

CHAPTER 71: TRAFFIC CONTROL

Section

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§ 71.01 SHORT TITLE.

This chapter shall be known as the “City of Hobart Traffic Control Ordinance”.
(Ord. 2003-19, § 1)

§ 71.02 APPLICABILITY.

The provisions of this chapter shall apply to the public streets and highways in the city; provided that, the provisions hereof do not conflict with Indiana law.
(Ord. 2003-19, § 1)

§ 71.03 DEFINITIONS.

The definitions of terms, as prescribed in I.C. 9-13-2-1 through I.C. 9-13-2-192 and 9-13-2-194 through 9-13-2-201 as currently adopted and as amended from time to time, are adopted as the definitions of terms in this chapter.
(Ord. 2003-19, § 1)

Editor’s note:

Two copies of the provisions adopted by reference in this section are available for public inspection at the office of the Clerk-Treasurer during regular business hours.

§ 71.04 AUTHORITY.

The provisions of I.C. 9-21-1-2, concerning the power of local authorities with respect to streets and highways, and provisions of I.C. 9-21-4-3, concerning local traffic control devices, are hereby incorporated into this chapter.

(Ord. 2003-19, § 1)

Editor's note:

Two copies of the provisions adopted by reference in this section are available for public inspection at the office of the Clerk-Treasurer during regular business hours.

§ 71.05 COMPLIANCE REQUIRED.

It is unlawful for any person to do any act forbidden or fail to perform an act required by this chapter.

(Ord. 2003-19, § 1) Penalty, see [§ 71.99](#)

§ 71.06 OBEDIENCE TO SIGNS AND DEVICES.

No driver of a vehicle shall disobey the instructions of any official traffic control device or sign established or ratified in accordance with the provisions of this chapter, unless at the time otherwise directed by a police officer.

(Ord. 2003-19, § 1) Penalty, see [§ 71.99](#)

§ 71.07 ADOPTION OF EXISTING SIGNS AND DEVICES.

All traffic control devices and signs on or entering public streets and highways heretofore erected and now existing are adopted as traffic control devices and signs in the city and no driver of a vehicle shall disobey the instructions of the traffic control devices or signs.

(Ord. 2003-19, § 1)

§ 71.08 ERECTION OF ADDITIONAL SIGNS AND DEVICES.

The Board of Public Works and Safety shall have the authority to order an engineering and traffic investigation by the city's Engineer and the Chief of Police. If, based on the investigations, the Board of Public Works and Safety determines that a device or sign is safe or unsafe under the conditions, the Board of Public Works and Safety shall have the authority to erect or remove a traffic control device or sign. Traffic control devices and signs hereafter erected by the Board of Public Works and Safety shall control traffic after the erection thereof and no driver of a vehicle shall disobey the instructions of the traffic control devices or signs.

(Ord. 2003-19, § 1)

§ 71.09 PRESUMPTION OF SIGN ESTABLISHMENT AUTHORITY.

All traffic control devices and signs existing in the city now or hereafter shall be presumed to be established by the authority of the Common Council of the city.

(Ord. 2003-19, § 1)

§ 71.10 PROOF OF DEVICE OR SIGN EXISTENCE.

[Chapter 74](#), Traffic Schedules, a study of traffic devices and signs, shall be deemed proof of the existence of a traffic control device or sign at the adoption of this chapter. Other evidence may establish the existence of traffic devices or signs as well.

(Ord. 2003-19, § 1)

§ 71.11 SPEED LIMITS.

(A) *Exceeding the posted speed limits prohibited.* No person shall drive a vehicle on a street or highway at a speed greater than the posted limit as heretofore or hereafter established by the authority of the Common Council of the city in accordance with the law.

(B) *Speed limits designated.* Speed limits shall be as follows: 25 mph in an urban district unless otherwise posted.

(C) *Establishment of urban district.* The Common Council of the city, upon the advice of the city's Engineer and the Chief of Police designates all areas within the city as an urban district for the purposes of enforcement of this chapter.

(D) *Modifications.* If the Board of Public Works and Safety determines that a maximum speed limit is unsafe under the conditions, the Board shall alter the prima facie statutory speed limit pursuant to I.C. 9-21-5-6.

(Ord. 2003-19, § 2) Penalty, see [§ 71.99](#)

§ 71.99 PENALTY.

(A) Violations of this chapter are subject to the jurisdiction of the Hobart City Court. A person in violation of this chapter is subject to a fine equal to the possible penalties of a Class "C" infraction under Indiana law.

(B) Sixty percent of the funds generated by fines imposed for violations of this chapter shall be placed in the General Fund, 30% of the funds generated by fines imposed for violations of this chapter shall be placed in the Hobart City Court's Records Perpetuation Fund and 10% of the funds generated by fines imposed for violations of this chapter shall be placed in the Law Enforcement Continuing Education Fund.

(Ord. 2003-19, § 3)

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