

ORDINANCE NO. 756

AN ORDINANCE FOR THE REGULATION OF TRAFFIC WITHIN THE CITY OF BERNE, INDIANA AND AMENDING CHAPTER 74, SCHEDULE I, OF THE BERNE CITY CODE BY THE DESIGNATION OF NO PARKING AREAS, AND AMENDING CHAPTER 73, SCHEDULE VI, OF THE BERNE CITY CODE BY THE DESIGNATION OF A NO LEFT TURN INTERSECTION

WHEREAS, the City of Berne has adopted the Berne City Code of Ordinances which includes traffic rules and schedules for the designation of approved traffic patterns and the designation of prohibited parking areas; and

WHEREAS, the Common Council believes that it is in the best interest of public safety and for the general welfare during certain hours at both the beginning and the end of a school day at South Adams Schools for a portion of the south side of Parkway Street and a portion of the north side of Parkway Street to be added to the streets that are designated as having prohibited areas for parking as set forth in Chapter 74, Schedule I of the City Code entitled Parking Schedules; and

WHEREAS, the Common Council believes that it is in the best interest of public safety and for the general welfare during certain hours at both the beginning and the end of a school day at South Adams Schools for a left turn to be prohibited from westbound Parkway Street south onto Starfire Way to be added to the streets that are designated as having prohibited left turns as shall be set forth in Chapter 73, Schedule VI of the City Code entitled Left Turns Prohibited; and

WHEREAS, on February 22, 2021, the Common Council has adopted Ordinance #737 wherein the City prohibited parking and left turns as set forth above during the afternoon hours, but did not make such prohibitions during morning hours.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BERNE, INDIANA, AS FOLLOWS:

ITEM I

1.1. Title VII, Chapter 74, Schedule I of the Berne City Code, is hereby amended as follows:

Table with 5 columns: Street or Alley, Location, Times, Ord. No., Date Passed. Row 1: Parkway Street, South side commencing at the center of the intersection of Starfire Way to a point 530' east every day during the school year wherein students are attending South Adams Elementary or High School, From 7:30 a.m. to 8:00 a.m. and from 2:30 p.m. to 3:30 p.m., 756, 9/26/22

Table with 5 columns: Street or Alley, Location, Times, Ord. No., Date Passed. Row 2: Parkway Street, North side commencing at the center of the intersection of Starfire Way to a point 530' east and to a point 300' to the west every day during the school year wherein students are attending South Adams Elementary or High School, From 7:30 a.m. to 8:00 a.m. and from 2:30 p.m. to 3:30 p.m., 756, 9/26/22

1.2. It shall be unlawful for any person to park any vehicle on the south side of Parkway Street and the north side of Parkway Street at such locations and during such hours in violation of this Ordinance.

1.3. Street signs shall be erected designating the aforementioned sections of the south side of Parkway Street and the north side of Parkway Street as described in this Ordinance to clearly display that there shall not be parking on such sections of said streets during the hours as described in this Ordinance.

ITEM II

2.1. Title VII, Chapter 73, Schedule VI of the Berne City Code, is hereby amended as follows:

SCHEDULE VI. LEFT TURN PROHIBITED.

The Common Council believes it is in the best interest of public safety and the general welfare of the public to install "No Left Turn" signs at the following locations. Every operator of a vehicle shall observe all "No Left Turn" signs erected by the City. Street signs designating "No Left Turn" shall be erected at one or more locations on any indicated street.

Table with 5 columns: Street, Location, Times, Ord. No., Date Passed. Row 1: Parkway Street, Westbound at the intersection of Starfire Way, From 7:30 a.m. to 8:00 a.m. and from 2:30 p.m. to 3:30 p.m. every day during the school year wherein students are attending South Adams Elementary or High School, 756, 9/26/22

2.2. It shall be unlawful for any person to make a left turn from westbound Parkway Street south onto Starfire Way during such hours in violation of this Ordinance.

2.3. Street signs shall be erected designating the aforementioned intersection as described in this Ordinance to clearly display that there shall not be left turns from westbound Parkway Street south onto Starfire Way during the hours as described in this Ordinance.

ITEM III

The penalty for violation of this Ordinance shall be a fine of \$50 for each separate offense as shall be set forth in Section §10.99 of the City of Berne Code of Ordinances.

ITEM IV

This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and due publication.

Adopted by the Common Council on September 26, 2022.

Common Council of the City of Berne

Curtis L. Wurster, President
Kelly A. Amstutz
Ronald N. Dull
Rodney E. Mason
John M. Wanner

APPROVED:
Gregg A. Sprunger, Mayor

ATTEST:
Gwen Maller, Clerk-Treasurer