

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 10.14 of the Lincoln Municipal Code to allow
 2 U-turns at street intersections, except where specifically prohibited, by amending Section 10.14.040
 3 relating to Right-of-way; amending Section 10.14.170 relating to Turning Movements and Required
 4 Signals; amending Section 10.14.180 relating to Signals by Hand and Arm or Signal Lamps;
 5 amending Section 10.14.190 relating to Required Position and Method of Turning at Intersections;
 6 amending Section 10.14.200 relating to U-Turn Only at Street Intersections; repealing Section
 7 10.14.210 relating to Turns on Arterial Streets in Congested District; amending Section 10.14.220
 8 relating to Turns Restricted at Intersections With Automatic Signals; and repealing Sections
 9 10.14.040, 10.14.170, 10.14.180, 10.14.190, 10.14.200, and 10.14.220 of the Lincoln Municipal
 10 Code as hitherto existing.

11 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

12 Section 1. That Section 10.14.040 of the Lincoln Municipal Code be amended to
 13 read as follows:

14 **10.14.040 Right-of-way.**

15 (a) APPROACHING or ENTERING INTERSECTION.

16 (1) The driver of a vehicle approaching an intersection shall yield the right-of-
 17 way to a vehicle which has entered the intersection from a different highway.

18 (2) When two vehicles enter an intersection from different highways at approxi-
 19 mately the same time, the driver of the vehicle on the left shall yield the right-of-way to the vehicle
 20 on the right.

21 (3) The right-of-way rule declared in paragraph (a)(1) and (2) shown above shall
 22 apply, except as otherwise provided in this title.

23 (b) TURNING LEFT. The driver of a vehicle intending to turn to the left within an
 24 intersection or into an alley, private road, or driveway shall yield the right-of-way to any vehicle
 25 approaching from the opposite direction which is within the intersection or so close thereto as to
 26 constitute an immediate hazard.

1 (c) U-TURNS. The driver of a vehicle intending to turn such vehicle so as to proceed
2 in the opposite direction shall yield the right-of-way to any vehicle approaching from the opposite
3 direction, to any vehicle not required to stop at the intersection by a traffic control device, or to any
4 vehicle which has entered the intersection from a different highway.

5 (d) PEDESTRIANS.

6 (1) When automatic traffic signals are not in place or not in operation, the driver
7 of a vehicle shall yield the right-of-way to a pedestrian crossing the roadway within a crosswalk who
8 is in the lane in which the driver is proceeding or is in the lane immediately adjacent thereto, by
9 bringing his vehicle to a complete stop.

10 (2) No pedestrian shall suddenly leave a curb or other place of safety and walk
11 or run into the path of a vehicle which is so close that it is impossible for the driver to stop.

12 (3) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked
13 crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other
14 vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

15 (4) No pedestrian shall cross a roadway at any place other than by a route at right
16 angles to the curb or by the shortest route to the opposite curb except in a crosswalk.

17 (5) Every pedestrian crossing a roadway at any point other than within a marked
18 crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all
19 vehicles upon the roadway.

20 (6) Any pedestrian crossing a roadway at a point where a pedestrian tunnel or
21 overhead pedestrian crossing has been provided shall yield the right-of-way to all vehicles upon the
22 roadway.

23 (7) Between adjacent intersections at which automatic traffic signals are in
24 operation, pedestrians shall not cross at any place except in a crosswalk.

25 (8) Notwithstanding the foregoing provisions of this section, there shall not be
26 a crosswalk where the Director of Public Works and Utilities has placed appropriate signs indicating
27 no crossing.

28 (d e) CROSSING SIDEWALK. The driver of a vehicle, before crossing any sidewalk
29 when emerging from an alley or from private property shall bring such vehicle to a complete stop.
30 After stopping as aforesaid and before proceeding across such sidewalk, the driver of such vehicle

1 shall give a sufficient warning signal and shall then proceed across such sidewalk and shall yield the
2 right-of-way to all pedestrians traveling in such sidewalk space and vehicles on such street.

3 (e f) PARKED VEHICLES STARTING FROM CURB. The driver of any vehicle parked
4 or stopped at or near the curb shall, when leaving such position, yield the right-of-way to all vehicles
5 in motion upon the street.

6 (f g) EMERGENCY VEHICLES. The driver of a vehicle upon a street shall yield the
7 right-of-way to any emergency vehicle displaying a flashing or rotating red or blue light and giving
8 an audible signal by bell, siren, or exhaust whistle.

9 (g h) STOP STREETS. Any vehicle entering or crossing any street at which a stop sign
10 has been erected shall come to a complete stop at such sign and outside such street and before
11 entering such street, and regardless of direction shall yield the right-of-way to vehicles and
12 pedestrians upon said street to be entered or crossed.

13 Section 2. That Section 10.14.170 of the Lincoln Municipal Code be amended to
14 read as follows:

15 **10.14.170 Turning Movements and Required Signals.**

16 (a) It shall be unlawful for the driver of any vehicle to turn a vehicle at an intersection
17 unless the vehicle is in proper position upon the roadway as required in Section 10.14.190, or turn
18 a vehicle to enter a private road or driveway, or otherwise turn a vehicle from a direct course or
19 move right or left upon a roadway unless and until such movement can be made with reasonable
20 safety, and then only after giving an appropriate signal in the manner provided in Section 10.14.180.

21 (b) A signal of intention to turn right or left or to make a U-turn when required shall be
22 given continuously during not less than the last 100 feet traveled by the vehicle before turning.

23 (c) No person shall stop or suddenly decrease the speed of a vehicle without first giving
24 an appropriate signal in the manner provided herein to the driver of any vehicle immediately to the
25 rear when there is opportunity to give such signal.

26 Section 3. That Section 10.14.180 of the Lincoln Municipal Code be amended to
27 read as follows:

1 **10.14.180 Signals by Hand and Arm or Signal Lamps.**

2 All signals herein required given by hand and arm shall be given in the following manner
3 and such signals shall indicate as follows:

4 TURN RIGHT. By extending the left hand and arm upward from the left side of the vehicle.

5 TURN LEFT. By extending the left hand and arm horizontally from the left side of the
6 vehicle.

7 U-TURN. By extending the left hand and arm horizontally from the left side of the vehicle
8 until completion of the turning movement.

9 STOP OR DECREASE SPEED. By extending the left hand and arm downward from the
10 left side of the vehicle.

11 LEAVING PARALLEL PARKING PLACE. By extending the left hand and arm hori-
12 zontally from the left side of the vehicle.

13 The foregoing signals shall be used by the driver of any vehicle when turning from one lane
14 of traffic into another lane. The signals herein required to be given shall be given either by means
15 of the hand and arm as herein prescribed or by a signal device or signal lamp of a type approved by
16 the Department of Motor Vehicles of the State of Nebraska, but when a vehicle is so constructed or
17 loaded that such hand and arm signal would not be visible both to the front and rear of such vehicle,
18 said signals must be given by such lamp or device.

19 Section 4. That Section 10.14.190 of the Lincoln Municipal Code be amended to
20 read as follows:

21 **10.14.190 Required Position and Method of Turning at Intersections.**

22 Except as otherwise directed by a police officer or any official traffic-control device, the
23 driver of a vehicle intending to turn at an intersection shall do so as follows:

24 (a) RIGHT TURNS - Both the approach for a right turn and a right turn shall be made
25 as close as practicable to the right-hand curb or edge of the roadway.

26 (b) LEFT TURNS - The driver of a vehicle intending to turn left at any intersection shall
27 approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the
28 direction of travel of such vehicle, and, after entering the intersection, the left turn shall be made so
29 as to leave the intersection in a lane lawfully available to traffic moving in such direction upon the

1 roadway being entered. Whenever practicable, the left turn shall be made in that portion of the
2 intersection to the left of the center of the intersection.

3 (c) U-TURNS - The driver of a vehicle intending to make a U-turn at any intersection
4 shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in
5 the same direction of travel of such vehicle and, after entering the intersection, the U-turn shall be
6 made in one continuous movement directly into a lane available for traffic moving in the direction
7 opposite from the direction of such vehicle before beginning said turn.

8 Section 5. That Section 10.14.200 of the Lincoln Municipal Code be amended to
9 read as follows:

10 **10.14.200 U-Turn Only at Street Intersections.**

11 (a) It shall be unlawful for the driver of any vehicle to turn such vehicle so as to proceed
12 in the opposite direction, except at a street intersection or median crossover, ~~unless otherwise~~
13 ~~prohibited by ordinance or authorized traffic control devices.~~

14 (b) It shall be unlawful for the driver of any vehicle to turn such vehicle so as to proceed
15 in the opposite direction where prohibited by a traffic control device.

16 (c) It shall be unlawful for the driver of any vehicle to turn such vehicle so as to proceed
17 in the opposite direction when such turning movement cannot be made in one continuous movement.

18 (d) It shall be unlawful for the driver of any vehicle to turn such vehicle so as to proceed
19 from one side of the street to the other in order to enter a parking space.

20 (e) It shall be unlawful for the driver of any vehicle to turn such vehicle so as to proceed
21 in the opposite direction at any intersection within a congested district as defined by Lincoln
22 Municipal Code Section 10.02.070.

23 (f) No prohibitions in ¶this section shall ~~not~~ apply to a person operating a bicycle who
24 first yields the right-of-way to any motor vehicle approaching upon said street.

25 Section 6. That Section 10.14.210 of the Lincoln Municipal Code be and the same
26 is hereby repealed.

27 ~~**10.14.210 Turns on Arterial Streets and in Congested District.**~~

28 ~~Unless otherwise permitted by an authorized traffic control device, it shall be unlawful, on~~
29 ~~any street within the congested district or on any arterial street, for the driver of any vehicle to turn~~

1 ~~such vehicle so as to proceed in the opposite direction or to proceed from one side of the street to~~
2 ~~the other in order to enter a parking space.~~

3 Section 7. That Section 10.14.220 of the Lincoln Municipal Code be amended to read
4 as follows:

5 **10.14.220 Turns Restricted at Intersections With Automatic Signals.**

6 Except as otherwise provided in this section, it shall be unlawful for the driver of any vehicle
7 to turn such vehicle at any intersection where an automatic traffic signal is installed and actually
8 functioning, except when such signal is displaying a green light.

9 Except where a traffic control device is in place prohibiting a turn, the operator of a vehicle
10 facing a steady red signal may cautiously drive his vehicle into the intersection to make a right turn
11 after stopping. Such operator shall yield the right-of-way to pedestrians lawfully within an adjacent
12 crosswalk and to other traffic lawfully using the intersection.

13 Except where a traffic control device is in place prohibiting a turn, the operator of a vehicle
14 traveling on a one-way street facing a steady red signal may, after stopping, cautiously drive such
15 vehicle into the intersection to make a left turn onto another one-way street on which all traffic is
16 moving to said vehicle's left. Such operator shall yield the right-of-way to pedestrians lawfully
17 within the adjacent crosswalk and to other traffic lawfully using the intersection.

18 ~~Unless otherwise permitted by an authorized traffic control device, it shall be unlawful for~~
19 ~~the driver of any vehicle to turn such vehicle so as to proceed in the opposite direction at any~~
20 ~~intersection where an automatic signal is installed and actually functioning.~~

21 Section 8. That Sections 10.14.040, 10.14.170, 10.14.180, 10.14.190, 10.14.200, and
22 10.14.200 of the Lincoln Municipal Code as hitherto existing be and the same are hereby repealed.

23 Section 9. That this ordinance shall take effect and be in force from and after its
24 passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2005:

Mayor