

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 648

An ordinance extending the legal restrictions on cruising of the City of Portland to the unincorporated areas of Multnomah County.

Multnomah County ordains as follows:

Section I. Purpose

The purpose of this Ordinance is to prohibit the repeated driving of a motor vehicle along and across one portion of certain congested thoroughfares, which shall constitute a strict liability violation without any requirement of culpable mental state, all as described in this Ordinance.

Section II. Thoroughfare Defined

A thoroughfare is any public right-of-way in the County.

Section III. Traffic Congestion Thoroughfare Defined

A traffic congestion thoroughfare is any portion of a public thoroughfare within the County affected by traffic congestion caused in whole or in part by the repeated driving of the same motor vehicles along or across that portion of the thoroughfare.

Section IV. Posting Signs

1 With respect to any traffic congestion thoroughfare, the
2 Sheriff or his or her designee is authorized to declare that
3 portion of the street to be a traffic congestion thoroughfare
4 and to cause temporary or permanent signs, as described in this
5 Ordinance, to be posted notifying of that designation.
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7 Section V. Signs

8 The signs referred to in Section IV of this Ordinance shall
9 notify drivers that they are entering a traffic congestion
10 thoroughfare; that repeated passage of a motor vehicle through
11 or across the traffic congestion thoroughfare is a violation of
12 Section VI of this Ordinance; and that for a subsequent
13 violation, the vehicle will be towed.
14

15 Section VI. Acts Prohibited

16 Between the hours of 9:00 p.m. and 5:00 a.m. of the
17 following morning, no vehicle shall pass along or across a
18 traffic congestion thoroughfare, designated as such by signs as
19 described in Section V of this Ordinance, more than two times.
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21 Section VII. Penalty

22 Violation of this Chapter shall be an infraction the
23 penalty for which shall be a fine not to exceed the sum of \$150.
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Section VIII. Subsequent Violation

1 If a vehicle passes along or across a traffic congestion
2 thoroughfare as designated by signs as referred to in Section 5
3 of this Ordinance, in violation of Section 6 of this Ordinance,
4 any single subsequent drive-through of that traffic congestion
5 thoroughfare by that vehicle within the same 9:00 p.m. to 5:00
6 a.m. time period shall constitute a separate violation of
7 Section VI of this Ordinance, punishable as provided in Section
8 VII of this Ordinance; and the vehicle may be towed and taken
9 to a storage area designated by the County and may be held for
10 not more than 24 hours, all at the expense of the owner or
11 person entitled to possession.

Section IX. Notice of Towing For Subsequent Violations

14 Upon issuing a citation for a violation of Section VI of
15 this Ordinance, the officer shall give the person to whom the
16 citation is issued a written notice which shall state:

NOTICE

18 You have been cited for violation of Section VI
19 of this Ordinance for repeated passage of a motor
20 vehicle on or across a traffic congestion thoroughfare.

21 If the vehicle you are driving is again driven along
22 or across this traffic congestion thoroughfare
23 before 5:00 a.m. this morning this vehicle shall
24 be impounded and towed in accordance with Section
25 VIII of this Ordinance.

26 Multnomah County Sheriff

Section X. Exemptions

This Ordinance shall not apply to:

- A. Any publicly-owned vehicle of any city, county, public district, state or federal agency.
- B. Any public vehicle licensed for public transportation.
- C. Any other vehicle granted an exemption by the Sheriff because passage of the vehicle along or across the traffic congestion thoroughfare is necessary for commercial or medical reasons.

Section XI. Adoption

Adopted this 5th day of April, 1990, being the date of its second reading before the Board of County Commissioners of Multnomah County, Oregon.



By Gladys McCoy
Gladys McCoy, Chair
Multnomah County, Oregon

REVIEWED:

for Lawrence Kressel, County Counsel
for Multnomah County, Oregon
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