

AN ORDINANCE AMENDING ORDINANCE NO. 4788, "THE MUNICIPAL CODE OF THE CITY OF RICHMOND HEIGHTS, MISSOURI", BY AMENDING CHAPTER 300: TRAFFIC CODE, SECTION 300.010, BY ADDING NEW DEFINITIONS; AND CHAPTER 305: ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS; BY AMENDING SECTION 305.040, YIELDING RIGHT-OF-WAY TO EMERGENCY VEHICLES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, as follows:

SECTION 1. CHAPTER 300: TRAFFIC CODE, SECTION 300.010 DEFINITIONS; AND CHAPTER 305: ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS; SECTION 305.040 YIELDING RIGHT-OF-WAY TO EMERGENCY VEHICLES is amended as follows:

SECTION 300.010 DEFINITIONS

AUTHORIZED EMERGENCY VEHICLE:

ADD NEW:

5. Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle.
6. Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of RSMo Chapter 44.
7. Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provision of RSMo Sections 260.500 to 260.550.

CHAPTER 305: ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS

ARTICLE I. IN GENERAL:

SECTION 305.040: YIELDING RIGHT-OF-WAY TO EMERGENCY VEHICLES

- A. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one (1) lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred (500) feet to the front of each vehicle or a flashing blue light authorized by RSMo Section 307.175., the driver of every other vehicle shall yield the right-of-way. He/she shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the street and thereupon stop and remain in such position until the emergency vehicle has passed unless otherwise directed by a Police or Traffic Officer.
- B. Upon approaching a stationary emergency vehicle displaying a lighted red light or red and blue lights, the driver of every motor vehicle shall:
1. Proceed with caution and yield the right-of-way if possible, with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having a least four lanes with not less than two lanes proceeding in the same direction of the approaching vehicle; or
 2. Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

SECTION 2. It is hereby declared to be the intention of the City Council that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the City Council intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

SECTION 3. This Ordinance shall take effect and be in full force on the thirty-first day following its passage and being signed as provided by law.

PASSED and SIGNED this 20th day of August, 2012.

JAMES J. BECK
MAYOR

ATTEST:

PATRICIA S. VILLMER
DEPUTY CITY CLERK

APPROVED AS TO FORM:

KENNETH J. HEINZ
CITY ATTORNEY

First reading: August 6, 2012
Second reading: August 20, 2012