

**“AN ORDINANCE TO AMEND THE CODE OF THE CITY OF RAYMORE BY ADDING A NEW SECTION WHICH SHALL BE DESIGNATED AS SECTION 340.320, OF TITLE III TRAFFIC CODE TO ESTABLISH NON-LOCAL COMMERCIAL CONSTRUCTION VEHICLES WITHIN RESIDENTIAL NEIGHBORHOODS, ESTABLISHING THE AUTHORITY TO PLACE TRAFFIC ACCESS LIMITATIONS ON NON-LOCAL COMMERCIAL CONSTRUCTION VEHICLES WITHIN CERTAIN RESIDENTIAL STREETS AND AUTHORIZING THE INSTALLATION OF APPROPRIATE SIGNAGE FOR THE SAME, TO BE RECOMMENDED BY THE CITY TRAFFIC ENGINEER.”**

**WHEREAS**, Section 305.050(1) of the City Code of Ordinances establishes the position of City Traffic Engineer and designates the City Engineer to hold the same title authorizing the exercise of powers and duties with respect to traffic as provided in Title III of the City Code of Ordinances; and

**WHEREAS**, under Section 305.050(2) the City Traffic Engineer is authorized and duly charged with determining among other things, “the installation and proper timing and maintenance of traffic control devices...conduct engineering investigation of traffic conditions, plan the operation of traffic on the streets and highways of the City, and cooperate with other City Officials in the development of ways and means to improve traffic conditions, and carry out the additional powers and duties imposed by ordinances of the City”; and

**WHEREAS**, non-local commercial construction vehicles including semi-trucks and trailers, commercial trucks in excess of 1/2-ton capacity and commercial trailers in excess of One Thousand Six Hundred (1,600) pounds of capacity is now common in certain residential neighborhoods where new construction is progressing; and

**WHEREAS**, non-local commercial construction vehicles have been identified to pose a danger to the residents (including young children) and cause significant increased damage to the fully constructed residential streets therein; and

**WHEREAS**, the City Council has determined that there is a need for authority under Title III of the City Code of Ordinances allowing the City Traffic Engineer to limit non-local commercial construction vehicles including semi-trucks and trailers, commercial trucks in excess of 1/2-ton capacity and commercial trailers in excess of One Thousand Six Hundred (1,600) pounds of capacity where an alternative route is readily available;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RAYMORE, MISSOURI, AS FOLLOWS:**

Section 1. That Chapter 340 of the City Code, be amended to add the following new Section 340.320:

**Section 340.320: NON-LOCAL COMMERCIAL CONSTRUCTION VEHICLES  
WITHIN RESIDENTIAL NEIGHBORHOODS**

A. For purposes of this Section 340.320, the term “non-local commercial construction vehicles” shall be defined as semi-trucks and trailers, commercial trucks in excess of 1/2-ton capacity and commercial trailers in excess of One Thousand Six Hundred (1,600) pounds which are providing construction or landscaping services, or delivery of materials and equipment for construction and landscaping services to portions of residentially zoned developments where new construction is progressing.

B. The City Traffic Engineer is hereby authorized to determine and designate streets or parts of streets located within residentially zoned developments where new construction is progressing upon which non-local commercial construction vehicles shall be prohibited from travel without prior authorization from the Chief of Police and/or the City Traffic Engineer.

C. In determining and designating the streets or parts of streets located within residentially zoned developments upon which non-local commercial construction vehicles shall be prohibited from travelling upon, the City Traffic Engineer shall;

1. Not establish an alternative route which negatively impacts other residentially zoned developments, and
2. Ensure that the alternative route is readily available for the prohibited non-local commercial construction vehicles.

D. Whenever any ordinance of the City prohibits non-local commercial construction vehicles on streets or parts of streets within residentially zoned developments where new construction is progressing the City Traffic Engineer shall place and maintain signs giving notice thereof, and no such regulation shall be effective unless such signs are in place. Signs indicating the traffic prohibition of non-local commercial construction vehicles and the alternative route for the same shall be placed at every intersection where the designated non-local commercial construction vehicles are prohibited.

E. It shall be unlawful for any person to operate any vehicle in violation of such markings, signs, or barriers or other devices so placed in accordance with this Section.

F. Citations for violation of this Section may be issued to the operator of the vehicle, or to employer of the operator if such identification can be made.

Section 2. All other provisions of Chapter 340 as adopted by the Raymore City Code and enacted in previous Ordinances, shall remain in full force and effect as if fully set out.

Section 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Effective Date. The effective date of approval shall be coincidental with the Mayor's signature and attestation by the City Clerk.

**DULY READ THE FIRST TIME THIS 12TH DAY OF DECEMBER, 2016.**

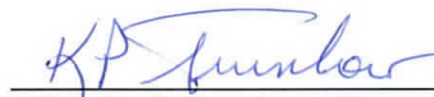
**BE IT REMEMBERED THAT THE ABOVE ORDINANCE WAS APPROVED AND ADOPTED THIS 27TH DAY OF DECEMBER, 2016 BY THE FOLLOWING VOTE:**

Councilmember Abdelgawad	Aye
Councilmember Barber	Aye
Councilmember Burke, III	Aye
Councilmember Holman	Aye
Councilmember Hubach	Aye
Councilmember Kellogg	Aye
Councilmember Moorhead	Aye
Councilmember Seimears	Aye

ATTEST:

  
Jean Woerner, City Clerk

APPROVE:

  
Kristofer P. Turnbow, Mayor

12/28/16

Date of Signature