

**ORDINANCE NO. 114**

**AN ORDINANCE CONTROLLING VEHICULAR AND PEDESTRIAN TRAFFIC; PROVIDING PENALTIES; AND REPEALING ORDINANCES, AS AMENDED BY ORDINANCE NO. 174, 236, 273 AND 297.**

The City of Coos Bay ordains as follows:

**Section 1. Short Title.** This ordinance may be cited as the Coos Bay Uniform Traffic Ordinance.

**DEFINITIONS**

**Section 2. Definitions.** In addition to the definition contained in the Oregon Vehicle Code, the following mean:

**Bus or taxi stand.** A space on the edge of a roadway designated by sign or other marking for use by buses or taxis loading or unloading passengers.

**Downtown Business District.** The area of the city zoned as Central Commercial (C-1) pursuant to the city's land development ordinance.

**Holiday.** Sunday, New Year's Day, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, Christmas, and any other day proclaimed by the Council to be a holiday.

**Loading zone.** A space on the edge of a roadway designated by sign for the purpose of loading or unloading passengers or materials during specified hours of specified days.

**Pedestrian mall.** An area designated by the Council as a pedestrian mall.

**Person.** A natural person, firm, partnership, association, or corporation.

**Play street.** That portion of a street designated and posted to restrict traffic and permit recreational use.

**Recreational vehicle.** Oversize vehicle, used primarily for recreational purposes, which cannot be parked in standard parking spaces.

**Street.** The terms "highway," "road," and "street" shall be considered synonymous, unless the context precludes such construction. "Street" includes alleys.

**Traffic lane.** That area of the roadway used for the movement of a single line of traffic.

(Section 2 amended by Ordinance No. 174, Section 1, passed August 6, 1991.)

## ADMINISTRATION

### **Section 3. Powers of the Council.**

- (1) Subject to state laws, the City Council shall exercise all municipal traffic authority for the city except those powers specifically and expressly delegated by this or another ordinance. The powers of the Council include, but are not limited to those listed in this section.
- (2) The Council, by resolution, may establish or alter traffic controls which shall become effective upon the installation of appropriate signs, signals or other markings. These traffic controls may designate and regulate:
  - (a) The parking and standing of vehicles by:
    - (i) Classifying portions of streets or parking lots upon which parking or standing or both is prohibited totally, or during certain hours.
    - (ii) Designating the angle of parking if other than parallel to the curb.
    - (iii) Designating city owned or leased lots or property upon which public parking will be permitted.
  - (b) Through streets and one-way streets.
  - (c) Truck routes.
  - (d) Special speed regulations for city parks and municipal parking lots.
  - (e) The temporary closing of certain streets, or portions thereof.
- (3) The Council, by resolution, may establish a schedule of fines for improper parking.
- (4) The Council, by resolution, may establish a schedule of fees for permit parking and for delivery or service permit cards.

### **Section 4. Powers of the City Manager.** The City Manager or designee shall exercise the following powers and duties:

- (1) Implement the ordinances, resolutions and motions of the Council and his or her own orders by installing, maintaining, removing, and altering parking and traffic control devices. The installation shall be based on the standards contained in the "Oregon Manual on Uniform Traffic Control Devices for Streets and Highways."
- (2) After adequate signs, signals, or other markings are erected indicating such regulation, the Manager may:

- (a) Establish the time limit for legal parking in limited parking areas.
- (b) Establish bus stops, bus stands, taxicab stands and stands for other passenger common-carrier vehicles.
- (c) Designate the location of passenger loading zones for use in front of the entrance to any hotel auditorium, theater, church, school or other public building.
- (d) Designate loading zones, not to exceed two on any one side of a block.
- (e) Designate intersections where drivers of vehicles shall not make right, left, or U-turns, and the times when the prohibitions shall apply.
- (f) Designate crosswalks.
- (g) Designate safety zones of a kind and character and at such places as deemed necessary for pedestrian safety.
- (h) Designate play streets, or such hours when certain streets may be used as such, on which no person shall drive a vehicle except when the driver of the vehicle has business or resides within the closed area.
- (i) Designate permit parking areas.
- (j) Direct the removal or reduction in height of any hedge, shrubbery, tree, or other visual obstruction to traffic safety.
- (k) Make and enforce for up to 90 days temporary, experimental or emergency regulations consistent with this ordinance after adequate signs, signals or other notices are erected clearly indicating such regulations.

**Section 5. Public Danger.** Under conditions constituting a danger to the public, the Manager or his or her designee may install temporary traffic control devices.

**Section 6. Standards.** The traffic designs and control device regulations of the Manager or his or her designee shall be based on:

- (1) Traffic engineering principles and traffic investigations.
- (2) Standards, limitations, and rules promulgated by the Oregon Transportation Commission.
- (3) Other recognized traffic control standards.

**Section 7. Authority of Police and Fire Officers.**

- (1) It is the duty of police officers and others designated by the Manager to enforce the provisions of this ordinance.

(2) In the event of a fire or other public emergency, officers of the public safety department may direct traffic as conditions require, notwithstanding the provisions of this ordinance.

[Sections 8 to 10 reserved for expansion]

## GENERAL REGULATIONS

**Section 11. Crossing Private Property.** No operator of a motor vehicle shall proceed from one street to another street by crossing private property or premises not open to the public. This provision does not apply to the operator of a motor vehicle who stops on the property to procure or provide goods or services.

**Section 12. Boarding or Alighting from Vehicles.** No person shall board or alight from any motor vehicle while the vehicle is in motion.

**Section 13. Unlawful Riding.** No operator of a motor vehicle shall permit a passenger to, and no passenger shall, ride on a motor vehicle on a street except on a portion of the vehicle designed or intended for the use of passengers. This provision does not apply to an employee engaged in the necessary discharge of a duty or to a person riding within a truck body in space intended for merchandise.

[Section 13 as amended by Ordinance No. 174, Section 2, passed August 6, 1991]

**Section 14. Skateboards, Skates and Similar Devices.** No person shall, while riding on or by means of a skateboard, roller skates, a coaster, skis, a sled, a toy vehicle, or a similar device:

- (1) Use any street, other than a play street designated by the city, except while legally crossing at a crosswalk;
- (2) Go on a pedestrian mall at any time; or
- (3) Use any parking lot; or
- (4) Ride on any sidewalk in a reckless manner or without exercising due care for the safety of others. Pedestrians shall have the right-of-way.

**Section 15. Damaging Sidewalks and Curbs.**

- (1) The operator of a motor vehicle shall not drive on a sidewalk or roadside planting strip except to cross at a permanent or temporary driveway.
- (2) No unauthorized person shall place dirt, wood, or other material in the gutter or space next to the curb of a street with the intention of using it as a driveway.
- (3) No person shall remove a portion of a curb or move a motor vehicle or a device moved by a motor vehicle onto a curb or sidewalk without first obtaining authorization from the city. A person who causes damage shall be responsible for the cost of repair.

**Section 16. Removing Glass and Debris.** A party to a vehicle accident or a person causing broken glass or other debris to be on a street shall remove the glass or other debris from the street.

**Section 17. Storage of Motor Vehicles on Streets.** No person shall store or permit to be stored on a street, without permission of the Council, a motor vehicle or personal property for a period in excess of 72 consecutive hours. Failure to remove a motor vehicle or other personal property after a period of 72 consecutive hours constitutes prima facie evidence of storage.

**Section 18. Obstructing Streets.** No person shall park or leave on a street, parking strip, sidewalk or curb, any vehicle part, trailer, box, ware, merchandise of any description, or any other thing that impedes traffic or obstructs the view, except as is allowed by this or other ordinances of the city.

**Section 19. Vehicles in Pedestrian Mall.** No person shall operate a motor vehicle on a pedestrian mall. This section does not apply to emergency vehicles and vehicles used in connection with maintenance and repair of the mall.

**Section 20. Speed Limits in Public Parks.** No person shall drive a vehicle on a street in a public park of this city at a speed exceeding 15 miles per hour unless authorized signs indicate otherwise.

**Section 21. Motor Vehicles in Parks.** No person, other than a city employee in the course of his or her duties, shall operate a motor vehicle on a trail, path or road in a city park unless the trail, park or road is specifically designated by the Council for motor vehicles.

**Section 22. Use of Dynamic Braking Devices.** No person shall use any dynamic braking device on any motor vehicle, except to avoid imminent danger to persons or property. A dynamic braking device, commonly referred to as a Jake or Jacob Brake, is one used primarily on trucks and buses to convert a motor from an internal combustion engine to an air compressor for the purpose of vehicle braking without the use of wheel brakes.

[Sections 23 to 25 reserved for expansion]

## PARKING REGULATIONS

### Section 26. Method of Parking.

- (1) No person shall park a motor vehicle by backing into any parking space marked for diagonal, angle or perpendicular parking.
- (2) Where parking spaces are designated on a street, no person shall stand or park a vehicle other than in the indicated direction and within a single marked space, unless the size or shape of the vehicle makes compliance impossible or except when it is necessary to temporarily use a portion of an abutting parking space to load and unload from the vehicle. Under such conditions, the person loading or unloading may temporarily utilize the adjacent space, but shall immediately park or stand the vehicle entirely within a single marked space on completion of the loading or unloading.

(3) No person shall stand or park a motor vehicle in a street other than parallel with the edge of the roadway, headed in the direction of lawful traffic movement, and with the curbside wheels of the vehicle within 12 inches of the edge of the curb, except where the street is marked or signed for angle parking.

(4) When the operator of a vehicle discovers that the vehicle is parked close to a building to which the fire department has been summoned, the operator shall immediately remove the vehicle from the area, unless otherwise directed by police or fire officers.

**Section 27. Prohibited Parking or standing.** No person shall park or stand:

(1) A vehicle in violation of state motor vehicle laws or in violation of a lawfully erected parking limitation sign or marking.

(2) A vehicle in an alley other than for the expeditious loading or unloading of persons or materials, and in no case for a period in excess of 30 consecutive minutes in any two hour period.

(3) A vehicle upon any parkway, except where authorized by the city.

(4) A logging truck on any residential street of the city any residential area of the city.

**Section 28. Prohibited Markings.** No person shall letter, mark, paint or otherwise label a street to restrict or otherwise control parking unless the person is performing official duties for the governmental unit responsible for maintaining street markings.

**Section 29. Prohibited Parking.** No operator shall park and no owner shall allow a vehicle to be parked on a street for the principal purpose of:

(1) Displaying the vehicle for sale.

(2) Repairing or servicing the vehicle, except repairs necessitated by an emergency.

(3) Displaying advertising from the vehicle.

(4) Selling merchandise from the vehicle, except when authorized.

**Section 30. City Parking Lots.** No person shall:

(1) Park, store or leave any motor or other vehicle in a city parking lot for more than 24 hours.

(2) Drive, operate or place any motor vehicle in a city parking lot except for the purpose of parking.

(3) Drive or operate any vehicle in a city parking lot while under the influence of intoxicating liquor or narcotic drug.

- (4) Drive or operate any vehicle in a city parking lot at night without lights as required by state law for operation of vehicles at night on public streets and highways.
- (5) Drive or operate any motor vehicle in a city parking lot at a speed greater than five miles per hour or at a speed greater than will permit the driver to exercise proper control of the vehicle.
- (6) Throw, leave or place on a city parking lot any glass, debris, junk, refuse, metal, trash or other materials.
- (7) Park or drive in a city parking lot any vehicle having cleats or other metallic devices on the wheels that may damage the surfacing material on the parking lot.
- (8) Park or place in a city parking lot any vehicle, truck or trailer of an overall length of 18 feet or more except in areas designated for oversize or recreational vehicles.
- (9) Park or place any vehicle, truck or trailer in any city lot or on any street temporarily designated no parking. [Section 30 amended by Ordinance No. 174, Section 3, passed August 6, 1991 and by Ordinance No. 297, Section 1, passed August 1, 2000]

**Section 31. Use of Loading Zone.** No person shall stop, stand, or park a vehicle for any purpose or length of time other than for the expeditious loading or unloading of persons or materials, in a place designated as a loading zone when the hours applicable to that loading zone are in effect. When the hours applicable to the loading zone are in effect, the loading and unloading shall not exceed the time limits posted. If no time limits are posted, then the use of the zone shall not exceed 10 minutes for loading or unloading of merchandise from a private vehicle or 30 minutes for loading or unloading materials or freight from a commercial vehicle.

**Section 32. Buses and Taxicabs.** No person shall park or stand a bus or taxi on a street in a business district at any place other than at a bus stand or taxi stand, respectively. However if this provision shall not prevent the driver of any taxi from temporarily stopping for the purpose of, and while actually engaged in, the loading or unloading of passengers.

**Section 33. Restricted Use of Bus and Taxicab Stands.** No person shall stop, stand or park a vehicle other than a bus in a bus stand, or other than a taxi in a taxi stand, except that the driver of a passenger vehicle may temporarily stop for the purpose of and while actually engaged in loading or unloading passengers when it does not interfere with any bus or taxi waiting to enter or about to enter such zone.

**Section 34. Lights on Parked Vehicle.** No lights need be displayed upon a vehicle that is parked in accordance with this ordinance on a street where there is sufficient light to reveal a person or object at a distance of at least 500 feet from the vehicle.

**Section 35. Extension of Parking Time.** Where maximum parking time limits are designated by sign, movement of a vehicle within a block or lot shall not extend the time limits for parking. Continued parking beyond the single limit for any parking space shall constitute a separate offense for each period or portion of a single limit for any such parking space during which the vehicle remains parked. [Section 35 amended by Ordinance No. 174, Section 4, passed August 6, 1991]

**Section 36. Unattended Vehicles.** When a police officer finds a motor vehicle parked or standing unattended with the ignition key in the vehicle, the officer is authorized to remove the key from the vehicle and deliver the key to the person in charge of the police station.

**Section 37. Exemption.** The provisions of this ordinance that regulate the parking, stopping, or standing of vehicles do not apply to:

- (1) A vehicle of the city, county, state, or a public utility while necessarily in use for construction or repair work on a street.
- (2) A vehicle owned by the United States while in use for the collection, transportation, or delivery of mail.
- (3) A vehicle of a disabled person who complies with the provisions of OR 811.610 to 811.630.
- (4) Emergency vehicles performing their duty.

**Section 38. Parking Permits.**

- (1) Definitions:

Service or Construction Permit. A permit to allow the parking of a vehicle to engage in construction or to provide a service to a downtown business in excess of posted time limits.

Customer Courtesy Permit. A permit to identify customer vehicles using loading zones; permits issued to merchants for distribution to customers needing occasionally to park in excess of posted time limits.

Merchant Vehicle Permit. A permit to identify a merchant's vehicles used for the purposes of delivery or service.

Parking Permit. A permit issued to park a vehicle in excess of posted time limits in certain designated areas.

- (2) Issuance. Applications for service or construction permits, customer courtesy permits, merchant vehicle permits and parking permits shall be made to the Finance Department of the City of Coos Bay. No permit shall be issued by the Finance Department unless the applicant first demonstrates special parking needs sufficient to support the issuance of a permit. Upon finding by the Finance Department that the applicant has demonstrated such need, a permit shall be issued, along with necessary identification cards and instructions for the permit's use.

- (3) Fees; Additional Rules and Regulations. The City Council by resolution shall establish permit fees, and may establish unmarked loading zones and other rules and regulations to implement this Section.

- (4) Use; Revocation; Violation.



(a) No person shall park in excess of posted time limits or in any restricted area without first having obtained the required permit.

(b) Any permit used for a purpose other than that for which it was specifically issued shall be automatically revoked without further action from the City. At time of the permit is revoked, the holder must immediately return the permit card to the Finance Department.

(c) Any person who parks without first obtaining the necessary permit, who uses a validly issued permit in violation of this ordinance or who fails to return a revoked permit card will receive a citation. The Police Officer or Parking Control Officer will issue a citation at the time the violation is discovered and place it on the vehicle. Violations are subject to a fine, which shall be established by resolution of the City Council.

(5) Merchant Vehicle Permits.

(a) A business shall be entitled to use their Merchant Vehicle Permits only in those parking spaces which are actually adjacent to their business and designated "Merchant Vehicle Permit Area."

(b) Only service or delivery vehicles having valid Merchant Vehicle Permits shall have unlimited parking in the Merchant Vehicle Parking Area. All other loading and unloading activities not covered by Merchant Vehicle Permits shall be limited to a total of thirty minutes.

(c) The use of a Merchant Vehicle Permits in vehicles used for transportation of employees of businesses, including owners or salaried employees, is prohibited unless the vehicles are used for service or delivery in connected with the business holding the Merchant Vehicle Permit.

(d) All businesses and firms holding valid Merchant Vehicle Permits shall insure their vehicles do not prevent other persons entitled to use Merchant Vehicle Permit parking areas from using these areas for loading and unloading activities.

(6) Common Carriers. Common carriers and vehicles used for loading or unloading merchandise and having a gross weight of over 20,000 pounds shall be permitted to load and unload in front of the driveway of the business being served by the carrier or vehicle, provided that sidewalks and streets are unobstructed and no persons are endangered by such loading and unloading; provided, however that the common carrier or vehicle shall not be left unattended for periods of time greater than five minutes. No common carrier or vehicle utilizing a Merchant Vehicle Permit Parking area or loading zone must obtain a permit otherwise required by this Section, unless use of the area will be for periods of time greater than one hour.

(7) Publicly Owned Vehicles.

(a) Vehicles owned by or under control of the Federal Bureau of Investigation, the Oregon State Police, any County Sheriff of the State of Oregon, or any Police Department of any municipality of the State of Oregon may park in any area requiring a permit without first obtaining such permit.

(b) All other publicly owned or controlled vehicles shall obtain any permit required by this ordinance and shall be subject to any other parking regulations of the City of Coos Bay.

[Amended by Ordinance No. 236, Section 1, enacted February 4, 1997]

[Sections 39 and 40 reserved for expansion]

### **BICYCLES**

**Section 41. Operating Rules.** In addition to observing all other applicable provisions of this ordinance and state law pertaining to bicycles, no person shall leave a bicycle, except in a bicycle rack. If no rack is provided, the person shall leave the bicycle so as not to obstruct any roadway, sidewalk, driveway or building entrance.

**Section 42. Bike Rentals.** No person shall rent or offer a bicycle for rent unless the bicycle is equipped in accordance with the Oregon Motor Vehicle Code.

**Section 43. Impounding of Bicycles.**

(1) No person shall leave a bicycle on private property without the consent of the owner or person in charge. Consent is implied on private business property unless bicycle parking is expressly prohibited.

(2) A bicycle left on public property for a period in excess of 24 hours may be impounded by the police department.

(3) In addition to any citation issued, a bicycle parked in violation of this ordinance, that obstructs or impedes the free flow of pedestrian or vehicular traffic or otherwise endangers the public, may be immediately impounded by the police department.

(4) If the owner of a bicycle impounded under this ordinance can be readily determined, the police shall make reasonable efforts to notify the owner.

(5) A bicycle impounded under this ordinance that remains unclaimed shall be disposed of in accordance with the city's procedures for disposal of abandoned or lost personal property.

[Sections 44 to 45 reserved for expansion]

## PEDESTRIANS

### Section 46. Pedestrian Crossing.

- (1) No pedestrian shall cross a street other than within a crosswalk in blocks where crosswalks are marked.
- (2) Where there is no marked crosswalk, no pedestrian shall cross a street at any place other than by the most direct route to the opposite curb.

**Section 47. Pedestrian Walking.** Where sidewalks are provided, no pedestrian shall walk along and upon the adjacent roadway.

[Sections 48 to 50 reserved for expansion]

## PARADES AND PROCESSIONS

**Section 51. Prohibited Activity.** No person shall organize or participate in a parade on a public street without obtaining a permit. A permit shall always be required of a procession of people using the public right-of-way and consisting of 100 or more persons or 10 or more vehicles.

### Section 52. Parade Permit.

- (1) Application for parade; permits shall be made at the Department of Public Safety at least seven days prior to the intended date of the parade, unless the time is waived by the Public Safety Chief.
- (2) Applications shall include the following information:
  - (a) The name and address of the person responsible for the proposed parade.
  - (b) The date of the proposed parade.
  - (c) The desired route, including assembling points.
  - (d) The number of persons, vehicles, and animals that will be participating in the parade.
  - (e) The proposed starting and ending time.
- (3) The application shall be signed by the person designated as chairperson.
- (4) The police chief shall issue a parade permit conditioned on the applicant's written agreement to comply with the terms of the permit unless the chief finds that:
  - (a) The time, route, and size of the parade will unreasonably disrupt the movement of other traffic.

- (b) The parade is of a size or nature that requires the diversion of so great a number of police officers to properly police the line of movement and contiguous areas that allowing the parade would deny reasonable police protection to the city.
  - (c) The parade will interfere with another parade for which a permit has already been issued.
  - (d) Information contained in the application is found to be false or a material detail is omitted.
  - (e) The applicant refuses to agree to abide by or comply with all conditions of the permit.
- (5) If one or more of the conditions listed in subsection (4), other than subpart (e), exists, the Department of Public Safety may impose reasonable conditions in the permit, including but not limited to:
- (a) Requiring an alternate date.
  - (b) Requiring an alternate route.
  - (c) Restricting the size of the parade.
- (6) The Public Safety Chief shall notify the applicant of the decision within three days after receipt of the application.
- (7) If the Department of Public Safety proposes alternatives or refuses to issue a permit, the applicant shall have the right to appeal the decision to the Council.

**Section 53. Appeal to Council.**

- (1) An applicant may appeal the decision of the Public Safety Chief by filing a written request of appeal with the Recorder within 48 hours after the Public Safety Chief has proposed alternatives or refuses to issue a permit.
- (2) The Council shall schedule a hearing date, which shall not be later than three days following the filing of the written appeal with the Recorder, and shall notify the applicant of the date and time that he or she may appear either in person or by a representative.

**Section 54. Offenses Against Parade.**

- (1) No person shall unreasonably interfere with a parade or parade participant.
- (2) No person shall operate a vehicle that is not part of a parade between the vehicles or persons comprising a parade.

**Section 55. Permit Revocable.** The Public Safety Chief may revoke a parade permit if circumstances clearly show that the parade can no longer be conducted consistent with public safety.

**Section 56. Funeral Procession.**

- (1) No permit is required for a funeral procession.
- (2) A funeral procession shall proceed to the place of interment by the most direct route that is both legal and practical.
- (3) The procession shall be accompanied by adequate escort vehicles for traffic control.
- (4) All motor vehicles in the funeral procession shall be operated with their lights on.
- (5) No person shall unreasonably interfere with a funeral procession.
- (6) No person shall operate a vehicle that is not a part of the procession between the vehicles of a funeral procession.
- (7) Each driver in the procession shall follow the vehicle ahead as closely as is practical and safe.

[Sections 57 to 60 reserved for expansion]

**PARKING CITATIONS AND OWNER RESPONSIBILITY**

**Section 61. Citation of Illegally Parked Vehicle.** When a vehicle is found parked in violation of a restriction imposed by this ordinance, the officer finding such vehicle may take its license number and any further information displayed on the vehicle that may identify its owner, and may conspicuously affix to the vehicle a parking citation instructing the operator to answer to the charge by paying the specified penalty or by posting bail prior to the designated court appearance. The penalty shall be as set by resolution of the City Council. [Section 61 amended by Ordinance No. 174, Section 5, passed August 6, 1991]

[Section 62 repealed by Ordinance No. 174, Section 6, passed August 6, 1991.]

**Section 63. Registered Owner Presumption.** In a proceeding against a vehicle owner charging a violation of a restriction on parking, proof that the vehicle was registered to the defendant at the time of the violation shall constitute a presumption that the defendant was the owner.

[Sections 64 and 66 reserved for expansion]

**Section 66. Impoundment of Vehicles.**

[Section 66 repealed by Ordinance No. 273, enacted June 1, 1999]

**PENALTIES****Section 67. Penalties.**

- (1) Violation of sections 11 to 22 is punishable by fine not to exceed \$100.
- (2) Violation of sections 26 to 56 is punishable by fine not to exceed \$50.
- (3) Violation of a provision identical to a state statute is punishable by fine not to exceed the penalty prescribed by the state statute.

**Section 68. Severability.** The sections and subsections of this ordinance are severable. The invalidity of any one section or subsection shall not affect the remaining sections and subsections.

**Section 69. Existing Control Devices and Markings.** Parking and traffic control devices and markings installed prior to the adoption of this ordinance are lawfully authorized.

**Section 70. Repeal.** Ordinance No. 2042, as amended by 2683, 2824A, and 2887; and ordinance No. 2886, as amended by 2898, 29, 38, and 68; and Sections 2 and 3 of Ordinance No. 2567; and Sections 2 and 3 of Ordinance No. 2706, are repealed. This repeal shall not act to revive any ordinances previously repealed.

**Section 71. Saving Clause.** The repeal of ordinances by section 70 shall not preclude any action against a person who violated a provision of those ordinances prior to the effective date of this ordinance.

Passed by the Council and approved by the Mayor December 15, 1987.