

Town of Paris Public Safety Ordinance

Article 10 Traffic Code, Chapter 2-§0905-2

Chapter 2-§0905-2.0...Patrol / Traffic Administration **Procedures**

2-§0905-2.1...Police Department Established

Paris Police Department was established by a Maine State Legislative Act in 1933.....Acts and Resolves - Chapter 53, Page 503.

2-§0905-2.2...Police Administration

There is hereby established in the Police Department of this municipality a Patrol/Traffic Unit to be under the control of an Officer of Police Department appointed by and directly responsible to the Chief of Police.

2-§0905-2.3...Duty of Patrol/Traffic Unit

The Patrol Traffic Unit with such assistance as may be rendered by the other Divisions or Units within the Police Department shall:

- A. Enforce the traffic provisions of this Ordinance and the State vehicle laws;
- B. Make arrests for traffic violations;
- C. Investigate accidents;
- D. Cooperate with the Traffic Engineer and other municipal officials in the administration of traffic laws and in developing methods to improve traffic conditions.
- E. Carry out those duties imposed upon it by this Ordinance.

2-§0905-2.4...Records of Traffic Violations

- A. The Police Department or the Patrol/Traffic Unit thereof shall keep a record of violations of the Traffic Ordinance of this municipality or of the State vehicle laws of which any person has been convicted, a record shall be so maintained as to show all types of violations and the total of each. Said record shall accumulate during at least a three (3) year period and from that time on the record shall be maintained complete for at least the most recent three (3) year period.
- B. All such records and reports shall be public records unless it is an open investigation or deemed not public by the Chief of Police.

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2-§0905-2.5...Patrol/Traffic Unit to Investigate Accidents

It shall be the duty of the Patrol/Traffic Unit, assisted by other Police Officers in the Department, to investigate traffic accidents, to arrest and to assist in the prosecution of those persons charged with violations of law causing or contributing to such accidents.

2-§0905-2.6...Traffic Accident Studies

Whenever the accidents at any particular location become numerous, the Patrol/Traffic Unit shall cooperate with the Traffic Engineer in conducting studies of such accidents and determining remedial measures. (The Maine State Department of Transportation provides technical assistance on request.)

2-§0905-2.7...Traffic Accident Reports

The Patrol/Traffic Unit shall maintain a suitable system of filing traffic accident reports. Accident reports or cards referring to them shall be filed alphabetically by location. Such reports shall be available for the use and information of the Traffic Engineer.

2-§0905-2.8...Town to provide books containing numbered citation forms; Police Chiefs duties regarding books.

- A. **The Town shall provide books or forms to include traffic citation forms for notifying alleged violators to appear and answer charges of violating traffic laws and ordinances in the district court. Such books may include serially numbered sets of citations in the form prescribed by the chief of police.**
- B. **The chief of police shall be responsible for the issuance of such books to individual members of the police department. The Police Chief shall require a written receipt for every book that is issued and shall maintain a record of every such book and each set of citations contained therein.**
(Relocated from - Parking)

2-§0905-2.8...Drivers' Files to be Maintained

- A. The Police Department or the Patrol/Traffic Unit thereof shall maintain a suitable record of all traffic accidents, warnings, arrests, convictions and complaints reported for each driver, which shall be filed alphabetically under the name of the driver concerned.

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- A. Said Unit shall study the cases of all such drivers charged with frequent or serious violations of the traffic laws or involved in frequent traffic accidents or any serious accident and report such information to the Department of Motor Vehicles or other appropriate State agencies.
- B. Such records shall accumulate during at least a three (3) year period and from that time on, such records shall be maintained complete for at least the most recent three (3) year period.

2-§0905-2.9...Patrol/Traffic Unit shall annually prepare a traffic report which shall be incorporated into the annual police report. Such report shall contain information on traffic matters in the municipality as follows:

- A. The number of traffic accidents, the number of persons killed, the number of persons injured, and other pertinent traffic accident data;
- B. The number of traffic accidents investigated and other pertinent data on the safety activities of the police;
- C. The plans and recommendations of the Unit for future traffic safety activities.

2-§0905-2.10...Patrol/Traffic Unit to designate method of identifying insignia to be displayed upon, or other method to be employed to identify the vehicles in funeral processions. The Traffic Unit shall recommend a type of pennant or other identifying insignia to be employed to identify the vehicles in funeral processions.

2-§0905-2.11...Procedure of police upon stopping alleged violator citation to specify violation.

Except when authorized or directed under state law to immediately take a person before a magistrate or other court official for the violation of any traffic laws, a police officer who halts a person for such violation, other than for the purpose of giving him a warning or warning notice, and does not take such person into custody under arrest, shall take such person's name, address, the operator's license number, the registered number of the motor vehicle involved and such other pertinent information as may be necessary. The officer shall then issue to such person in writing on the original form provided by the Town a traffic citation containing a notice to answer to the charge against him in the district court as soon as practicable after such alleged violation. The alleged violation shall be specified in this citation.
(Relocated from Parking)

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2-§0905-2.12...Duty to deposit copy of citation with superior officer: disposition of citation: Police Chief or his designee to record disposition of charges, warrant; altering defacing citations, records.

- A. Every police officer upon issuing an original traffic citation to an alleged violator of any provision of the motor vehicle laws of this state or of any traffic ordinance of the city shall deposit the copy of the citation with his immediate Superior officer, who shall make a police blotter record of it.**
- B. The citation shall be disposed of in accordance with those laws of the state which govern the procedures in the district court.**
- C. The chief of police shall also maintain or cause to be maintained in connection with every traffic citation issued by a member of the police department a record of the disposition of the charge by the district court or its traffic violations bureau. The chief of police shall also maintain or cause to be maintained a record of all warrants issued by the district court or by any other court on traffic violation charges and which are delivered to the police department for service, and of the final disposition of all such warrants.**

(Relocated from - Parking)

2-§0905-2.13...Funeral Processions to be identified

A funeral composed of a procession of vehicles shall be identified as such by a pennant or other identifying technique, i.e., headlights on, or by such other method as may be recommended by the Patrol/Traffic Unit.

(Relocated from Miscellaneous Driving)

2-§0905-2.14...When Permits Required for Parades and Processions

Any organized procession or parade except the Armed Forces of the United States, the military forces of this State, the Police Department and Fire Department, shall occupy, march or proceed along any way except in accordance with a permit issued by the Chief of Police and such other regulations as are set forth herein may apply.

(Relocated from - Miscellaneous Driving)

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2-§0905- 2.15...Traffic Engineers

The Office of Traffic Engineers is hereby established. The Police Chief and road Commissioner shall serve as Traffic Engineers in addition to his other functions, and shall exercise the powers and duties with respect to traffic as provided in this Ordinance.

2-§0905- 2.16...Emergency and Experimental Regulations

- A. The Chief of Police, by and with the approval of the Board of Selectmen and the State Department of Transportation is hereby empowered to make regulations necessary to make effective the provisions of the Traffic Ordinances of this Town and to make and enforce temporary or experimental regulations to cover emergencies or special conditions. No such temporary or experimental regulation shall remain in effect for more than ninety (90) days.
- B. The Traffic Engineer may test traffic-control devices under actual conditions of traffic.

2-§0905-2.17...Powers and Duties

The Chief of Police will receive complaints having to do with traffic matters. Complaints or actions before them will receive a response within a thirty (30) day period.

2-§0905-2.18...Prosecution of Town Ordinances

The Paris Board of Selectman hereby gives the Chief of Police authorization to represent the Town of Paris in the District Court in the prosecution of alleged violation of those ordinances which the police department is empowered to enforce, if duly certified in accordance with Title 30A, Part 2, Subpart 3, Chapter 123, Subchapter 4, §2671.3(Representation of the Municipality in District Court) under Title 25 Section 2803-A Subsection 1. The Chief of Police may designate any officer under his command, if so certified, to perform this prosecutorial function.
(New Ordinance)