

Sponsor: Denison
First Reading: 2/5/2024
Second Reading: 3/4/2024

ORDINANCE #72-24

AN ORDINANCE ESTABLISHING TRAFFIC REGULATIONS IN THE TOWN OF WYOMING, INCLUDING PENALTIES FOR VIOLATIONS THEREOF

WHEREAS, Section 27 of the Charter of the Town of Wyoming authorizes the Town Council to “enact ordinances . . . relating to the government of the town, its peace and order, its sanitation, beauty, the health, safety, convenience and comfort of its population, and the protections and preservation of property, and to fix, impose and enforce the payment of fines and penalties for the violation of such ordinances. . . .”

WHEREAS, in the opinion of the Town Council, it is in the best interest of the public health, safety, and welfare to incorporate traffic regulations of the State of Delaware into the Wyoming Town Code and to establish penalties for violations thereof.

NOW THEREFORE, BE IT HEREBY ENACTED by the Town Council of the Town of Wyoming, a majority thereof concurring in council duly met, that “An Ordinance Establishing Traffic Regulations in the Town of Wyoming, Including Penalties for Violations Thereof” be and hereby is adopted, as follows, to wit:

Section 1. Violation of state law prohibited. It shall hereafter be unlawful for any person, firm, association, or corporation driving, operating or having physical control over a motor vehicle on any street or property within the limits of the Town of Wyoming to violate any law, rule, requirement, or regulation found in Subchapters I through XIII of Title 21, Chapter 41, of the Motor Vehicle Laws of the State of Delaware.

Section 2. Incorporation of provisions.

Adoption of this ordinance hereby incorporates all the motor vehicle statutes, known as Rules of the Road, as set forth in the Delaware Code, Title 21, Chapter 41, Subchapters I through XIII, Sections 4101 through 4199C, as ordinances of the Town of Wyoming with the sole exception of the penal provisions of those statutes, which are hereby excepted from this ordinance.

Section 3. Violations and penalties.

- (a) This ordinance shall be enforced by the Wyoming Police Department.
- (b) Any person, firm, association or corporation who violates any of the statutes found in Sections 4101 through 4199C of Subchapters I through XIII of Chapter 41 of Title 21 of the Delaware Code shall be fined not more than \$50 for each violation.

Section 4. General provisions.

- (a) *Severability.* If any of the sections, paragraphs, sentences, clauses, and/or phrases of this ordinance shall be declared unconstitutional or invalid by the valid judgement or decree of any court of competent jurisdiction, such

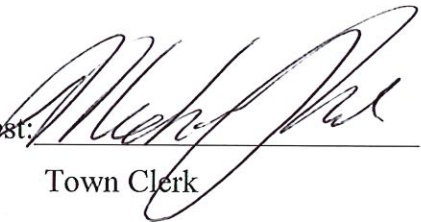
unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses and phrases of the ordinance.

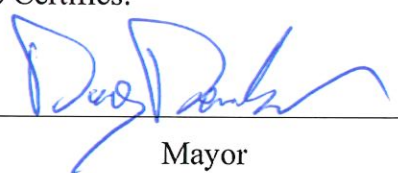
- (b) *Effective date.* This ordinance shall take effect after the second reading and approval by the Town Council.

SYNOPSIS

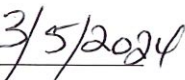
This ordinance establishes as violations of the laws of the Town of Wyoming those Rules of the Road as found in Chapter 41, Title 21 of the Delaware Code. This ordinance establishes a \$50 fine for violations of the ordinance.

This shall certify that this is a true and correct copy of the ordinance duly adopted by the Town Council of the Town of Wyoming at a duly-noticed and convened meeting at which a quorum was present on March 4, 2024.

Attest: 
Town Clerk

So Certifies: 
Mayor

This shall certify that a copy of this Ordinance was posted at the Town Hall on March 5, 2024.


Date

So Certifies: 