehicle is lawfully making a left turn in compliance with the provisions of section 304.014 to 304.026 RSMo., or traffic regulations there under;
  - (c) When the right half of a roadway is closed to traffic while under construction or repair;
  - (d) Upon a roadway designated by local ordinance as a one-way street and marked or signed for one-way traffic.
3. It is unlawful to drive any vehicle upon any highway or street which has been divided into two or more roadways by means of a physical barrier or by means of a dividing section or delineated by curbs, lines or other markings on the roadway, except to the right of such barrier or dividing section, or to make any left turn or semicircular or U-turn on any such divided highway, or street, except in a crossover or intersection.
4. Whenever any roadway has been divided into three or more clearly marked lanes for traffic, the following rules in addition to all others consistent herewith shall apply:
  - (a) A vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety;
  - (b) Upon a roadway which is divided into three lanes a vehicle shall not be driven in the center lane, except when overtaking and passing another vehicle where the roadway ahead is clearly visible and such center lane is clear of traffic within a safe distance, or in preparation for a left turn or where such center lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding and is sign-posted to give notice of such allocation;
  - (c) Upon all roadways any vehicle proceeding at less than the normal speed of traffic thereon shall be driven in the right-hand lane for traffic or as close as practicable to the right-hand edge or curb, except as otherwise provided in sections 304.014 to 304.026 RSMo.;

(d) Official signs may be erected by city employees, the highways and transportation commission or the highway patrol may place temporary signs directing slow moving traffic to use a designated lane or allocating specified lanes to traffic moving in the same direction and drivers of vehicles shall obey the directions of every such sign;

(e) Drivers of vehicles proceeding in opposite directions shall pass each other to the right, and except when a roadway has been divided into traffic lanes, each driver shall give to the other at least one-half of the main traveled portion of the roadway whenever possible.

5. All vehicles in motion upon a roadway having two or more lanes of traffic proceeding in the same direction shall be driven in the right-hand lane except when overtaking and passing another vehicle or when preparing to make a proper left turn or when otherwise directed by traffic markings, signs or signals.

**76.640. Passing regulations.**

1. The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to the limitations and exceptions hereinafter stated:

(1) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle; and

(2) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

2. The driver of a motor vehicle may overtake and pass to the right of another vehicle only under the following conditions:

(1) When the vehicle overtaken is making or about to make a left turn;

(2) Upon a roadway with unobstructed pavement of sufficient width for two or more lines of vehicles in each direction;

(3) Upon a one-way street;

(4) Upon any roadway with unobstructed pavement of sufficient width and clearly marked for four or more lanes of traffic. The driver of a motor vehicle may overtake and pass another vehicle upon the right only under the foregoing conditions when such movement may be made in safety. In no event shall such movement be made by driving off the paved or main traveled portion of the roadway. The provisions of this subsection shall not relieve the driver of a slow-moving vehicle from the duty to drive as closely as practicable to the right-hand edge of the roadway.

**76.650. Hand and mechanical signals.** No person shall stop or suddenly decrease the speed of or turn a vehicle from a direct course or move right or left upon a roadway unless and until such movement can be made with reasonable safety and then only after the giving of an appropriate signal in the manner provided herein.

1. An operator or driver when stopping, or when checking the speed of his vehicle, if the movement of other vehicles may reasonably be affected by such checking of speed, shall extend his arm at an angle below horizontal so that the same may be seen in the rear of his vehicle;
2. All operator or driver intending to turn his vehicle to the right shall extend his arm at an angle above horizontal so that the same may be seen in front of and in the rear of his vehicle, and shall slow down and approach the intersecting roadway as near as practicable to the right side of the roadway along which he is proceeding before turning;
3. An operator or driver intending to turn his vehicle to the left shall extend his arm in a horizontal position so that the same may be seen in the rear of his vehicle, and shall slow down and approach the intersecting roadway so that the left side of his vehicle shall be as near as practicable to the center line of the roadway along which he is proceeding before turning;
4. The signals herein required shall be given either by means of the hand and arm or by a signal light or signal device in good mechanical condition of a type approved by the state highway patrol; however, when a vehicle is so constructed or loaded that a hand and arm signal would not be visible both to the front and rear of such vehicle then such signals shall be given by such light or device. A vehicle shall be considered as so constructed or loaded that a hand and arm signal would not be visible both to the front and rear when the distance from the center of the top of the steering post to the left outside limit of the body, cab or load exceeds twenty-four inches, or when the distance from the center of the top of the steering post to the rear limit or the body or load thereon exceeds fourteen feet, which limit of fourteen feet shall apply to single vehicles or combinations of vehicles. The provisions of this subdivision shall not apply to any trailer which does not interfere with a clear view of the hand signals of the operator or of the signaling device upon the vehicle pulling said trailer; provided further that tire provisions or this section as far as mechanical devices on vehicles so constructed that a hand and arm signal would not be visible both to the front and rear of such vehicle as above provided shall only be applicable to new vehicles registered within this state after the first day of January, 1954.

**76.660. Emergency vehicle defined-regulations.**

1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175 RSMo., the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the roadway and thereupon stop and remain in such position until such

emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. An "emergency vehicle" is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, those vehicles operated by enforcement personnel by the division of transportation of the department of economic development, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer or coroner or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle under section 307.175, RSMo.;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established under the provisions of chapter 44, RSMo.

3. (1) The driver of any vehicle referred to in subsection 3 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of all actual or suspected law violator, or when responding to, but not upon returning from, a fire:

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.026;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as he does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions;

(3) The exemptions herein granted to an emergency vehicle shall apply only when the driver of any such vehicle while in motion sounds audible signal 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 light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

4. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

**76.665. Failure to yield to an emergency vehicle.**

1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, RSMo, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary emergency vehicle displaying lighted red or red and blue lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle;  
or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An "emergency vehicle" is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer or coroner or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175, RSMo;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44, RSMo;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550, RSMo.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal 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 light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

7. Violation of this section shall be deemed a class A misdemeanor.

**76.670. School buses, drivers to stop for, when-signs required on buses-bus driver responsibilities-driver identity rebuttable presumption, when.**

1. The driver of a vehicle upon a roadway upon meeting or overtaking from either direction any school bus which has stopped on the roadway for the purpose of receiving or discharging any school children and whose driver has in the manner prescribed by law given the signal to stop, shall stop the vehicle before reaching such school bus and shall not precede until such school bus resumes motion, or until signaled by its driver to proceed.
2. Every bus used for the transportation of school children shall bear upon the front and rear thereon a plainly visible sign containing the words "school bus" in letters not less than eight inches in height. Each bus shall have lettered on the rear in plain and distinct type the follows: "State Law: Stop while bus is loading and unloading". Each school bus subject to the provisions of section 304.050 to 304.070 RSMo. shall be equipped with a mechanical and electrical signaling device approved by the state board of education, which will display a signal plainly visible from the front and rear and indicating intention to stop.
3. The driver of a school bus in the process of loading or unloading students upon a street or highway shall activate the mechanical and electrical signaling devices, in the manner prescribed by the state board of education, to communicate to drivers of other vehicles that students are loading or unloading. No driver of a school bus; shall take on or discharge passengers at any location upon a highway consisting of four or more lanes of traffic, whether or not divided by a median or barrier, in such manner as to require the passengers to cross more than two lanes of traffic; nor shall he take on or discharge passengers while the vehicle is upon the road or highway proper unless the vehicle so stopped is plainly visible for at least three hundred feet in each direction to drivers of other vehicles upon the roadway and then only for such time as is actually necessary to take on and discharge passengers.
4. The driver of a vehicle upon a roadway with separate roadways need not stop upon meeting or overtaking a school bus which is on a different roadway, which is proceeding in the opposite direction on a highway containing four or more lanes of traffic, or which is stopped in a loading zone constituting a part of, or adjacent to, a limited or controlled access highway at a point where pedestrians are not permitted to cross the roadway.
5. The driver of any school bus driving upon the streets of Moscow Mills after loading or unloading school children, should remain stopped if the bus is followed by three or more vehicles, until such vehicles have been permitted to pass the school bus, if the conditions prevailing make it safe to do so.
6. If any vehicle is witnessed by a peace officer or the driver of a school bus to have violated the provisions of this section and the identity of the operator is not otherwise apparent, it shall be a rebuttable presumption that the person in whose name such vehicle is registered committed the violation. Notwithstanding the provisions in section 301.130, RSMo., every school bus shall be required to have two license plates. In the event that charges are filed against multiple owners of

a motor vehicle, only one of the owners may be convicted and court costs may be assessed against only one of the owners, If the vehicle which is involved in the violation is registered in the name of a rental or leasing company and the vehicle is rented or leased to another person at the time of the violation, the rental or leasing company may rebut the presumption by providing the peace officer or prosecuting authority with a copy of the rental or lease agreement in effect at the time of the violation. No prosecuting authority may bring any legal proceedings against a rental or leasing company under this section unless prior written notice of the violation has been given to that rental or leasing company by registered mail at the address appearing on the registration and the rental or lease agreement copy within fifteen days of receipt of such notice.

**76.680. Dimming of lights, when.** Every person driving a motor vehicle equipped with multiple-beam road lighting equipment, during the times when lighted lamps are required, shall use a distribution of light, or composite beam, directed high enough and of sufficient intensity to reveal persons and vehicles at a safe distance in advance of the vehicle, subject to the following requirements and limitations: Whenever the driver of a vehicle approaches an oncoming vehicle within five hundred feet, or is within three hundred feet to the rear of another vehicle traveling in the same direction, the driver shall use a distribution of light or composite beam so aimed that the glaring rays are not projected into the eyes of the other driver, and in no case shall the high-intensity portion which is projected to the left of the prolongation of the extreme left side of the vehicle be aimed higher than the center of twenty-five feet ahead, and in no case higher than a level of forty-two inches above the level upon which the vehicle stands at a distance of seventy-five feet ahead.

**76.690. Tail lamps, reflectors.**

1. Every motor vehicle and every motor-drawn vehicle shall be equipped with at least two rear lamps, not less than fifteen inches or more than seventy-two inches above the ground upon which the vehicle stands, which when lighted will exhibit a red light plainly visible from a distance of five hundred feet to the rear. Either such rear lamp or a separate lamp shall be so constructed and placed as to illuminate with a white light the rear registration marker and render it clearly legible from a distance of fifty feet to the rear. When the rear registration marker is illuminated by an electric lamp other than the required rear lamps, all such lamps shall be turned on or off only by the same control switch at all times.
2. Every motorcycle registered in this state, when operated on a roadway, shall also carry at the rear, either as part of the rear lamp or separately, at least one approved red reflector, which shall be of such size and characteristics and so maintained as to be visible during the times when lighted lamps are required from all distances within three hundred feet to fifty feet from such vehicle when directly in front of a motor vehicle displaying lawful undimmed head lamps.
3. Every new passenger car, new commercial motor vehicle, motor-drawn vehicle and omnibus with a capacity of more than six passengers registered in this state after January 1, 1966, when operated on a roadway, shall also carry at the rear at least two approved red reflectors, at least one at each side, so designed, mounted on the vehicle and maintained as to be visible during the times when



lighted lamps are required from all distances within five hundred to fifty feet from such vehicle when directly in front of a motor vehicle displaying lawful undimmed head lamps. Every such reflector shall meet the requirements of this chapter and shall be mounted upon the vehicle at a height not to exceed sixty inches or less than fifteen inches above the surface upon which the vehicle stands.

4. Any person who knowingly operates a motor vehicle without the lamps required in this section in operable condition is guilty of a misdemeanor.

**76.700. Muffler cutouts.** Muffler cutouts shall not be used and no vehicle shall be driven in such manner or condition that excessive and unnecessary noises shall be made by its machinery, motor, signaling device, or other parts, or by any improperly loaded cargo. The motors of all motor vehicles shall be fitted with properly attached mufflers of such capacity or construction as to quiet the maximum possible exhaust noise as completely as is done in modern gas engine passenger motor vehicles. Any cutout or opening in the exhaust pipe between the motor and the muffler on any motor vehicle shall be completely closed and disconnected from its operating lever, and shall be so arranged that it cannot automatically open, or be opened or operated while such vehicle is motion.

**76.710. Motor vehicles, inspection required.** The owner of every motor vehicle operated upon the roadways of Moscow Mills shall have a certificate of inspection pursuant to 307.350 RSMo., and said certificate of inspection shall be displayed on the motor vehicle or trailer as prescribed by the regulations, of the State of Missouri.

**76.720.** Every owner of a motor vehicle or trailer, which shall be operated or driven upon the roadways of Moscow Mills, shall be properly registered as provided for under Section 301.020 RSMo.

**76.730.** Every owner of a motor vehicle or trailer, which shall be operated or driven upon the streets of Moscow Mills, shall have displayed upon it, license plates registered to said vehicle, pursuant to Section 301.130 RSMo.

**76.740.** It shall be unlawful for any person other than the person to whom license plates were originally issued to have the same in his or her possession whether or not in use.

**76.750.** Unless otherwise provided for by law, it shall be unlawful for any person, to operate any motor vehicle upon any street of this city unless he or she has a valid license validated for such operation.

**76.760.** Every person operating or riding as a passenger on a motorcycle or motor tricycle, as defined in Section 301.010 RSMo. upon any street of Moscow Mills shall wear protective head gear at all times the vehicle is in motion. The protective head gear shall meet reasonable standards and specifications established by the Director of Revenue. It is unlawful for any person to operate a motor vehicle upon the streets of Moscow Mills unless he or she is at the time complying with any restrictions placed upon his or her driver's license by the Department of Revenue.

**76.770. Prohibited uses of license.** It shall be unlawful for any person to display or to permit to be displayed, or to have in his possession, any license knowing the same to

be fictitious or to have been canceled, suspended, revoked, disqualified or altered; to lend to or knowingly permit the use of by another any license issued to the person so lending or permitting the use thereof; to display or to represent as one's own any license not issued to the person so displaying the same, or fail or refuse to surrender to the clerk of any division of the circuit court of the director, any license which has been suspended, canceled, disqualified or revoked, as provided by law; to use a false or fictitious name or give a false or fictitious address on any application for a license, or any renewal or duplicate thereof, or knowingly to make a false statement, or knowingly to conceal a material fact, or otherwise commit a fraud in any such application; to authorize or consent to any motor vehicle owned by him or under his control to be driven by any person, when he has knowledge that such person has no legal right to do so, or for any person to drive any motor vehicle in violation of any of the provisions of section 302.010 to 302.780 RSMo.; to employ a person to operate a motor vehicle in the transportation of person or property, with knowledge that such person has not complied with the provisions of sections 302.010 to 302.780 RSMo., or whose license has been revoke, suspended, canceled or disqualified; or who fails to produce his or her license upon demand of any person or persons authorized to make such demand.

**76.780. Unlicensed person operating motor vehicle prohibited.** No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven upon any highway by any person who is not authorized hereunder or in violation of any of the provision of section 302.010 to 302.260 RSMo.

**Subchapter E – Go-carts, motorized bicycles, motorized scooters,  
and motorized skateboards**

**76.800. Go-carts, motorized bicycles, motorized scooters, and motorized skateboards prohibited.**

A. No person shall ride or operate a go-cart, motorized bicycle, motorized scooter, or motorized skateboards on any street, highway, roadway, sidewalk or any other City property including City parks.

B. The term motorized scooter is used here and shall be defined as follows: Any two (2), three (3) or four (4) wheeled device having handlebars that are attached to a footboard, is designed to be stood upon by the operator and is powered by a motor that is capable of propelling the device with or without human propulsion

C. The term motorized bicycle shall mean any two or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground.

D. The above provisions do not apply to physically disabled persons who otherwise qualify for a license plate or windshield placard pursuant to §301.142 RSMo.

**Subchapter F—Funeral Processions**

**76.900. Definitions.**

- (1) "Funeral director", a person licensed as a funeral director pursuant to the provisions of chapter 333, RSMo;
- (2) "Funeral lead vehicle" or "lead vehicle", any motor vehicle equipped with at least one lighted circulating lamp exhibiting an amber or purple light or lens or alternating flashing headlamps visible under normal atmospheric conditions for a distance of five hundred feet from the front of the vehicle. A hearse or coach properly equipped may be a lead vehicle;
- (3) "Organized funeral procession", two or more vehicles accompanying the remains of a deceased person from a funeral establishment, church, synagogue or other place where a funeral service has taken place to a cemetery, crematory or other place of final disposition, or a funeral establishment, church, synagogue or other place where additional funeral services will be performed, if directed by a licensed funeral director from a licensed establishment.

**76.905. Right-of-way--use of lead vehicles--emergency vehicles with right-of-way, when.**

1. Except as otherwise provided for in this subsection, pedestrians and operators of all other vehicles shall yield the right-of-way to any vehicle which is a part of an organized funeral procession.
2. Notwithstanding any traffic control device or right-of-way provision prescribed by state or local law, when the funeral lead vehicle in an organized funeral procession lawfully enters an intersection, all vehicles in the procession shall follow the lead vehicle through the intersection. The operator of each vehicle in the procession shall exercise the highest degree of care toward any other vehicle or pedestrian on the roadway.
3. An organized funeral procession shall have the right-of-way at all intersections regardless of any traffic control device at such intersections, except that operators of vehicles in an organized funeral procession shall yield the right-of-way to any approaching emergency vehicle pursuant to the provisions of section 304.022, RSMo, or when directed to do so by a law enforcement officer.

**76.910. Following distance--flashing emergency lights used, when--toll-free passage, when.**

1. All vehicles in an organized funeral procession shall follow the preceding vehicle in the procession as closely as is practical and safe under the conditions.
2. No person shall operate any vehicle as part of an organized funeral procession without the flashing emergency lights of such vehicle being lighted.
3. Toll-free passage shall be given on all toll bridges, tunnels and other toll highways to all vehicles in an organized funeral procession.

**76.915. Regulations for nonparticipating vehicle operators--violations, penalty.**

1. Any person who is not an operator of a vehicle in an organized funeral procession shall not:
  - (1) Drive between the vehicles comprising an organized funeral procession while such vehicles are in motion and have the flashing emergency lights lighted pursuant to subsection 2 of section 76.910, except when required to do so by a law enforcement officer or when such person is operating an emergency vehicle giving an audible or visual signal;
  - (2) Join a funeral procession for the purpose of securing the right-of-way granted in section 76.910; or

- (3) Attempt to pass any vehicle in an organized funeral procession, except where a passing lane has been specifically provided.
2. When an organized funeral procession is proceeding through a red signal light as permitted in section 76.905, a vehicle not in the organized funeral procession shall not enter the intersection unless such vehicle may do so without crossing the path of the funeral procession.
3. Any person violating the provisions of this section is guilty of an infraction which shall be punishable by a fine not to exceed one hundred dollars.

*Adopted by Ordinance 6/14/93. Amended by: Ordinance #1-A, 7/11/94. Ordinance #2, 8/8/94. Ordinance #3, 9/12/94. Ordinance #8, 11/14/94. Ordinance #90, 3/8/99. Ordinance #91, 3/8/99. Ordinance #95, 10/11/99. Ordinance #107, 4/10/00. Ordinance #113, 9/11/00. Ordinance #118, 12/11/00. Ordinance #121, 1/8/01. Ordinance #132, 8/13/01. Ordinance #155, 5/13/02. Ordinance #182-A, 4/14/03. Ordinance #250, 10/12/04. Ordinance #253, 12/13/04. Ordinance #261, 1/10/05. Ordinance #269, 4/18/05. Ordinance #271, 4/28/05. Ordinance #283, 7/11/05. Ordinance #337, 8/14/06. Ordinance #347, 8/14/06. Ordinance #416, 6/25/07. Ordinance #429-A, 11/13/07. Ordinance #473, 6/9/08. Ordinance #492 & 503, 11/10/08. Ordinance #527, 9/14/09. Ordinance #528, 10/13/09. Ordinance #531, 10/13/09. Ordinance #562, 7/12/10. Ordinance 628, 5/14/12. Ordinance #631, 6/11/12. Ordinance #697, 7/14/14. Ordinance #821 & #822, 8/13/18.*