

TRAFFIC ORDINANCE

Adopted September 19, 1967

PREAMBLE

The Town Board of the Town of Kirkwood, County of Broome, State of New York, pursuant to the provisions of the Vehicle and Traffic Law of the State of New York does hereby enact the following ordinance to regulate traffic upon the highways within the Town of Kirkwood, outside the corporate limits of any village.

TITLE

This ordinance shall be known and cited as "Traffic Ordinance No. 1 of the Town of Kirkwood."

ARTICLE I

WORDS AND PHRASES DEFINED

SECTION 1. Definition of Words and Phrases.

- a. The Words and phrases used in this ordinance shall for the purpose of this ordinance have the meanings respectively ascribed to them by Article 1 of the Vehicle and Traffic Law of the State of New York.
- b. The following words and phrases which are not defined by Article 1 of the Vehicle and Traffic Law of the State of New York shall have the meanings respectively ascribed to them in this section for purposes of the traffic ordinances of this town.

ARTICLE II

TRAFFIC CONTROL DEVICES

SECTION 20. Authority to Install Traffic Control Devices.

The Town of Kirkwood Department of Public Works shall install and maintain traffic control devices when and as required under the provisions of this ordinance to make effective the provisions of said ordinance and may install and maintain such additional traffic control devices as it may deem necessary to regulate, warn or guide traffic under the Vehicle and Traffic Law of the State of New York subject to the provisions of Sections 1682 and 1684 of that law.

ARTICLES III AND IV

deleted in their entirety by ordinance
enacted 2nd day of September, 1975

ARTICLE V

ONE-WAY ROADS

(To be reserved)

TRAFFIC ORDINANCE

ARTICLE VI

PEDESTRIAN CROSSINGS

SECTION 60. Pedestrian Crossings prohibited.

- a. No pedestrian shall cross Corporate Drive from Felchar Building #1 known as 196 Corporate Drive located on the easterly side of Corporate Drive to the Felchar parking lot on the westerly side of Corporate Drive except within a marked crosswalk. (Added by amendment July 1, 2003 – LL No. 9-2003)
- b. No pedestrian shall cross Corporate Drive from Felchar Building #1 known as 196 Corporate Drive located on the easterly side of Corporate Drive to Felchar Building #2 known as 191 Corporate Drive except within a marked crosswalk. (Added by amendment July 1, 2003 – LL No. 9-2003)

ARTICLE VII

TURNING MOVEMENTS

(To be reserved)

ARTICLE VIII

STOP AND YIELD INTERSECTIONS

SECTION 80. Through Highways.

- a. Barlow Road is hereby designated as a through highway between its intersection with Colesville Road and Loughlin Road and stop signs shall be erected on the following entrances thereto:
 1. South Woodhill Road
 2. Acre Place Road
 3. Track Drive (Amended December 28, 1982 – LL No. 8-1992)
- b. Colesville Road is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:
 1. Fox Hollow Road
 2. Springer Road
 3. Canfield Road
 4. Duell Road
 5. Barlow Road
 6. Badger Road (northerly intersection) (Amended March 7, 1978 – LL No. 2-1978)
 7. Stratmill Road (Amended December 28, 1992 LL No. 8-1982)
 8. Corporate Drive (Amended December 28, 1992- LL No. 8-1982)
- c. Colpitts Drive is hereby designated as a through highway and yield signs shall be erected on the following entrance thereto:

TRAFFIC ORDINANCE

1. Blair Street

d. Colton Avenue is hereby designated as a through highway between its intersection with Kirkwood Avenue and Ostrum Road and stop signs shall be erected on the following entrances thereto:

1. Riverview Road

Yield signs shall be erected on the following entrances thereto:

1. Meadow Lane

e. Daisy Lane is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Easy Street

Yield signs shall be erected on the following entrances thereto:

1. Haskins Road

f. Foley Road is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Sherwood Valley Road
2. Harvey Smith Road
3. Quilty Hill Road
4. Harold Street (Amended February 4, 1992 – LL No. 1-1992)

g. Francis Street is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Roberts Street
2. Dennis Street (Amended July 5-1978 – LL No. 4-1978)

h. Haskins Road is hereby designated as a through highway between its intersection with Johnson Road and Daisy Lane, and stop signs shall be erected on the following entrances thereto:

1. Service Road
2. High Street

i. Johnson Road is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Valley Vista
2. Haskins Road (Amended December 5, 1989 – LL No. 11-1989)

Yield signs shall be erected on the following entrances thereto:

1. Ostrum Road

j. Kirkwood Avenue is hereby designated as a through highway and yield signs shall be erected on the following entrances thereto:

TRAFFIC ORDINANCE

1. Colton Avenue

Stop signs shall be erected on the following entrances thereto:

1. Golden Street
2. Sommers Street

k. Krager Road is hereby designated as a through highway from its intersection with Bevier Street to its dead end and stop signs shall be erected on the following entrances thereto:

1. Popes Ravine

l. Loughlin Road is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Acre Place
2. North Woodhill Road
3. Edwards Road
4. Barlow Road

m. Main Street is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Kirkwood Gardens (both entrances)
2. Bridge Street

n. North Sunset Drive is hereby designated as a through highway and yield signs shall be erected on the following entrances thereto:

1. Easy Street

o. Old State Road is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Fox Hollow Road
2. Depot Hill Road
3. Fuller Road
4. Springer Road
5. Orchard Avenue
6. Duell Road
7. Stratmill Road
8. Ellis Road

p. Ostrum Road is hereby designated as a through highway from its intersection with Johnson Road to Route 11, and stop signs shall be erected on the following entrances thereto:

1. Hays Avenue
2. South Sunset Drive
3. Colton Avenue

q. Pine Street is hereby designated as a through highway and yield signs shall be erected on the following entrances thereto:

TRAFFIC ORDINANCE

1. Fairview Drive

r. Stratmill Road is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Woodlawn Drive (both entrances)
2. Lakeview Terrace
3. Victoria Drive (Amended November 1, 1994 – LL No. 4-1994)

s. Trim Street is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:

1. Langdon Park Drive
2. Zimmer Road

t. North Woodhill Avenue is hereby designated as a through highway from Loughlin Road to Valley View Court and stop signs shall be erected on the following entrances thereto:

1. Valley View Court
2. Gar Glen Drive
3. Victoria Drive
4. Diane Drive (Amended May 4, 1988 – LL No. 2-1988)

SECTION 81. Stop Intersections

a. The intersection of Burts Road with Gorman Road is hereby designated as a stop intersection and stop signs shall be erected on Burts Road at its entrance to said intersection.

b. The intersection of Burts Road with Sullivan Road is hereby designated as a stop intersection and stop signs shall be erected on Burts Road at its entrance to said intersection.

c. The intersection of Dennis Street with Harry L Drive is hereby designated as a stop intersection and stop signs shall be erected on Dennis Street at its entrance to said intersection.

d. The entrance of Pine Camp Road with New Bridge Road (or Colesville spur) is hereby designated as a stop intersection and stop signs shall be erected on Pine Camp Road at its entrance to said intersection.

e. The intersection of Krager Road with Bevier Street is hereby designated as a stop intersection and stop signs shall be erected on Krager Road at its entrance to said intersection.

f. The intersection of Daisy Lane with Howard Street is hereby designated as a stop intersection and stop signs shall be erected on Daisy Lane at its entrance to said intersection.

g. The intersection of Howard Street with Harry L Drive is hereby designated as a stop intersection and stop signs shall be erected on both Howard Street and Harry L Drive at all entrances to said intersection.

TRAFFIC ORDINANCE

- h. The intersection of Link Drive with Corporate Drive is hereby designated as a stop intersection and a stop sign shall be erected on Link Drive at its entrance to said intersection. (Amended December 28, 1982 – LL No. 8-1992)
- i. The intersection of Maple Drive with Zimmer Road is hereby designated as a stop intersection and a stop sign shall be erected on Maple Drive at its entrance to said intersection. (Amended December 28, 1992 – LL No. 8-1992)
- j. The intersection of Kathleen Court Drive and Roberts Street is hereby designated as a stop intersection. A stop sign shall be erected on Kathleen Court Drive at its entrance to said intersection. (Amended May 3, 1983 – LL No. 1-1983)
(Amended December 2, 1986 LL No. 9-1986)
- k. The intersection of Fairview Drive with itself (i.e. Fairview Drive) is hereby designated as a stop intersection and stop signs shall be erected at all three entrances to said intersection. (Adopted June 6, 2000 LL No. 4-2000)
- l. The intersection of Willow Run Road with Water Street is hereby designated as a stop intersection and a stop sign shall be erected on Willow Run Road at its entrance to said intersection. (Adopted July 3, 2001 – LL No. 6-2001)
- m. The intersection of the railroad crossing from U.S. Route 11 with Water Street is hereby designated as a stop intersection and a stop sign shall be erected on Water Street at its entrance to said intersection. (Adopted September . 3, 2002 – LL No. 5-2002)
- n. The intersection of Water Street with Fairway Drive is designated as a stop intersection and a stop sign shall be erected on Fairway Drive at its entrance to said intersection. (Adopted September 3, 2002 – LL No. 5-2002)

SECTION 82. Yield Intersections

- a. The intersection of Brink Road with Cedarhurst Drive is hereby designated as a yield intersection and a yield sign shall be erected on Brink Road at its entrance with said intersection.
- b. The intersection of Sommers Street with Golden Street is hereby designated as a yield intersection and a yield sign shall be erected on Sommers Street at its entrance to said intersection.
- c. (Deleted December 5, 1989 – LL No. 11-1989)
- d. The intersection of Colesville Road at its intersection with the southerly end of Badger Road is hereby designated as a yield intersection and a yield sign shall be erected on Badger Road at its entrance to said intersection. (Amended March 7, 1978 – LL No. 2-1979)
- e. The intersection of Francis Street with Harry L. Drive is hereby designated as a yield intersection and a yield sign shall be erected on Harry L. Drive at its entrance to said intersection. (Amended July 5, 1979 – LL No. 4-1978)
- f. The intersection of Diane Drive with Oar Glen Drive is hereby designated as a yield intersection and a yield sign shall be erected on Gar Glen Drive at its entrance with said intersection. (Amended May 4, 1988 – LL No. 2-1988)

TRAFFIC ORDINANCE

g. The intersection of Diane Drive with Victoria Drive is hereby designated as a yield intersection and a yield sign shall be erected on Victoria Drive at its entrance to said intersection. (Amended May 4, 1988 – LL No. 2-1988)

ARTICLE IX

SPEED REGULATIONS

(to be reserved)

ARTICLE X

PARKING, STANDING AND STOPPING

SECTION 100. Parking Prohibited in Designated Locations.

- a. The parking of vehicles is hereby prohibited in any of the following locations:
1. On both sides of Francis Street from Crescent Drive to the bridge over Route 81.
 2. On both sides of Roberts Street from Francis Street to Crescent Drive.
 3. On both sides of William Street from Crescent Drive to the race track.
 4. On the east side of Colesville Road from its intersection with Stratmill Road to the southwesterly corner of premises designated by Broome County Tax Map No. 5-9-S10 reputedly owned by Mary Quick.
 5. On the west side of Colesville Road from its intersection with Stratmill Road to the southwesterly corner of premises designated by Broome County Tax Map No. 5-5 reputedly owned by William and Helena Bielecki.
 6. On both sides of Industrial Park Road from its intersection with Colesville Road to the entrance to Kason Hardware building.
 7. On both sides of Colesville Road from its intersection with Route 11 to the entrance to Barlow Road.
 8. On the south side of Barlow Road from Colesville Road to Loughlin Road.
(Amended July 3, 1979 – LL No. 3-1979)
(Amended August 7, 1979 – LL No. 4-1979)
 9. On the north side of Barlow Road from Colesville Road to Loughlin Road.
(Amended July 3, 1979 – LL No. 3-1979)
 10. On the east side of Woodhill Court from its intersection with South Woodhill Avenue northerly to the northwest corner of Broome County Tax Map parcel 4-2-D-11 reputedly owned by John H. and J. Robert Garbade.
 11. (Amended July 3, 1979 – LL No. 3-1979) (Deleted Nov. 4, 1998 by LL No. 4-1998)
 12. On the south side of Foley Road from the Windsor town line westerly to the northwest corner of Broome County Tax Map No. 6-2-33 reputedly owned by Windsor Central School District.
(Amended July 3, 1979 – LL No. 3-1979)

TRAFFIC ORDINANCE

13. On the north side of Foley Road from the Windsor town line westerly to a point opposite the northwest corner of Broome County Tax Map No. 6-2-33 reputedly owned by Windsor Central School District.
(Amended July 3, 1979 – LL No. 3-1979)
14. On both sides of North Sunset Drive from the cul-de-sac at the south end of said road in a northerly direction for a distance of 1000'.
(Amended October 2, 1979 – LL No. 8-1979)
15. On both sides of Krager Road from the easterly end of said road in a westerly direction for a distance of .2 mile.
(Amended March 4, 1980 – LL No. 1-1980)
16. On both sides of Acre Place Road from the southerly line of tax map 4-2-A- 20 reputedly owned by Walter D. and Margaret R. Weaver to the southerly line of tax map parcels 4-2- B - 15X reputedly owned by Ronald A. and Judith Hammett and 4 - 2- B 13A reputedly owned by Ramond E. and J. I. Carney.
(Amended December 30, 1980 – LL No. 5-1980)
17. On both sides of Quilty Hill Road from its intersection with Foley Road to the northerly line of tax map parcel 6 - 7 - S8X reputedly owned by Stanley A. Jones and Carra Jones.
(Amended November 3, 1982 – LL No. 5-1982)
18. On the east side of Laughlin Road from its intersection with Barlow Road in a northerly direction for a distance of 400 feet.
(Amended May 3, 1983 – LL No. 1 - 1983)
19. On the east side of Main Street commencing at the northwest corner of tax map parcel 9-3-22-S1 reputedly owned by Jerry Roberts and proceeding southerly 178.5 feet more or less to the gate of the Kirkwood Cemetery Association.
(Amended April 1, 1986 – LL No. 2-86)
20. On the west side of Main Street commencing at the northeast corner of tax map parcel 9-3- 36X reputedly owned by Francis Corbin and proceeding southerly 265 feet more or less to the southeast corner of tax map parcel 9-3-36 S2X reputedly owned by Arthur Shafer.
(Amended April 1, 1986 – LL No. 2-86)
21. On both sides of High Street from the west end of said street at its intersection with Haskins Road to the east end of said street at its intersection with Haskins Road.
(Amended May 5, 1987 - LL 4-87)
22. On both sides of Popes Ravine from the north end of said street at its intersection with the City of Binghamton common boundary with the Town to the south end of said street at its intersection with Hiner Road.
(Amended July 7, 1987 – LL No. 8-87)
23. On both sides of Trim Street from its intersection with Route 11 in an easterly direction for a distance of 525 feet.
(Amended February 7, 1989 LL No. 1-89)
24. On both sides of Corporate Drive from the driveway leading to the building on tax map premises 4-8-S35 reputedly owned by Broome Industrial Development Agency to and including the cul-de-sac at northerly terminus of said road.
(Amended September. 5, 1989 – LL No. 9-89)

TRAFFIC ORDINANCE

25. On Both sides of Roberts Street (extension) from its intersection with Francis Street to the southerly terminus of said road.
(Amended June 2, 1992 – LL No. 4-1992)

26. On both sides of South Sunset Drive 600' to and including the cul-de-sac at the southerly terminus of said road.
(Amended September 5, 1995 – LL No. 8-1995)

27. On the east side of South Sunset Drive ninety-four feet from the centerline of Ostrum Road. (Added Feb. 2, 2006 by LL No. 4-2006)

28. On the west side of South Sunset Drive ninety-four feet from the centerline of Ostrum Road. (Added Feb. 2, 2006 by LL No. 4-2006)

29. On the east side of Woodhill Court from a point one hundred twenty-six feet (126') north of the southwest corner of Broome County Tax Map parcel 146.17-2-44, reputedly owned by Erin Boyd, northerly to its terminus. (Added 10-6-09 by LL No 7-2009)

30. On the west side of Crescent Drive from its intersection with Mary Street six hundred fifty-six feet (656') southerly to its intersection with the northerly line of the driveway leading to the Town of Kirkwood Department of Public Works garage.

SECTION 101. All night parking.

The parking of vehicles is hereby prohibited on all highways within the Town between 7:00 P.M. and 7:00A.M. from November 1st to May 1st.
(Amended February 6, 1990 – LL No. 1-90)

SECTION 102. Standing Prohibited in Designated Locations

a. The standing of vehicles is hereby prohibited in any of the following locations:

1. On both sides of Colesville Road from its intersection with Route 11 to the entrance to Barlow Road.
(Amended September 5, 1978 – LL No. 6-1978)

2. On both sides of Bevier Street commencing 2000 feet from its intersection with Old State Road and proceeding west for 1000 feet.
(Amended May 3, 1983 - LL No. 1- 1983)

SECTION 103. Stopping Prohibited in Designated Locations

a. The Stopping of vehicles is hereby prohibited in any of the following locations:

1. On both sides of Colesville Road from its intersection with Route 11 to the entrance to Barlow Road. (Amended September 5, 1978 – LL No. 6-1978)

2. On both sides of Bevier Street commencing 2000 feet from its intersection with Old State Road and proceeding west for 1000 feet.
(Amended May 3, 1983 – LL No. 1- 1983)

TRAFFIC ORDINANCE

ARTICLE XI

PARKING METERS

(To be reserved)

ARTICLE XII

REMOVAL AND STORAGE OF VEHICLES

SECTION 120. Authority to Impound Vehicles
(Amended March 11, 1988 – LL No. 1-88 & May 3, 2005 - LL No. 4-05)

- a. When any vehicle is parked or abandoned on any public highway, park, parking area of any municipal building, installation or facility within this Town during a snowstorm, flood, fire or other public emergency which affects the portion of the public highway, park, parking area of any municipal building, installation or facility upon which said vehicle is parked or abandoned, said vehicle may be removed by Town of Kirkwood Department of Public Works or independent contractor employed for that purpose by the Town.
- b. When any vehicle is found unattended on any highway within this Town where said vehicle constitutes an obstruction to traffic, said vehicle may be removed by Town of Kirkwood Department of Public Works or independent contractor employed for that purpose by the Town.
- c. When any vehicle is parked or abandoned on any highway within this Town where stopping, standing or parking is prohibited, said vehicle may be removed by Town of Kirkwood Department of Public Works or independent contractor employed for that purpose by the Town.

SECTION 121. Storage and Charges

After removal of any vehicle as provided in this article, the Town of Kirkwood Department of Public Works or independent contractor employed for that purpose by the Town may store such vehicle in a suitable place at the expense of the owner. Such owner, or person in charge of the vehicle, may redeem the same upon payment to the Town of Kirkwood of the amount of all expenses actually and necessarily incurred in effecting such removal, such charges not to exceed Fifty Dollars (\$50.00) together with any charges for storage, such storage charges not to exceed Fifteen Dollars (\$15.00) per day, or fraction thereof.
(Amended March 1, 1988 - LL No. 1-88)
(Amended December 5, 1995 - LL 11-95)

SECTION 122. Notice of Removal.

The Commissioner of Public Works shall without delay report the removal and disposition of any vehicle removed as provided in this article to the Enforcement Officer and it shall be the duty of such Enforcement Officer to ascertain to the extent possible the owner of the vehicle or person having same in charge and to notify him of the removal and disposition of such vehicle and of the amount which will be required to redeem same.

ARTICLE XIII

TRUCK EXCLUSIONS

(To be reserved)

TRAFFIC ORDINANCE

ARTICLE XIV

SAFETY ZONES

(To be reserved)

ARTICLE XV

CENTER LANE ALLOCATION

(To be reserved)

ARTICLE XV1

LANE DESIGNATION

(To be reserved)

ARTICLE XX

PENAL TIES

SECTION 300. Penalties for Violation or Ordinance.
(Amended May 4, 2004 by LL No. 21-2004)

- A. A violation of this ordinance is an offense, punishable as follows:
1. For conviction of a first offense: A fine not exceeding fifty dollars or imprisonment for not more than fifteen days, or both.
 2. For conviction of a second offense: A fine not exceeding one hundred dollars or imprisonment for not more than fifteen days, or both.
 3. For conviction of a third or subsequent offense: A fine not exceeding two hundred fifty dollars or imprisonment for not more than fifteen days, or both.

ARTICLE XXI

REPEAL OF PRIOR ORDINANCES

SECTION 310. Ordinances Repealed; General.

All prior ordinances or parts of ordinances of this town regulating traffic are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

TRAFFIC ORDINANCE

ARTICLE XXII

EFFECT OF ORDINANCE

SECTION 320. Constitutionality.

If any part or parts of this ordinance are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Effective Date:

WHEREAS, the Kirkwood Town Board in regular session convened on September 5, 1967 duly adopted an ordinance entitled "Traffic Ordinance No. 1 of the Town of Kirkwood", and

RESOLVED, that the Superintendent of Highways of the Town be and he hereby is directed to install and maintain signs in conformance with the Manual of Uniform Traffic Control Devices of the State Traffic Commission to post the regulations established in said ordinance, with enforcement of the provisions thereof to become effective on said installation.