

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND TITLE 11 – VEHICLES AND TRAFFIC, CHAPTER 11-28, SECTION 11-28-3, OF THE CODE OF ORDINANCES
(RIGHT-OF-WAY IN CROSSWALKS)**

WHEREAS, it is in the best interest of the City of Memphis to encourage and promote the safety of pedestrians within the boundaries of our City; and

WHEREAS, prioritizing pedestrian traffic over motor vehicle traffic in zones dedicated to pedestrian movement (i.e. marked crossways without traffic signals) is a vital condition for safe walking and an increasing number of states are clarifying their pedestrian rights and motor vehicle laws by mandating stops as crosswalks with pedestrians.

NOW, THEREFORE,

SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS,

That Title 11 – Vehicles and Traffic, Chapter 11 – 28, Section 11-28-3 of the Code of Ordinances, is hereby amended to read as follows:

Sec. 11-28-3 - Right-of-way in crosswalks.

- A. When traffic signals are not in place or not in operation, the driver of the vehicle shall slow down and come to a complete stop when a pedestrian is crossing the roadway at any point within a marked crosswalk.
- B. No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle, which is so close that it is impossible for the driver to slow down and come to a complete stop.

SECTION 2. BE IT FURTHER ORDAINED, That the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases or parts is held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

SECTION 3. BE IT FURTHER ORDAINED, That this Ordinance shall take effect from and after the date it shall have been passed by the City Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

Lee Harris
Council Member

Bill Morrison
Chairman

Attest:
Patrice Thomas, Comptroller

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