

CHAPTER 34: TRAFFIC AND VEHICLES

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ARTICLE I: IN GENERAL

Section

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Municipalities may adopt additional traffic regulations, see S.C. Code § 56-5-30

Powers of local authorities, see S.C. Code § 56-5-710

§ 34-1 SHORT TITLE.

This chapter may be cited as the "Traffic Ordinance".

§ 34-2 STATE CODE ADOPTED.

For purposes of this chapter and local enforcement, applicable provisions of S.C. Code §§ 56-5-10 et seq. are hereby adopted and incorporated by reference as if fully set forth in this chapter, including the definitions set forth therein.

§ 34-3 AUTHORITY OF OFFICER IN CHARGE.

Pursuant to state law, the officer in charge, with the approval of the Mayor and Council, is hereby authorized to:

(A) Regulate the operation and parking of vehicles within the corporate limits by the erection or placing of proper signs or markers indicating prohibited or limited parking, restricted speed areas,

one-way streets, play streets, through or arterial streets, U-turns, school zones and other official traffic-control devices indicating the place or manner of operating or parking vehicles, including loading zones;

(B) Regulate the movement of pedestrians upon the streets and sidewalks by the erection or placement of proper signs or markers indicating the flow of pedestrian traffic;

(C) Mark off traffic lanes on streets and parts of streets indicating and directing the flow of traffic;

(D) Secure all necessary signs, markers or official traffic-control devices to be erected or placed on any street or part of a street; and

(E) The existence of such signs, markers or official traffic-control devices at any place shall be prima facie evidence that such signs, markers or official traffic-control devices were erected or placed by and at the direction of the Mayor and Council.

Statutory reference:

Authority for local traffic-control devices, see S.C. Code § 56-5-940

Powers conferred upon municipalities, see S.C. Code § 5-7-30

§ 34-4 PLACEMENT AND SPECIFICATIONS OF TRAFFIC-CONTROL DEVICES; ALTERING, DEFACING AND THE LIKE OF SIGNS OR STREET NAMES PROHIBITED.

(A) The Mayor and Council may, from time to time, request the state's Department of Transportation (SCDOT) to place and maintain traffic-control devices upon the streets of the town, as deemed necessary, to regulate, warn or guide traffic in the town.

(B) All such traffic-control devices shall conform to the specifications of the SCDOT.

(C) Drivers of all vehicles shall abide by signals of traffic officers and all automatic and stationary signals.

(D) No person shall willfully, without lawful authority, attempt to or alter, deface, injure, knock down or remove any traffic-control device, sign, street name sign or any part thereof. In addition, any unauthorized person found in possession of any street sign or traffic-control device from the town shall be deemed in violation of this section.

§ 34-5 AUTHORITY TO SET SPEED LIMITS; SCDOT APPROVAL REQUIRED FOR STATE HIGHWAYS.

(A) Whenever the Mayor and Council shall have determined on the basis of an engineering and traffic investigation that the maximum speed imposed by this chapter is greater or less than is reasonable and safe under the conditions found to exist upon a highway or part of a highway, the Mayor and Council may determine and declare a reasonable and safe maximum limit thereon which:

- (1) Decreases the limit at intersections;
- (2) Increases the limit within an urban district, but not to more than 55 mph; or
- (3) Decreases the limit outside an urban district, but not to less than 35 mph.

(B) Any alteration of the maximum limits on state highways or extensions thereof in the town, under the provisions of this chapter, shall not be effective until such alteration has been approved by the SCDOT.

(C) Any altered limit established, as authorized by this chapter, shall be effective at all times, when appropriate signs giving notice thereof have been erected.

Statutory reference:

Authority to alter speed limits, see S.C. Code § 56-5-1540

§ 34-6 VALID DRIVER'S LICENSE AND VEHICLE TAG REQUIRED; EXCEPTIONS.

(A) No person shall operate a motor vehicle on any street without a valid driver's license issued by this or another state to operate the vehicle, and said vehicle shall have current license tags.

(B) This section shall not apply to persons expressly exempt by state law from the requirement of a driver's license, nor shall this section be construed so as to interfere with reciprocity rights under state law as concerns the driver of a vehicle bearing an out-of-state license to driving with an out-of-state driver's license.

Statutory reference:

Driver's license required, see S.C. Code §§ 56-1-20 et seq.

Requirement that vehicles be registered and licensed, see S.C. Code §§ 56-3-110 et seq.

§ 34-7 RESPONSIBILITY OF VEHICLE OWNER.

No person shall allow, permit or let any vehicle registered in his or her name to violate any of the ordinances of the town; provided, however, that, all violations of parking ordinances shall be presumed to be with the knowledge of the owner of such vehicle.

§ 34-8 FIXING TRAFFIC TICKET OR SUMMONS PROHIBITED.

It shall be unlawful for any official or employee of the town to fix any ticket or summons issued by the Police Department for a violation of any traffic ordinance.

§§ 34-9—34-36 RESERVED.

ARTICLE II: MOVING TRAFFIC

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- 34-113 Riding in/on town vehicle without authorization
- 34-114 Operating motorcycle in reckless or dangerous manner
- 34-115—34-138 Reserved

DIVISION 1. GENERALLY

§ 34-37 STATE LAWS ADOPTED; EXCEPTIONS.

All vehicles shall be operated in accordance and conformity with all current state laws and this code or amendments thereto as such laws and amendments relate to the operation of vehicles. Such provisions are adopted and incorporated by reference as if fully set forth in this chapter, except those provisions relating solely to the SCDOT and those provisions the penalty for which exceeds a fine of \$500 or imprisonment for more than 30 days, or both.

§ 34-38 NO-PASSING ZONES.

The Mayor and Council may determine those portions of any street where overtaking and passing a vehicle proceeding in the same direction or driving to the left of the roadway would be especially hazardous and may, by appropriate signs or markings on the roadway, indicate the beginning and end of no-passing zones. When such signs or markings are in place and clearly visible to an ordinarily observant person, every driver of a vehicle shall obey the directions thereof.

Statutory reference:

No-passing zones, see S.C. Code § 56-5-1890

§ 34-39 TRUCK ROUTES.

The streets listed in the following schedule are hereby designated as truck routes:

- (A) Highway 601 North (East Hilton Street);
- (B) West Hilton from North Hampton to North Matson;

(C) Entirety of Matson Street (U.S. 521 By-Pass);

(D) Entirety of Minor Street (S.C. 341);

(E) North Hampton from Hilton Street (North) Highway 521 Business;

(F) South Hampton from Pine Street (U.S. 521 Business); and

(G) Eastern Side of Cleveland Street from South Matson Street to West Marion Street and North Cleveland Street to West Hilton Street will be designated as truck parking for Soy Bean Trucks entering ADM. (No truck parking on Cleveland Street between West Marion and West Richland Street.) (Ord. 2020-001, passed 2-17-2020)

§ 34-40 SPECIAL HAZARDS.

Where special hazards exist, all motor vehicles shall obey posted signs giving notice of the special conditions.

§ 34-41 REQUIRED CONDUCT AT SCENE OF ACCIDENT.

Every person driving a vehicle of any kind which strikes or hits any person or another vehicle shall stop such vehicle at once and render such assistance as he or she can, give his or her name, post office address, license number and serial number of his or her vehicle to the other person or driver. He or she shall assist in calling a police officer and remain at the scene until a police officer arrives.

Statutory reference:

Duties of drivers involved in motor vehicle accidents, see S.C. Code §§ 56-5-1210 et seq.

§ 34-42 TRUCKS REQUIRED TO FOLLOW ROUTES.

Where no special hazards exist, all two-axle trucks, three-axle trucks and tractor-trailer units entering the town destined to any point outside the town, and not taking on or discharging any goods, wares or merchandise with the town limits or stopping for fuel, shall travel exclusively on truck routes established in § 34-39 of this chapter and on the parts of such truck routes as shall constitute the shortest and most direct route from the point of entrance into the town and departure from the town. (Ord. 2020-001, passed 2-17-2020)

§ 34-43 “JAKE BRAKES” PROHIBITED.

(A) This section applies to the use or operation of an auxiliary or compression engine brake (also known as “Jake Brake”), which produces any noise in addition to the normal operating engine noise is

prohibited within the town limits. This provision is not intended to prohibit the passage of vehicles equipped with engine brakes or “Jake brakes” in posted areas, but rather prohibit the use of such equipment in posted areas.

(B) It shall be unlawful for any driver of a truck or truck-tractor to activate or use the unit’s engine brake within the town limits, except in an emergency situation.

(C) The term ***EMERGENCY SITUATION***, for the purposes of this section, shall mean one in which there is imminent danger of collision with property, persons or animals.

(D) Emergency vehicles will be exempt from this section.
(Ord. 2021-011, passed 11-15-2021)

§§ 34-44—34-70 RESERVED.

DIVISION 2. SPEED LIMITS

§ 34-71 INDICATED ON SIGNS.

The speed limit within the town shall be as indicated by signs giving notice thereof that are erected upon the streets with approval of the Mayor and Council.

§ 34-72 DECLARED.

Where no special hazard exists that requires a lower speed for compliance with this article, the speed of any vehicle not in excess of the limits specified in this division shall be lawful, such limits established in this section being:

<i>Type of District</i>	<i>Speed Limit (in mph)</i>
Business	25
Residential	30

§ 34-73 WHEN LOWER SPEEDS REQUIRED.

The driver of every vehicle shall, consistent with the requirements of this article, drive at an appropriate speed when:

(A) Approaching and crossing an intersection;

(B) Approaching a hill crest;

(C) Traveling upon any narrow or winding roadway; and

(D) Any special hazard exists with respect to other traffic or by reason of weather or street conditions.

§ 34-74 AUTHORIZED EMERGENCY VEHICLE EXCEPTION.

(A) The speed limitations set forth in this division shall not apply to authorized emergency vehicles when responding to emergency calls and the drivers thereof sound an audible signal by siren, bell or exhaust whistle capable of emitting sound audible under normal conditions from a distance of not less than 500 feet.

(B) This section shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the street, nor shall it protect the driver of any vehicle from the consequence of a reckless disregard of the safety of others.

§§ 34-75—34-93 RESERVED.

DIVISION 3. PROHIBITED CONDUCT

§ 34-94 RESERVED.

§ 34-95 CORNER-CUTTING.

(A) It shall be unlawful for any person driving a vehicle to use a sidewalk area or any driveway, parking lot or business entrance at any intersection to cut-a-corner purposely.

(B) It is the intention of this section to prohibit corner-cutting by driving a vehicle from one street onto another across any sidewalk or driveway.

§ 34-96 BOARDING OR ALIGHTING FROM MOVING VEHICLE.

No person shall board or alight from any vehicle while it is in motion.

§ 34-97 RIDING ON PORTION OF VEHICLE NOT INTENDED FOR PASSENGER; EXCEPTIONS.

No person shall ride on any vehicle nor upon any portion thereof which is neither designated nor intended for the use of passengers. This provision shall not apply to an employee engaged in the necessary discharge of a duty or to persons riding within truck bodies in a space intended for merchandise.

§ 34-98 OPERATING VEHICLE ON DESIGNATED PLAY STREET; EXCEPTIONS.

Whenever authorized signs are erected indicating any street or any part thereof as a play street, no person shall drive a vehicle upon any portion thereof, except drivers of vehicles having business or whose residences are within such closed area.

§ 34-99 OPERATING VEHICLE WITH FLANGES, RIBS AND THE LIKE ATTACHED TO WHEEL.

It shall be unlawful for any person to operate, drive or cause to be driven or operated, over, upon or across the paved streets or any thoroughfare, a vehicle having wheels with flanges, ribs, clamps, spikes or other devices attached to or a part of the wheel of such vehicle that would injure or damage the paved surface of said streets or thoroughfares.

§ 34-100 RIDING, PROPELLING OR PARKING AUTOMOBILE, MOTORCYCLE AND THE LIKE UPON SIDEWALK; EXCEPTION.

(A) It shall be unlawful for any person to ride, propel or park any automobile, motorcycle or other vehicle upon any sidewalk, except as may be necessary in entering or leaving the premises or building.

(B) This section shall not apply to children under 12 years of age who ride bicycles and tricycles on residential sidewalks, at a speed less than 15 mph.

§ 34-101 USING UNLICENSED VEHICLES; GOLF CARTS EXCEPTED.

(A) The use of all unlicensed motor vehicles including, but not limited to, three-wheelers, four-wheelers, mini-bikes, go-carts, trail-bikes and other unlicensed vehicles is hereby forbidden on the streets, roads or sidewalks, within the corporate limits.

(B) The use of such vehicles is hereby declared to be a nuisance.

(C) These provisions shall not apply to the use of golf carts on town streets as described and intended under state law.

Editor's note:

These prohibitions are declared to be nuisances in that they: (1) prevent the free circulation of traffic in, through and from the town; (2) the use thereof endangers the health, safety and welfare of the general public; and (3) these conditions can be reduced by said prohibitions.

§ 34-102 MAKING U-TURNS.

It shall be unlawful for any person driving a vehicle to make a U-turn or other prohibited turn at any point where such turn is prohibited by posted signs or to accomplish a U-turn by deviously going into or through private property adjoining a street where such turn is prohibited.

§ 34-103 DRIVING OVER STREET UNDER REPAIR OR CLOSED TO TRAVEL.

No person shall drive or cause to be driven any vehicle over any street which is being repaired or paved or over any part of a street wholly closed to travel.

§ 34-104 UNLAWFUL PASSING.

It shall be unlawful for any vehicle to pass another vehicle proceeding in the same direction when:

- (A) The passing vehicle is within 100 feet of an intersection;
- (B) The passing vehicle is approaching a curve; or
- (C) A solid yellow line is located in the lane of the passing vehicle or upon a hill or grade.

§ 34-105 OPERATING OR PARKING VEHICLE PRIMARILY FOR ADVERTISING PURPOSES WITHOUT APPROVAL.

No person shall operate or park any vehicle on any street for the primary purpose of advertising, without the prior approval of the Mayor and Council.

§ 34-106 SOUNDING HORN OR OTHER WARNING DEVICE IN QUIET ZONE; EXCEPTION.

Whenever authorized signs are erected indicating a quiet zone, no person operating a motor vehicle within any such zone shall sound the horn or other warning device of the vehicle, except in an emergency.

§ 34-107 HAULING LOADS NOT SECURELY FASTENED WITH CHAINS.

No person shall haul logs, pulpwood logs, lumber, crossties or barrels over or upon any street unless they shall be safely and securely fastened, with chains, on such vehicle. The links of such chain shall be made of material with a dimension not less than one-half inch in diameter.

§ 34-108 CARELESS DRIVING IN SCHOOL ZONE.

(A) It shall be unlawful for any person driving a motor vehicle within a designated school zone to fail to observe unusual care and caution.

(B) Speed limits as posted shall be carefully observed.

§ 34-109 FAILING TO DIM LIGHTS FOR APPROACHING VEHICLE.

It shall be unlawful for the driver of any vehicle, from dusk to dawn, when approaching another vehicle from an opposite direction, to fail to dim the lights of his or her vehicle when it is within 300 feet of the approaching vehicle.

§ 34-110 UNSAFELY SHIFTING LANES.

It shall be unlawful for the driver of any vehicle to shift lanes of traffic without first ascertaining that a shift in lanes of traffic by his or her vehicle will not impede or interfere with the movement of any other vehicle upon the public right-of-way.

§ 34-111 DRIVING WHILE INTOXICATED OR UNDER INFLUENCE OF DRUGS.

It shall be unlawful for any person under the influence of intoxicating liquors, narcotic drugs, barbiturates, paraldehydes or drugs, herbs or any substance of like character, whether synthetic or natural, to drive any vehicle within the town.

Statutory reference:

Operating a motor vehicle under the influence of alcohol or drugs, see S.C. Code § 56-5-2930

§ 34-112 IMPEDING FREE FLOW OF TRAFFIC.

It shall be unlawful for any person or group of persons to congregate upon the streets or sidewalks in such a manner as to impede the free flow of traffic.

§ 34-113 RIDING IN/ON TOWN VEHICLE WITHOUT AUTHORIZATION.

It shall be unlawful for any unauthorized person to ride in or on any town vehicle, without official authority to do so.

§ 34-114 OPERATING MOTORCYCLE IN RECKLESS OR DANGEROUS MANNER.

It shall be unlawful for any person to operate a motorcycle in a reckless or dangerous manner on any public right-of-way.

§§ 34-115—34-138 RESERVED.

ARTICLE III: PARKING, STANDING, STOPPING

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- 34-140 Special parking spaces designated
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DIVISION 1. GENERALLY

§ 34-139 AUTHORITY TO SET PARKING RESTRICTIONS; COMPLIANCE REQUIRED.

(A) In addition to the other provisions of this article relative to parking, the Mayor and Council may designate areas or spaces on town streets where the parking of vehicles is either permitted, prohibited or limited to a specific time or otherwise restricted.

(B) When signs are erected giving notice that parking is prohibited during certain hours, no person shall park a vehicle between the hours so designated on any day, except Sundays and public holidays.

(C) When signs are erected giving notice that parking is limited to a certain period of time, no person shall park a vehicle for longer than the period and between the hours so designated, except on Sundays and public holidays.

Statutory reference:

Authority to regulate the parking of vehicles, see S.C. Code § 56-5-710

§ 34-140 SPECIAL PARKING SPACES DESIGNATED.

The Council, in its discretion, may designate special parking areas or places for which sufficient cause is shown.

§ 34-141 REQUIRED CONDUCT WHEN VEHICLE DISABLED.

The operator of any vehicle which becomes disabled on any street within the town shall:

(A) Move the disabled vehicle to the extreme right side of the road;

(B) Notify the Police Department immediately that the vehicle is disabled;

(C) Make arrangements to have the vehicle removed from the town street and actually have the vehicle removed as quickly as possible; and

(D) Turn on warning flashers or place warning reflectors to advise other moving vehicles of the disabled vehicle, if no warning flashers or reflectors are available, remain with the vehicle to personally direct and warn other vehicles of the disabled vehicle.

§ 34-142 PARKING TICKETS AMOUNTS; NON-PAYMENT PROCEDURE.

(A) The ticket amount shall be the only penalty imposed if such amount is paid within the time prescribed on the ticket.

(B) Failure to pay such amount within the prescribed time, however, shall subject the owner thereof to be summoned to Municipal Court and punished within its discretion.

§§ 34-143—34-167 RESERVED.

DIVISION 2. PROHIBITED CONDUCT

§ 34-168 PARKING BUS ON PUBLIC STREET.

It shall be unlawful to park a bus on a public street, except in places designated as bus stops.

§ 34-169 PARKING IN MORE THAN ONE MARKED OFF AREA.

(A) Placement of vehicle where space not marked off; prohibited; procedure for entering roadway.

(1) Where parking is permitted on streets not marked off for parking, the operator of any vehicle shall park such vehicle with the right front and right rear wheels as near as possible to the curb or side of the road and parallel thereto.

(2) Vehicles parked within marked areas shall not occupy any part of more than one space.

(3) The operator of a parked vehicle shall enter the roadway only when the roadway is clear.

(B) Permitted to occupy only one space. All vehicles parked in areas in which parking spaces have been marked off or designated shall be parked entirely within a single space.

§ 34-170 PROPRIETOR, MANAGER OR EMPLOYEE PARKING WITHIN BUSINESS DISTRICT RESTRICTED.

(A) No proprietor, manager or employee of any business in the business district shall park and leave standing any motor vehicle for a period of more than three consecutive hours between the hours of 8:00 a.m. and 6:00 p.m., except on Sundays and legal holidays.

(B) Each three-hour period of violation hereof shall constitute a separate offense.

§ 34-171 OBSTRUCTING STREETS OR ALLEYS; TEMPORARY STOPS EXCEPTED.

(A) No person shall stop, stand or park any vehicle upon a street or alley in such a manner or under such conditions as to obstruct the well-traveled portion of the roadway.

(B) No person shall park a vehicle in an alley in such a manner or under such conditions as to leave available less than ten feet of width of the roadway for the free movement of vehicular traffic.

(C) A driver may stop temporarily during the actual loading or unloading of passengers or when necessary in obedience to traffic regulations or traffic signs or signals of a police officer.

§ 34-172 LOADING ZONE.

No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pickup and the loading of materials in any place marked as a loading zone are in effect. In no case shall the stop for loading and unloading of materials exceed 60 minutes.

§ 34-173 DESIGNATED HAZARDOUS OR CONGESTED PLACE.

When signs are erected at an approach to hazardous or congested places, no person shall stop, stand or park a vehicle in any such designated place.

§ 34-174 DESIGNATED FIRE LANE; PENALTY.

(A) To provide for the emergency access of Fire Department apparatus and rescue operations, fire lanes may be designated adjacent to buildings. The fire lanes may be designated by the use of no-parking signs, yellow curbing or pavement markings.

(B) Any person who stops, stands or parks a vehicle in a designated fire lane, within the corporate limits of the town, shall be deemed to be in violation of this section.

(C) Any violation of this section shall be deemed a misdemeanor, punishable by the Municipal Court.

§ 34-175 DESIGNATED SCHOOL ZONE.

When signs are erected indicating no parking upon that side of the street adjacent to any school property, no person shall park a vehicle in any such designated place.

§ 34-176 PARKING IN MANNER CREATING SAFETY HAZARD.

No vehicle shall be parked in any place within the town in such a fashion that it creates a safety hazard.

§ 34-177 PARKING WHICH OBSTRUCTS VISION OF APPROACHING TRAFFIC.

No vehicle shall be parked on any street if the vehicle obstructs the vision of traffic approaching the vehicle in any direction, or which causes vehicles approaching the parked vehicle to alter their normal course of movement.

§ 34-178 DISPLAY UPON ROADWAY OF VEHICLE FOR SALE WITHIN THE TOWN LIMITS.

No person shall stand or park a vehicle upon any roadway for the principal purpose of displaying it for sale.

(Ord. 2022-006, passed 10-17-2022)

§ 34-179 CHANGING PARKING PLACES TO AVOID TIME LIMITATION WITHIN THE TOWN LIMITS.

No person shall move a vehicle from one limited time municipal parking place, on any municipal street or municipal parking lot, and return to the same or park in another such limited time municipal parking place for the sole purpose of avoiding compliance with the time limitation on parking, and with the intent to engage in employment in the downtown area rather than in any other activity.

(Ord. 2022-007, passed 10-17-2022)

§§ 34-180—34-209 RESERVED.

ARTICLE IV: FUNERALS

Section

34-210 Driving between vehicles in procession prohibited; exception

34-211 Required conduct when driving in procession

34-212—34-232 Reserved

§ 34-210 DRIVING BETWEEN VEHICLES IN PROCESSION PROHIBITED; EXCEPTION.

(A) No driver of a vehicle shall drive between vehicles comprising a funeral while in motion and when such vehicles are conspicuously identified as required in this article.

(B) This provision shall not apply at intersections where traffic is controlled by traffic signals or police officers.

§ 34-211 REQUIRED CONDUCT WHEN DRIVING IN PROCESSION.

Each driver in a funeral shall drive as near to the right-hand edge of the roadway as practical and follow the vehicle ahead as closely as practical and safe, with headlights on.

§§ 34-212—34-232 RESERVED.

ARTICLE V: ABANDONED VEHICLES

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- 34-266—34-293 Reserved

Statutory reference:

Abandoned or derelict motor vehicles, see S.C. Code §§ 56-5-5810 et seq.

DIVISION 1. GENERALLY

§ 34-233 DEFINITIONS.

For the purpose of this article, the following definitions shall apply unless the context clearly indicates of requires a different meaning.

ABANDONED VEHICLE. Any vehicle parked for 48 hours in excess of the time allowed for such parking by any provision of this chapter.

INOPERABLE AUTOMOBILE. A vehicle incapable of moving under its own power without repair and without a current license plate.

JUNK AUTOMOBILE. Any vehicle with such present value that it would not be economical to repair or store it and without a current license plate and upon which property taxes have not been paid. (Ord. 47, passed 5-11-1998)

§ 34-234 STORING OR MAINTAINING ON PRIVATE PROPERTY PROHIBITED UNLESS COVERED OR SHELTERED; EXCEPTION.

(A) It shall be unlawful for the owner or tenant of any property in the town to permit a junk automobile or inoperable vehicle to be brought upon or remain upon his or her property unless such vehicle is covered or sheltered in such a fashion as to adequately prevent the infestation of such vehicle by snakes, mosquitoes and other insects, or rats and other vermin and to prevent viewing from a street or adjacent property. This provision, however, shall not apply to a licensed car dealer, new or used, garage or wrecking yard, upon property operated for his or her business.

(B) No person shall salvage, store or otherwise maintain upon property zoned residential any junked or inoperable vehicle for the purpose of taking parts therefrom unless said vehicle is covered or sheltered.

(Ord. 47, passed 5-11-1998)

§ 34-235 REQUIREMENTS FOR STORING WHILE REPAIRING OR RESTORING.

The owner of any vehicle on the property of a person who is not licensed as described in § 34-234 of this chapter which is present for the purpose of restoring or repairing shall adhere to the following.

(A) The owner must complete the repair/restoration form supplied by the town indicating the status of repairs or restoration.

(B) If the repairs/restoration are not to begin within ten days after the owner has been contacted by a law enforcement officer, the vehicle shall be covered or sheltered as outlined in § 34-234 of this chapter.

(C) Vehicles shall not be situated where visible from a street and shall be in the rear of the dwelling if not under a closed shelter or garage.

(Ord. 47, passed 5-11-1998)

§§ 34-236—34-263 RESERVED.***DIVISION 2. IMPOUNDMENT*****§ 34-264 AUTHORITY; PROCEDURE.**

(A) *Duty of officer in charge; notice.* If any such vehicle is found parked in violation of this code, or abandoned on the streets of the town, it shall be the duty of a police officer to cause such vehicle to

be removed and conveyed to a garage designated by the officer in charge at the owner's expense. The owner, or person in whose name such vehicle is registered, shall be given immediate personal notice, if he or she is a resident of the town. If he or she is a non-resident, he or she shall be given notice by certified mail, return receipt requested, if his or her address can be ascertained.

(B) *Contents of notice; publication.* If the address of such owner cannot be ascertained, the officer in charge or his or her agent shall advertise that such vehicle has been abandoned and impounded, giving an accurate description thereof. He or she shall include the name of the person licensed to operate it, the circumstances under which the same was found and removed and calling upon the owner to reclaim the same within 30 days. Such notice shall be published once a week for two consecutive weeks in any newspaper published in the town. If such vehicle is not reclaimed after such advertisement, the same shall be sold for cash at public auction to the highest bidder in front of the Town Hall or such other place as may be designated therefor.

(C) *Sale; disposition of proceeds; owner's claim.* The expenses of removing, keeping, advertising and selling the vehicle shall be paid from the proceeds of such sale, and the balance, if any, deposited with the Town Clerk, subject to the claim of the owner which shall be filed and proved within 12 months thereafter.

(D) *Forfeiture.* If no such claim is filed and proven within 12 months as prescribed in subsection (C) above, such proceeds shall be forfeited to the town.

§ 34-265 RECORDKEEPING.

The officer in charge shall keep a written record of such vehicle, the name of the registered owner, the license tag and the circumstances under which it was found, impounded, stored and sold, including the amount received at the sale and any amount deducted therefrom.

§§ 34-266—34-293 RESERVED.

ARTICLE VI: BICYCLES

Section

Division 1. Generally

- 34-294 Applicability
- 34-295 Compliance with traffic laws required; exceptions
- 34-296—34-325 Reserved

Division 2. Prohibited Conduct

- 34-326 Riding abreast
- 34-327 Riding on sidewalks; exceptions
- 34-328 Operating without hands or control
- 34-329 Operating without bell or other proper warning signal
- 34-330 Larceny
- 34-331—34-354 Reserved

Statutory reference:

Bicycles, see S.C. Code §§ 56-5-3410 et seq.

DIVISION 1. GENERALLY

§ 34-294 APPLICABILITY.

This article shall apply whenever a bicycle is operated upon any highway or upon any path set aside for the exclusive use of bicycles, subject to those exceptions stated in this article.

§ 34-295 COMPLIANCE WITH TRAFFIC LAWS REQUIRED; EXCEPTIONS.

Every person riding a bicycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this code, except as to any special regulations in this article and except as to those provisions of this code which, by their nature, can have no application.

§§ 34-296—34-325 RESERVED.

DIVISION 2. PROHIBITED CONDUCT

§ 34-326 RIDING ABREAST.

It shall be unlawful for persons on bicycles to ride more than two abreast, except in parades and similar circumstances.

§ 34-327 RIDING ON SIDEWALKS; EXCEPTIONS.

It shall be unlawful for anyone to ride a bicycle on a sidewalk, except for the purpose of crossing the same when necessary; provided, however, that, this section shall not apply to tricycles operated in residential districts by children under 12 years of age.

§ 34-328 OPERATING WITHOUT HANDS OR CONTROL.

It shall be unlawful to operate a bicycle without having at least one hand on the handlebars at all times, or to fail to have control of the bicycle at all times.

§ 34-329 OPERATING WITHOUT BELL OR OTHER PROPER WARNING SIGNAL.

No person shall operate a bicycle unless it is equipped with a bell or other device capable of giving a signal audible for a distance of at least 100 feet; except that, a bicycle shall not be equipped with, nor shall any person use upon a bicycle, any siren or whistle.

§ 34-330 LARCENY.

The larceny of any bicycle shall be punishable at the discretion of the Municipal Court, when the value thereof is less than \$100.

§§ 34-331—34-354 RESERVED.

ARTICLE VII: PEDESTRIANS

Section

34-355 Obedience to traffic-control device or police official required

34-356 Required conduct when walking on streets or roadways without sidewalks

34-357—34-385 Reserved

Statutory reference:

Pedestrians, see S.C. Code §§ 56-5-3110 et seq.

§ 34-355 OBEDIENCE TO TRAFFIC-CONTROL DEVICE OR POLICE OFFICIAL REQUIRED.

Pedestrians shall strictly comply with the directions of any official traffic-control device or police official.

§ 34-356 REQUIRED CONDUCT WHEN WALKING ON STREETS OR ROADWAYS WITHOUT SIDEWALKS.

Where sidewalks are not provided, any pedestrian walking along and upon a street shall, when practicable, walk only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction.

§§ 34-357—34-385 RESERVED.

ARTICLE VIII: RAILROADS

Section

34-386 Easy-access crossings; required

34-387 Same; duty of company to safely maintain and keep free of obstructions

34-388 Unauthorized riding prohibited

Statutory reference:

General Railroad Law, see S.C. Code §§ 58-17-10 et seq.

§ 34-386 EASY-ACCESS CROSSINGS; REQUIRED.

It shall be the duty of all railroad companies and managers thereof owning or controlling railroads within the corporate limits and operating trains therein, to provide crossings easy of access and suitable for the use of street traffic.

§ 34-387 SAME; DUTY OF COMPANY TO SAFELY MAINTAIN AND KEEP FREE OF OBSTRUCTIONS.

It shall be the duty of any railroad company to put in good repair and maintain in good condition all crossings on all streets or parts of streets through or over which its line of tracks may run and to keep the same free from obstructions of every kind.

§ 34-388 UNAUTHORIZED RIDING PROHIBITED.

It shall be unlawful for any person, except employees thereof, to climb or to attempt to climb upon or to board or attempt to board any locomotive, engine, car, coach or train of cars while the same is in motion or for any person other than a regular passenger or employee of the railroad to ride on or upon any locomotive engine, car, coach or train of cars while same is operated within the corporate limits.

