

**MONONA COUNTY ORDINANCE 45**  
**MONONA COUNTY VEHICLE AND TRAFFIC CODE**

**45.321.01 Title.** This ordinance may be cited as the “Monona County Vehicle and Traffic Code.”

**45.321.02 Definitions.**

1. “Traffic Code” means the Monona County Vehicle and Traffic Code.
2. Where words and phrases used in the Traffic Code are defined by State law, the State-law definitions shall apply to the Traffic Code and are adopted herein by reference.

**45.321.03 Scheduled violations.** Violations of this Traffic Code are punishable according to the schedules in Iowa Code section 805.8A.

**45.321.17 Misdemeanor to violated registration provisions.** Iowa Code section 321.17 is hereby adopted by reference.

**45.321.32 Registration card, carried and exhibited — exception.** Iowa Code section 321.32 is hereby adopted by reference.

**45.321.37 Display of plates.** Iowa Code section 321.37 is hereby adopted by reference.

**45.321.38 Plates, method of attaching — imitations prohibited.** Iowa Code section 321.38 is hereby adopted by reference.

**45.321.57 Operation under special plates.** Iowa Code section 321.57 is hereby adopted by reference.

**45.321.67 Certificate of title must be executed.** Iowa Code section 321.67 is hereby adopted by reference.

**45.321.78 Injuring or tampering with vehicle.** Iowa Code section 321.78 is hereby adopted by reference.

**45.321.79 Intent to injure.** Iowa Code section 321.79 is hereby adopted by reference.

**45.321.91 Limitation on liability — penalty for abandonment.** Iowa Code section 321.91 is hereby adopted by reference.

**45.321.98 Operation without registration.** Iowa Code section 321.98 is hereby adopted by reference.

**45.321.99 Fraudulent use of registration.** Iowa Code section 321.99 is hereby adopted by reference.

**45.321.104 penal offenses against title law.** Iowa Code section 321.104 is hereby adopted by reference.

**45.321.115 Antique vehicles — model year plates permitted.** Iowa Code section 321.115 is hereby adopted by reference.

**45.321.174 Operators licensed — operation of commercial motor vehicles.** Iowa Code section 321.174 is hereby adopted by reference.

**45.321.174A Operation of motor vehicle with expired license.** Iowa Code section 321.174A is hereby adopted by reference.

**45.321.180 Instruction permits.** Iowa Code section 321.180 is hereby adopted by reference.

**45.321.180B Graduated driver's licenses for persons aged fourteen through seventeen.** Iowa Code section 321.180B is hereby adopted by reference.

**45.321.193 Restriction on licenses — penalty.** Iowa Code section 321.193 is hereby adopted by reference.

**45.321.194 Special minors' licenses.** Iowa Code section 321.194 is hereby adopted by reference.

**45.321.208A Operation in violation of out-of-service order — penalties.** Iowa Code section 321.208A is hereby adopted by reference.

**45.321.216 Unlawful use of license or nonoperator's identification card — penalty.** Iowa Code section 321.216 is hereby adopted by reference.

**45.321.216B Use of driver's license or nonoperator's identification card by underage person to obtain alcohol.** Iowa Code section 321.216B

**45.321.216C Use of driver's license or nonoperator's identification card by underage person to obtain cigarettes or tobacco products.** Iowa Code section 321.216C is hereby adopted by reference.

**45.321.218 Operating without valid driver's license or when disqualified — penalties.** Iowa Code section 321.218 is hereby adopted by reference.

**45.321.219 Permitting unauthorized minor to drive.** Iowa Code section 321.219 is hereby adopted by reference.

**45.321.220 Permitting unauthorized person to drive.** Iowa Code section 321.220 is hereby adopted by reference.

**45.321.221 Employing unlicensed chauffeur.** Iowa Code section 321.221 is hereby adopted by reference.

**45.321.223 Driver's license inspection for motor vehicle rental.** Iowa Code section 321.223 is hereby adopted by reference.

**45.321.224 Record kept.** Iowa Code section 321.224 is hereby adopted by reference.

**45.321.232 Radar jamming devices — penalty.** Iowa Code section 321.232 is hereby adopted by reference.

**45.321.234 Bicycles, animals, or animal-drawn vehicles.** Iowa Code section 321.234 is hereby adopted by reference.

**45.321.234A All-terrain vehicles — highway use.** Iowa Code section 321.234A is hereby adopted by reference.

**45.321.235A Electric personal assistive mobility devices.** Iowa Code section 321.235A is hereby adopted by reference.

**45.321.256 Obedience to official traffic-control devices.** Iowa Code section 321.256 is hereby adopted by reference.

**45.321.257 Official traffic-control signal.** Iowa Code section 321.257 is hereby adopted by reference.

**45.321.259 Unauthorized signs, signals, or markings.** Iowa Code section 321.259 is hereby adopted by reference.

**45.321.260 Interference with devices, signs, or signals — unlawful possession — traffic signal preemption devices.** Iowa Code section 321.260 is hereby adopted by reference.

**45.321.262 Leaving scene of traffic accident — vehicle damage only.** Iowa Code section 321.262 is hereby adopted by reference.

**45.321.263 Information and aid — leaving scene of personal injury accident.** Iowa Code section 321.263 is hereby adopted by reference.

**45.321.264 Striking unattended vehicle.** Iowa Code section 321.264 is hereby adopted by reference.

**45.321.265 Striking fixtures upon a highway.** Iowa Code section 321.265 is hereby adopted by reference.

**45.321.266 Reporting accidents.** Iowa Code section 321.266 is hereby adopted by reference.

**45.321.275 Operation of motorcycles and motorized bicycles.** Iowa Code section 321.275 is hereby adopted by reference.

**45.321.276 Use of electronic communication device while driving — text-messaging.** Iowa Code section 321.276 is hereby adopted by reference.

**45.321.277 Reckless driving.** Iowa Code section 321.277 is hereby adopted by reference.

**45.321.277A Careless driving.** Iowa Code section 321.277A is hereby adopted by reference.

**45.321.278 Drag racing prohibited.** Iowa Code section 321.278 is hereby adopted by reference.

**45.321.281 Action against bicyclists.** Iowa Code section 321.281 is hereby adopted by reference.

**45.321.284 Open containers in motor vehicles — drivers.** Iowa Code section 321.284 is hereby adopted by reference.

**45.321.284A Open containers in motor vehicles — passengers.** Iowa Code section 321.284A is hereby adopted by reference.

**45.321.285 Speed restrictions.** Iowa Code section 321.285 is hereby adopted by reference.

**45.321.288 Control of vehicle — reduced speed.** Iowa Code section 321.288 is hereby adopted by reference.

**45.321.294 Minimum speed regulation.** Iowa Code section 321.294 is hereby adopted by reference.

**45.321.295 Limitation on bridge or elevated structures.** Iowa Code section 321.295 is hereby adopted by reference.

**45.321.297 Driving on right-hand side of roadway — exceptions.** Iowa Code section 321.297 is hereby adopted by reference.

**45.321.298 Meeting and turning to right.** Iowa Code section 321.295 is hereby adopted by reference.

**45.321.299 Overtaking a vehicle.** Iowa Code section 321.299 is hereby adopted by reference.

**45.321.299 overtaking a vehicle.** Iowa Code section 321.299 is hereby adopted by reference.

**45.321.302 Overtaking and passing.** Iowa Code section 321.302 is hereby adopted by reference.

**45.321.303 Limitations on overtaking on the left.** Iowa Code section 321.303 is hereby adopted by reference.

**45.321.304 Prohibited passing.** Iowa Code section 321.304 is hereby adopted by reference.

**45.321.306 Roadways laned for traffic.** Iowa Code section 321.306 is hereby adopted by reference.

**45.321.307 Following too closely.** Iowa Code section 321.307 is hereby adopted by reference.

**45.321.308 Motor trucks and towed vehicles — distance requirements.** Iowa Code section 321.308 is hereby adopted by reference.

**45.321.309 Towing — convoys.** Iowa Code section 321.309 is hereby adopted by reference.

**45.321.310 Towing four-wheeled trailers.** Iowa Code section 321.310 is hereby adopted by reference.

**45.321.311 Turning at intersections.** Iowa Code section 321.311 is hereby adopted by reference.

**45.321.312 Turning on curve or crest of grade.** Iowa Code section 321.312 is hereby adopted by reference.

**45.321.313 Starting parked vehicle.** Iowa Code section 321.313 is hereby adopted by reference.

**45.321.314 When signal required.** Iowa Code section 321.314 is hereby adopted by reference.

**45.321.315 Signal continuous.** Iowa Code section 321.315 is hereby adopted by reference.

**45.321.316 Stopping.** Iowa Code section 321.316 is hereby adopted by reference.

**45.321.317 Signals by hand and arm or signal device.** Iowa Code section 321.317 is hereby adopted by reference.

**45.321.318 Method of giving hand and arm signals.** Iowa Code section 321.318 is hereby adopted by reference.

**45.321.319 Entering intersections from different highways.** Iowa Code section 321.319 is hereby adopted by reference.

**45.321.320 Left turns — yielding.** Iowa Code section 321.320 is hereby adopted by reference.

**45.321.321 Entering through highways.** Iowa Code section 321.321 is hereby adopted by reference.

**45.321.322 Vehicles entering stop or yield intersection.** Iowa Code section 321.322 is hereby adopted by reference.

**45.321.323 Moving vehicle backward on highway.** Iowa Code section 321.323 is hereby adopted by reference.

**45.321.323A Approaching certain stationary vehicles.** Iowa Code section 321.323 is hereby adopted by reference.

**45.321.324 Operation on approach of emergency vehicles.** Iowa Code section 321.324 is hereby adopted by reference.

**45.321.324A Funeral processions.** Iowa Code section 321.324A is hereby adopted by reference.

**45.321.326 Pedestrians on left.** Iowa Code section 321.326 is hereby adopted by reference.

**45.321.329 Duty of driver — pedestrians crossing or working on highways.** Iowa Code section 321.329 is hereby adopted by reference.

**45.321.330 Use of crosswalks.** Iowa Code section 321.330 is hereby adopted by reference.

**45.321.332 White canes restricted to blind persons.** Iowa Code section 321.332 is hereby adopted by reference.

**45.321.333 Duty of drivers.** Iowa Code section 321.333 is hereby adopted by reference.

**45.321.340 Driving through safety zone.** Iowa Code section 321.340 is hereby adopted by reference.

**45.321.341 Obedience to signal of train.** Iowa Code section 321.341 is hereby adopted by reference.

**45.321.342 Stop at certain railroad crossings — posting warning.** Iowa Code section 321.342 is hereby adopted by reference.

**45.321.343 Certain vehicles must stop.** Iowa Code section 321.343 is hereby adopted by reference.

**45.321.344 Heavy equipment at crossing.** Iowa Code section 321.344 is hereby adopted by reference.

**45.321.344B Immediate safety threat — penalty.** Iowa Code section 321.344 is hereby adopted by reference.

**45.321.354 Stopping on traveled way.** Iowa Code section 321.354 is hereby adopted by reference.

**45.321.359 Moving other vehicle.** Iowa Code section 321.359 is hereby adopted by reference.

**45.321.362 Unattended motor vehicle.** Iowa Code section 321.362 is hereby adopted by reference.

**45.321.363 Obstruction to driver's view.** Iowa Code section 321.363 is hereby adopted by reference.

**45.321.364 Preventing contamination of food by hazardous material.** Iowa Code section 321.364 is hereby adopted by reference.

**45.321.365 Coasting prohibited.** Iowa Code section 321.365 is hereby adopted by reference.

**45.321.367 Following fire apparatus.** Iowa Code section 321.367 is hereby adopted by reference.

**45.321.368 Crossing fire hose.** Iowa Code section 321.386 is hereby adopted by reference.

**45.321.369 Putting debris on highway.** Iowa Code section 321.369 is hereby adopted by reference.

**45.321.370 Removing injurious material.** Iowa Code section 321.370 is hereby adopted by reference.

**45.321.371 Clearing up wrecks.** Iowa Code section 321.371 is hereby adopted by reference.

**45.321.372 Discharging pupils — regulations.** Iowa Code section 321.372 is hereby adopted by reference.

**45.321.381 Movement of unsafe or improperly equipped vehicles.** Iowa Code section 321.381 is hereby adopted by reference.

**45.321.381A Operation of low-speed vehicles.** Iowa Code section 321.381A is hereby adopted by reference.

**45.321.382 Upgrade pulls — minimum speed.** Iowa Code section 321.382 is hereby adopted by reference.

**45.321.383 Exceptions — slow vehicles identified.** Iowa Code section 321.383 is hereby adopted by reference.

**45.321.384 When lighted lamps required.** Iowa Code section 321.384 is hereby adopted by reference.

**45.321.385 Headlamps on motor vehicles.** Iowa Code section 321.385 is hereby adopted by reference.

**45.321.386 Headlamps on motorcycles and motorized bicycles.** Iowa Code section 321.386 is hereby adopted by reference.

**45.321.387 Rear lamps.** Iowa Code section 321.387 is hereby adopted by reference.

**45.321.388 Illuminating plates.** Iowa Code section 321.388 is hereby adopted by reference.

**45.321.389 Reflector requirement.** Iowa Code section 321.389 is hereby adopted by reference.

**45.321.390 Reflector requirements.** Iowa Code section 321.390 is hereby adopted by reference.

**45.321.392 Clearance and identification lights.** Iowa Code section 321.392 is hereby adopted by reference.

**45.321.393 Color and mounting.** Iowa Code section 321.393 is hereby adopted by reference.

**45.321.394 Lamp or flag on projecting load.** Iowa Code section 321.394 is hereby adopted by reference.

**45.321.395 Lamps on parked vehicles.** Iowa Code section 321.395 is hereby adopted by reference.

**45.321.398 Lamps on other vehicles and equipment.** Iowa Code section 321.398 is hereby adopted by reference.

**45.321.402 Spot lamps.** Iowa Code section 321.402 is hereby adopted by reference.

**45.321.403 Auxiliary driving lamps.** Iowa Code section 321.403 is hereby adopted by reference.

**45.321.404 Signal lamps and signal devices.** Iowa Code section 321.404 is hereby adopted by reference.

**45.321.404A Light-restricting devices prohibited.** Iowa Code section 321.404A is hereby adopted by reference.

**45.321.405 Self-illumination.** Iowa Code section 321.504 is hereby adopted by reference.

**45.321.408 Back-up lamps.** Iowa Code section 321.408 is hereby adopted by reference.

**45.321.409 Mandatory lighting equipment.** Iowa Code section 321.409 is hereby adopted by reference.

**45.321.415 Required usage of lighting devices.** Iowa Code section 321.415 is hereby adopted by reference.

**45.321.417 Single-beam road-lighting equipment.** Iowa Code section 321.417 is hereby adopted by reference.

**45.321.418 Alternate road-lighting equipment.** Iowa Code section 321.418 is hereby adopted by reference.

**45.321.419 Number of driving lamps required or permitted.** Iowa Code section 321.419 is hereby adopted by reference.

**45.321.420 Number of lamps lighted.** Iowa Code section 321.420 is hereby adopted by reference.

**45.321.421 Special restrictions on lamps.** Iowa Code section 321.421 is hereby adopted by reference.

**45.321.422 Red light in front — rear lights.** Iowa Code section 321.422 is hereby adopted by reference.

**45.321.423 Flashing lights.** Iowa Code section 321.423 is hereby adopted by reference.

**45.321.430 Brake, hitch and control requirements.** Iowa Code section 321.430 is hereby adopted by reference.

**45.321.431 Performance ability.** Iowa Code section 321.431 is hereby adopted by reference.

**45.321.432 Horns and warning devices.** Iowa Code section 321.432 is hereby adopted by reference.

**45.321.433 Sirens, whistles, and bells prohibited.** Iowa Code section 321.433 is hereby adopted by reference.

**45.321.434 Bicycle sirens or whistles.** Iowa Code section 321.434 is hereby adopted by reference.

**45.321.436 Mufflers, prevention of noise.** Iowa Code section 321.436 is hereby adopted by reference.

**45.321.437 Mirrors.** Iowa Code section 321.437 is hereby adopted by reference.

**45.321.438 Windshields and windows.** Iowa Code section 321.438 is hereby adopted by reference.

**45.321.439 Windshield wipers.** Iowa Code section 321.439 is hereby adopted by reference.

**45.321.440 Restrictions as to tire equipment.** Iowa Code section 321.440 is hereby adopted by reference.

**45.321.441 Metal tires prohibited.** Iowa Code section 321.441 is hereby adopted by reference.

**45.321.442 Projections on wheels.** Iowa Code section 321.442 is hereby adopted by reference.

**45.321.443 Exceptions.** Iowa Code section 321.443 is hereby adopted by reference.

**45.321.444 Safety glass.** Iowa Code section 321.444 is hereby adopted by reference.

**45.321.445 Safety belts and safety harnesses — use required.** Iowa Code section 321.445 is hereby adopted by reference.

**45.321.446 Child restraint devices.** Iowa Code section 321.446 is hereby adopted by reference.

**45.321.449 Motor carrier safety rules.** Iowa Code section 321.449 is hereby adopted by reference.

**45.321.450 Hazardous materials transportation regulations.** Iowa Code section 321.450 is hereby adopted by reference.

**45.321.454 Width of vehicles.** Iowa Code section 321.454 is hereby adopted by reference.

**45.321.455 Projecting loads on passenger vehicles.** Iowa Code section 321.455 is hereby adopted by reference.

**45.321.456 Height of vehicles.** Iowa Code section 321.456 is hereby adopted by reference.

**45.321.457 Maximum length.** Iowa Code section 321.457 is hereby adopted by reference.

**45.321.458 Loading beyond front.** Iowa Code section 321.458 is hereby adopted by reference.

**45.321.460 Spilling loads on highways.** Iowa Code section 321.460 is hereby adopted by reference.

**45.321.461 Trailers and towed vehicles.** Iowa Code section 321.461 is hereby adopted by reference.

**45.321.462 Drawbars and safety chains.** Iowa Code section 321.462 is hereby adopted by reference.

**45.321.463 Maximum gross weight — exceptions — penalties.** Iowa Code section 321.463 is hereby adopted by reference.

**45.321.465 Weighing vehicles and removal of excess.** Iowa Code section 321.465 is hereby adopted by reference.

**45.321.466 Increased loading capacity — reregistration.** Iowa Code section 321.466 is hereby adopted by reference.

**45.321.484 Offenses by owners.** Iowa Code section 321.484 is hereby adopted by reference.

**45.321.485 Notice to appear — promise to appear.**

1. Whenever a peace officer has reasonable cause to believe that a person has violated any provision of this chapter, such officer may:

- a. Immediately arrest such person and take the person before a magistrate; or
- b. Without arresting the person, either

(1) Prepare a written citation to appear in court containing the name and address of such person, the driver's license number, if any, the registration number, if any, of the person's vehicle, the offense charged, and the time and place the person shall appear in court; or

(2) Prepare a memorandum of the alleged traffic violation containing the name and address of such person, the registration number, if any, of the person's vehicle, the offense alleged to have been committed, and such other information as may be prescribed by the commissioner of public safety with the concurrence of the director of transportation.

2. If the officer prepares either a citation or a memorandum as provided in this section, the alleged offender shall be requested to sign it. If the person signs, the person may be released without arrest. In case a citation is issued, the signing shall constitute a written promise to appear as stated in the citation. A copy of the citation shall be presented to the person named therein. If a memorandum is prepared, the original shall be retained by the officer, and a copy shall be sent to the department, and a copy shall be presented to the person named therein.

3. For preparing the summons or memorandum referred to in this section, there shall be charged to the person named in the summons or memorandum, upon conviction, a fee of two dollars. The fee shall be assessed as part of the court costs.

4. The number of copies and the form of the citations and memorandums authorized by this section shall be as prescribed by the commissioner of public safety with the concurrence of the director of transportation.

5. This section shall not apply to a traffic offense which must be charged upon a uniform citation and complaint as provided in section 805.6.

/s/John McCall

JOHN MCCALL, CHAIRMAN

/s/James W. Jensen

JAMES JENSEN

/s/Timothy Jessen

TIM JESSEN

ATTEST:

/s/Brooke Kuhlmann

BROOKE KUHLMANN

MONONA COUNTY AUDITOR

SEAL

**AUTHENTICATION**

Pursuant to Section 331.302(8) of the Code of Iowa, the undersigned Auditor of Monona County, Iowa hereby certifies that Ordinance No. 45 was published once in the Onawa Democrat and Mapleton Press newspapers on the 7<sup>th</sup> day of November, 2012.

/s/Brooke Kuhlmann

BROOKE KUHLMANN,

MONONA COUNTY AUDITOR

STATE OF IOWA )

)SS:

COUNTY OF MONONA )

On this 20<sup>th</sup> day of November, 2012, the aforementioned John McCall, Chairman, Monona County Board of Supervisors, and Brooke Kuhlmann, Monona County Auditor, subscribed and sworn to be the same and signed in their official capacity as stated above in my presence on this 20<sup>th</sup> day of November, 2012.

SEAL:

/s/LeAnn McClure

NOTARY PUBLIC,

MONONA COUNTY, IOWA