

ORDINANCE NO. 23-09

**AN ORDINANCE ADDING SECTION 60.08.08 (PEDESTRIAN SAFETY, USE OF
MEDIANS)**

BE IT ENACTED by the City Council of the City of Windsor Heights, Iowa, as follows:

SECTION 1. SECTION MODIFIED. Section 60.08.08 (Pedestrian Safety, Use of Medians) is added by inserting the following new language:

60.08.08 PEDESTRIAN SAFETY, USE OF MEDIANS.

A. The city council makes the following findings and adopts the following statement of purposes of this section:

1. The National Association of City Transportation Officials Urban Street Design Guide (2011) states that a median or island should be at least six feet wide where pedestrians are present. This is consistent with the Public Rights-of-Way Accessibility Guidelines promulgated by the United States Access Board which specify that a pedestrian refuge in a street must have a top surface width of six feet, excluding curbs.

B.

1. For streets with a speed limit of 30 miles per hour or higher, pedestrians are prohibited from standing, sitting or staying on a median for any purpose other than to cross the street unless the width of the top surface of the median, excluding the curbs is at least six feet wide.

Section 60.08.08 (B) does not apply to:

1. Police officers, peace officers and parking enforcement personnel of the police department or employees of the fire department while performing official duties of the city.

2. Employees or contractors for the city or other individuals authorized by the city to perform construction or maintenance work on city streets or rights-of-way, while performing construction or maintenance work on the street provided that proper street signage is used and streets are blocked off as required by the city.

3. Any individual responding to an emergency in the street.

SECTION 2. REPEALER. All ordinances or parts or ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

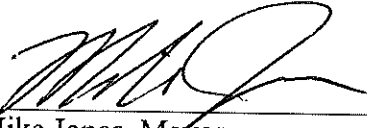
SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and approved 1st Reading on this 6th day of November, 2023.

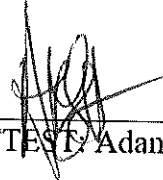
Passed and approved 2nd Reading on this _20_ th day of __November_____, 2023.

Waived and approved 3rd and final Reading on this _20_ th day of ____November____, 2023.





Mike Jones, Mayor



ATTEST: Adam Strait, City Clerk