

**TITLE SIX  
VEHICLES AND TRAFFIC**

**6.01.00 Vehicles and Traffic, General.**

Unless otherwise indicated, Ordinance 99-101 enacts Sections 6.01.01 through 6.05.00.

**6.01.01 Vehicle Code of Oregon Adopted.**

The City of Turner will enforce the Vehicle Code of the State of Oregon within the incorporated boundaries of the City and cite offenders into the appropriate courts having jurisdiction over the cited offense. Penalties for violations of the Vehicle Code of the State of Oregon will be as prescribed in the Vehicle Code.

**6.01.02 Definitions.** Definitions for words or terms used in this title shall be those contained in the Oregon Vehicle Code or elsewhere in the Oregon Revised Statutes, except where the context clearly indicates a different meaning.

**6.01.03 Authority of the City Council.**

The City Council may approve by ordinance or resolution, providing, where required by Oregon Revised Statutes, appropriate state and county agency approvals have been obtained, and providing consistency with established traffic control standards, the following:

- (a) A Citywide Transportation System Plan and amendments to such a plan.
- (b) Limitations on the use of certain streets, portions of streets or bridges by heavy or oversized vehicles. Such limitations may or may not include exceptions.
- (c) Names of Streets.
- (d) Parking prohibitions, restrictions or limitations within public rights-of-way and City owned or controlled property.
- (e) Designated passenger or freight loading and unloading zones within public

rights-of-way and City owned or controlled property, excluding school bus stops.

(f) Special traffic control features including, but not limited to, limitations on turns, establishment of crosswalks and setting of speed limits.

**6.01.04 Responsibilities of the Public Works Department:** The Public Works Department shall:

(a) Place and maintain all traffic control signs and pavement markings for traffic movement and parking areas within all public rights-of-way of the City as required by State Statutes, established traffic control standards and resolutions or ordinances of the City, with the exception of those streets owned and maintained by Marion County.

(b) Notify property owners to remove or trim or otherwise cause to be removed or trimmed, any hedge, shrubbery or tree that impacts free movement of traffic or vision clearance requirements within public rights-of-way.

**6.01.05 Authority of Public Safety Agencies.**

(a) The Turner Police Department or any other police agency having jurisdiction or providing mutual assistance within the City shall have the authority to enforce the provisions of the TRC.

(b) In the event of fire or other emergency or to expedite traffic or safeguard the public, police and fire officials or persons working under their control may direct traffic or the placement of temporary traffic control devices, as conditions may require, notwithstanding the provisions of the TRC.

**6.01.06** Placement of traffic control signs, devices or street markings:

(a) Permanent placement of traffic control, devices or street markings is prohibited by any person or organization other than City of Turner Public Works personnel, Marion County Public Works personnel or companies under contract to the City or County to install such devices. This prohibition includes private marking of any parking area within any public right-of-way within the City for any reason without City permission.

(b) Temporary placement of traffic control signs or devices, in addition to that authorized in 6.01.05 (b), is authorized for temporary construction in public rights-of-way or for private property construction where traffic may be impacted. In such cases, the person responsible for the construction will provide and receive approval of a traffic control plan from either the City or County, depending on ownership of the right-of-way, prior to placing any signs or devices and will maintain said signs and devices during the period of the construction and immediately remove them when construction is complete.

(c) Violations of 6.01.06 shall result in a fine of \$100.00 plus any cost to the City to remove traffic control signs and devices.

**6.02.00** **Parking.**

**6.02.01** Method of Parking. For arterial and collector streets and with the exception of marked or signed parking which allows otherwise, all parking on public rights-of-way within the City of Turner shall be parallel to the street in the direction of traffic. Street side wheels shall be outside the fog line or at least 12 feet from the centerline of the street, where no fog line exists. Where no centerline or fog line exists, street side

wheels must be off any paved surface. For local streets, parking must not impact traffic flow.

**6.02.02** Regulated Parking.

(A) The following methods or parking locations are prohibited:

(a) Within any travel lane of any street for any period of time, whether occupied or unoccupied.

(b) Upon any bridge, viaduct or other elevated structure used as a street.

(c) Within any alley except to load or unload persons or material and then not to exceed 15 minutes.

(d) Parking in a manner to block another's driveway without permission.

(e) Double parallel parking.

(f) Upon any street for more than 48 hours if the vehicle is without a current registration, is inoperable or is substantially dismantled.

(g) Within 25 feet of an intersection or otherwise creating a vision clearance hazard.

(h) Upon any street for the following principle purposes:

(1) Displaying such vehicle for sale.

(2) Maintaining or repairing such vehicle, except in an emergency

(3) Displaying advertising from such vehicle.

(4) Selling merchandise from such vehicle unless so authorized or licensed under ordinances of the City.

(B) The City may by resolution, in any location within the jurisdictional boundaries of the City, specifically regulate or prohibit parking in the City owned and operated right of ways. Any parking regulations enacted by resolution must be clearly posted at the regulated site.

*(Amend. Ord 17-101 5/11/17)*

**6.02.03 Exemptions:** Emergency response vehicles, City and County Public Works Vehicles, US Postal Service Vehicles, School Buses and service/delivery vehicles, in residential districts only, are exempt from parking prohibitions in 6.02.02. Vehicles and equipment being utilized in construction activities are also exempt at construction sites if a traffic control plan has been approved pursuant to 6.01.06 (b).

**6.02.04 Violations:**

(a) Violations of section 6.02.02 (A) shall result in a fine of \$25.00. Fines for violations of section 6.02.02 (B) shall be set in the enabling resolutions. (*Amend. Ord 17-101 5/11/17*)

(b) If, in the opinion of police officials, the violation constitutes a traffic hazard, a vehicle in violation may be towed, at the owner's expense, as provided for by state law or city code.

(c) Failure to pay fines for violations of this section may result in the vehicle being immobilized or towed, at the owner's expense, as provided for by state law or city code.

**6.03.00 Persons in the Public Right-of-Way.**

**6.03.01 Pedestrian Travel.**

(a) Pedestrians shall comply with ORS Chapter 814 contained in the Oregon Vehicle Code.

(b) Pedestrians shall not use any roadway for travel when sidewalks abutting the same are available. Where sidewalks are not available, pedestrians must travel outside the fog line of the roadway. Where a fog line is not available, pedestrians must travel outside the vehicle travel lane.

(c) Pedestrians must cross streets at marked crosswalks where such crosswalks

exist. Where crosswalks do not exist, pedestrians must cross streets at street intersections if there is an intersection within 200 feet. If no intersection exists within 200 feet, pedestrians may cross a street at any point that allows oncoming vehicles at least 200 feet of vision clearance to see the pedestrian. Regardless of where pedestrians cross, they must not enter travel lanes when there is oncoming traffic.

**6.03.02 Parades, Processions and Races:**

No parade, procession, race or other such event that would disrupt the usual use of city street, except those specifically allowed by state law, shall occupy, march or proceed along any street except in accordance with a permit issued by the Chief of Police. Such permits may be granted where it is found that such parade, procession or race is not to be held for any unlawful purpose and will not in any manner tend to breach the peace, cause damage or unreasonably interfere with the public use of the streets. To the extent allowed by law, the City may require reimbursement for costs to the City for traffic control and Police Department participation that exceeds normal activities.

**6.03.03 Roller Skating, Skateboarding and Roller Blading.**

Roller-skating, skateboarding and roller blading are not allowed within vehicle travel lanes. Roller-skating, skateboarding and roller blading are only allowed within public rights-of-way where pedestrian travel is allowed as described in 6.03.01. Persons that are roller-skating, skateboarding or roller blading must yield to pedestrians. Under no circumstance will person's roller skating, skateboarding or roller blading attach themselves to a moving vehicle.

**6.03.04 Play Prohibited.** Persons are prohibited from playing on public streets within vehicle travel lanes of arterial and collector streets. This prohibition includes, but is not limited to, playing of ball games and use of remote controlled toys, tricycles, coasters, toy vehicles or sleds. Persons are not prohibited from such play activities upon public sidewalks and private driveways as long as pedestrian and vehicular travel are not hindered. Regardless, all play activities must yield to vehicles and pedestrians.

**6.03.05 Penalties.**

(a) Penalties for violations of this section not cited under the Traffic Code, with the exception of 6.03.02 shall be \$25.00.

(b) Penalties for violation of 6.03.02 shall not exceed \$500.

**6.04.00 Bicycles.**

**6.04.01 Operation.**

(a) Bicycles shall be operated in accordance with the Oregon Vehicle Code.

(b) Bicycles shall not be ridden upon sidewalks except in residential areas. Within residential areas, bicycles ridden on the sidewalk shall yield to pedestrians.

(c) No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping at least one hand upon the handlebars and in full control of the bicycle.

**6.04.02 Bicycle Parking.** No person shall park a bicycle upon a street, sidewalk, alley or driveway in a manner that will impede or obstruct vehicle or pedestrian traffic.

**6.04.03 Penalties.** Penalties for violations of this section, not cited under the Traffic Code shall be \$25.00.

**6.05.00 Damaging Sidewalks and Curbs.**

(a) The driver of a vehicle shall not drive upon or within any sidewalk or parkway area except to cross at a permanent or temporary driveway.

(b) No person shall place dirt, wood or other material in the gutter space next to the curb of any street with the intention of using the same as a driveway.

(c) No person shall remove or damage in any way any portion of any curb or move any heavy vehicle or thing over or upon a curb or sidewalk without first notifying and receiving approval from the City, and any such person shall be held responsible for any and all damage.

**6.06.00 Abandoned Vehicles.**

**6.06.01 Enacting Ordinance.** Unless otherwise indicated, Ordinance 99-115 enacts Sections 6.06.02 through 6.08.03.

**6.06.02 Definition.** For the purpose of this section, ABANDONED means left unoccupied or in a damaged or dismantled condition upon any public right-of-way of the City or upon any area of public property.

**6.06.03 Investigation/ Impoundment Notice.**

(a) Whenever a vehicle is found abandoned within a public right-of-way or on public property within the City, in the same position for seventy-two (72) hours, a Police Officer shall:

(1) Make a routine investigation to discover the owner and verbally request removal of the vehicle within twenty-four (24) hours; or

(2) If the owner is not found, to place a notice upon the windshield, or

some other part of the vehicle easily seen by the passing public.

(b) Such notice shall state that the police department will remove and impound the vehicle under the provisions of this section within twenty-four (24) hours of the time of the posting, unless:

(1) The owner removes the vehicle;  
or

(2) Good cause is shown, satisfactory to the Police Department, why such vehicle should not be removed by the owner, or removed and impounded by the City.

**6.06.04 Removal by the City.** If after twenty-four hours has elapsed since a request has been made for removal to the owner or notice has been posted on the vehicle, and no person has appeared to show good cause why such vehicles should not be moved, the Police Department will tow the vehicle in accordance with 6.09.02 through 6.09.08.

**6.06.05 Vehicles Constituting a Hazard.** The Police Department is authorized to remove vehicles constituting a hazard, as described in ORS 819.120, from the public right-of-way as prescribed in 6.06.03 without the notice required in 6.06.02.

**6.07.00 Vehicle Maintenance.**

**6.07.01 Vehicle Maintenance Prohibited in the Public Right-of-Way or on Public Property.** It shall be unlawful for any person or persons to overhaul, repair, service or dismantle any vehicle on or within any public right-of-way or other publicly owned property within the City limits of Turner, excepting for minor emergency repairs or a permit pursuant to 9.01.04.

**6.07.02 Vehicle Maintenance on Private Property.** Vehicle Maintenance on private property must comply with the uses allowed by the land use zone in which the property is located.

**6.07.03 Vehicle Maintenance Safety.** Under no circumstances is a vehicle undergoing maintenance to be left unattended while on jacks or blocks, with its engine running or in any other manner that may be unsafe if such vehicle is located in an area easily accessible to minors.

**6.07.04 Penalty.** The penalty for violations of Section 6.07 is a fine not to exceed \$250.00.

**6.08.00 Vehicle Storage on Public Property.**

**6.08.01 Storage Prohibited.**

(a) Storage of any recreational vehicle or trailer within or partially within any public right-of-way in the City of Turner or on other public property, operable or inoperable, currently registered or unregistered, for a period of more than 48 continuous hours in any 21 day period is prohibited. (*Amend. Ord. 16-101, 7/23/16*)

(b) Storage of any camper, camper shell, chassis, engine, transmission, running gear, auto body or other vehicle body part or accessory within or partially within the public right-of-way or other public property is prohibited for any period of time.

**6.08.02 Exceptions.**

(a) Personally owned automotive vehicles, if legally parked and lawfully registered, may be stored within or partially within the public right-of-way directly adjacent to residential property owned or occupied by the vehicle owner for a period not to

exceed 30 days as long as such storage does not impede traffic flow or vision clearance. (*Amend. Ord. 16-101, 7/23/16*)

(b) Possession of a valid permit to use the public right-of-way pursuant to 9.01.04

**6.08.03 Penalty.** The penalty for violations of this section is a fine not to exceed \$250.00. In lieu of or in addition to any fine that may be imposed, the City may remove the vehicle under provisions of Section 6.06.00.

**6.09.00 Penalty Tows.** Unless otherwise indicated, Ordinance 97-102 enacts Section 6.09.01 through 6.09.08.

**6.09.01** (*Repealed. Ord. 06-101 07/13/06*)

**6.09.02** Vehicles removed and impounded pursuant to 6.09.01 shall be taken to a public garage or other suitable place for storage of the vehicle, and kept until released or otherwise disposed of pursuant to this ordinance or state law.

(a) The owner of the vehicle, or any person authorized by him or her, in writing, to act on his or her behalf, may redeem the vehicle pursuant to the procedures of Section 5 below.

(b) A motor vehicle impounded pursuant to this ordinance shall be held and, if not lawfully redeemed, shall be disposed of as provided in ORS 819.210 through 819.260.

**6.09.03** In the enforcement and execution of this ordinance, the City may use the services of one or more private towing service firms so long as they are approved by the Oregon State Police.

**6.09.04** Where a private towing service is used, the following conditions shall apply:

(a) The City shall not be liable for services rendered by the private towing service

including but not limited to the towing and storage of said vehicle.

(b) The City shall not be liable for any alleged theft of contents from said vehicle or for any alleged damage to said vehicle caused by the private towing service.

(c) Vehicles towed pursuant to this ordinance shall not be released from the private towing service except upon receipt, signed by the Police Chief or his/her designated agent, proffered by the owner of the vehicle. The Police Chief or his/her designated agent shall not authorize the release of a vehicle towed and/or impounded pursuant to this ordinance until provided with proof of ownership and proof that the vehicle is insured pursuant to Oregon laws. The person to whom the vehicle is to be released must be a licensed driver or provide a licensed driver for the vehicle. An administrative fee in the amount of \$75.00 must be paid to the City of Turner to cover the cost to the City of enforcing this ordinance. The Police Chief shall authorize release of the vehicle without proof that the vehicle is insured only if the vehicle is to be towed from the storage area by a licensed and bonded towing company.

(d) The private towing service which tows, impounds or stores a vehicle impounded pursuant to this ordinance shall have a lien on the vehicle and its contents for the just and reasonable towing, impound and storage charges. It may retain possession of the vehicle and its contents until the charges are paid, and may cause the vehicle and its contents to be sold at public auction pursuant to Oregon law.

**6.09.05** After a vehicle has been towed pursuant to this ordinance, notice shall be provided to the registered owner(s) and any other person(s) who reasonably appear to have an interest in the vehicle. Notice shall be personally served or mailed to

such persons within forty-eight (48) hours after the towing of the vehicle, Saturdays, Sundays and holidays excluded, and shall state:

- (a) That the vehicle has been towed.
- (b) The location of the vehicle and that it may be reclaimed only upon evidence that the claimant is the owner of the vehicle or is entitled to possession of the vehicle.
- (c) That the vehicle will not be released until all provisions of this ordinance have been met.
- (d) That a copy of this ordinance may be obtained from the City of Turner or the Turner Police Department.
- (e) The address and telephone number of the person or facility that may be contacted for information on the charges that must be paid before the vehicle will be released and the procedures for obtaining the release of the vehicle.
- (f) The vehicle and its contents are subject to a lien for the towing, impound and storage charges and will be subject to sale by the towing and storage facility where the vehicle is located.
- (g) A hearing may be requested to contest the validity of the tow.
- (h) The time in which a hearing must be requested and the method of requesting a hearing.
- (i) That an application for a hearing must be filed with and received by the Municipal Court no later than five (5) business days after the vehicle was towed.

**6.09.06** No notice need be provided pursuant to this ordinance when:

- (a) A vehicle does not display license plates or other identifying markings by which the registration or ownership of the vehicle can be determined, or
- (b) When the identity of the owner of the vehicle is not available from the appropriate motor licensing and registration authority and when the

identity and address of the owner and/or other person with an interest in the vehicle cannot otherwise be reasonably determined.

**6.09.07** Application for a hearing to contest the validity of any tow, impoundment or storage of a vehicle pursuant to this ordinance must be in writing and received by the Turner Municipal Court no later than five (5) business days after the vehicle was towed. The request for a hearing shall state the grounds upon which the person requesting the hearing believes the towing, impounding and/or storage of the vehicle was not justified. The request for a hearing will also contain such other information, relating to the purpose of this ordinance, as the Municipal Judge may require.

(a) If a hearing is requested, it shall be held as soon as possible, but in no event later than the next regularly scheduled Turner Municipal Court date.

(b) At the hearing, the person requesting the hearing may contest:

(1) The validity of the action of the City in taking the vehicle into custody.

(2) The reasonableness of the charge set for towing, impound and storage of the vehicle. The normal rates for towing, impound and storage of vehicles that are charged by the private towing service are presumed to be reasonable for the purpose of this section.

(c) The City shall have the burden of showing the validity of the towing, impounding and/or storage of the vehicle.

(d) If the Municipal Judge finds that:

(1) The action of the City in towing, impounding and/or storing the vehicle was valid pursuant to the terms of this ordinance, the Judge shall enter an order supporting said tow, impoundment and/or storage and may assess the cost of

the hearing against the person requesting the hearing.

(2) The action of the City in towing, impounding and/or storing the vehicle was invalid, the Judge shall order the vehicle released to the owner of the vehicle and further order the City to satisfy any towing, impoundment and/or storage lien that may have attached to the vehicle for the benefit of the private towing service.

(e) The police officer of the City who ordered the towing, impoundment and/or storage of the vehicle may submit an affidavit to the Municipal Judge in lieu of making a personal appearance at the hearing.

(f) The decision of the Municipal Judge is a quasi-judicial decision and is final, is not appeal able to the City Council, and is only appeal able to the Circuit Court by writ of review. Any person who has a hearing scheduled and fails to appear as such hearing without good cause shown, as determined by the Municipal Judge, shall not be entitled to have such hearing rescheduled.

**6.09.08** This section takes precedence over any other City of Turner ordinance that may be in conflict with this section.

**6.10.00 Inventory Searches.** Unless otherwise indicated, Ordinance 97-103 enacts Section 6.10.01 through 6.10.05.

**6.10.01 Purpose.** This ordinance is meant to apply exclusively to the process for conducting an inventory of the personal property in an impounded vehicle and the personal possessions of a person in police custody and shall not be interpreted to affect any other statutory or constitutional right that police officers may employ to search persons or seize possessions for other purposes. Lawful authority to

conduct a search of a vehicle or person must be granted under other provisions of law.

**6.10.02 Definitions.** For the purposes of this code, terms, phrases, words, abbreviations, and their derivatives shall be construed as specified herein. When not inconsistent with the context, words used in the present tense include the future; words in the plural number include the singular number; and words in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

(a) Closed Container. A container, the contents of which are not exposed to view.

(b) Open Container. A container where contents are visible or which is unsecured or incompletely secured in such a fashion that the container's contents are exposed to view.

(c) Police Custody. This term shall be defined as:

(1) The imposition of restraint as a result of an “arrest” as that term is defined in law, or

(2) The imposition of actual or constructive restraint by a police officer pursuant to a court order, or

(3) The imposition of actual or constructive restraint by a police officer for the purposes of taking the restrained person to an approved facility for the involuntary confinement of persons pursuant to Oregon law.

(d) Police Officer. Any peace officer who is employed by the City of Turner, is an agent of the Turner Police Department, is under contract with the Turner Police Department, or a peace officer acting under the direction of a Turner police officer.

**6.10.03 Impounded Vehicle Inventories.**

(a) The contents of all vehicles impounded by a police officer shall be inventoried. The inventory shall be conducted before constructive custody of the vehicle is released to a third party or third party towing company except under the following circumstances:

(1) If there is reasonable basis to believe that the safety of either police officer(s) or public is at risk, a required inventory shall be conducted at a different and secure location as soon as safely practical, and

(2) If the vehicle is being impounded for evidentiary purposes in connection with the investigation of a crime, the inventory shall be done after such investigation is completed.

(b) The purposes for the inventory of an impounded vehicle are:

(1) To promptly identify property to establish accountability and avoid spurious liability claims concerning alleged loss or damage to property.

(2) To assist in the recovery of lost or stolen property.

(3) To locate toxic, hazardous, flammable or explosive substances.

(4) To reduce the danger to persons and property.

(c) Inventories of impounded vehicles shall be conducted according to the following procedure:

(1) An inventory of personal property and the contents of open containers shall be conducted through out the passenger and engine compartments of the vehicle including, but not limited to, accessible areas under or within the dashboard area, in any pockets in the doors or in the back of the front seat, in any console between the seats, under any floor mats and under the seats.

(2) In addition to the passenger and engine compartments as described above, an inventory of personal property and the

contents of open containers shall also be conducted in the following locations:

A. Any other type of unlocked compartment that is part of the vehicle including, but not limited to, unlocked vehicle trunks and unlocked car-top containers, and

B. Any locked compartments including, but not limited to, locked vehicle trunks, locked hatchbacks and locked car-top containers, if either the keys are available to be released with the vehicle to the third-party towing company or an unlocking mechanism for such compartment is available within the vehicle.

(3) Unless otherwise provided in this ordinance, Closed Containers, as defined above, located either within the vehicle or any of the vehicle's compartments shall not be opened for inventory purposes. The containers shall be inventoried as to size, shape, and identifiable markings, if any.

(4) Upon completion of the inventory, the police officer shall complete a report. The report will be placed on file with the Turner Police Department.

(5) Any valuables located during the inventory process shall be listed on a property receipt. A copy of the property receipt shall either be left in the vehicle or given to the person in control of the vehicle if such person is present.

#### **6.10.04 Inventories of Persons in Police Custody.**

(a) A police officer shall inventory the personal property in the possession of a person taken into police custody and said inventory will occur:

(1) At the time of booking, or

(2) At the time custody of the person is transferred to another law enforcement agency, correctional facility, or “treatment facility” as that phrase is used in Oregon Law or such other lawfully approved facility for the involuntary confinement of persons pursuant to Oregon law.

(b) The purposes for the inventory of a person in police custody are:

(1) To promptly identify property to establish accountability and avoid spurious liability claims concerning alleged loss or- damage to property.

(2) To fulfill the requirements of Oregon law to the extent that such statute may apply to certain property held by the police officer for safekeeping.

(3) To assist in the prevention of theft of property.

(4) To locate toxic, hazardous, flammable or explosive substances.

(5) To locate contraband, weapons and instruments that may facilitate an escape from custody or endanger law enforcement personnel.

(6) To reduce the danger to persons and property.

(c) Inventories of the personal property in the possession of such persons shall be conducted according to the following procedures:

(1) An inventory shall occur at the time of booking. However, if reasonable basis exists to believe that the safety of either the police officer or the person in custody or both are at risk, an inventory will be conducted at a different location as soon as safely practicable prior to transfer of custody to another law enforcement agency or facility.

(2) To complete the inventory of the personal property in the possession of such person, the police officer shall remove all items of personal property from

the clothing worn by such person. In addition, the officer will also remove all items of personal property from all open containers in the possession of such person.

(3) A closed container in the possession of such person will have its contents inventoried only when such person requests that the closed container be with them in the secure portion of the police vehicle, a secure police holding room or police facility.

(d) Valuables found during the inventory process shall be noted by the police officer in a report.

(e) All items of personal property not left in the immediate possession of the person in custody or left with the facility or agency accepting custody of the person shall be handled by preparing a property receipt listing the property to be retained in the possession of the police department. A copy of that receipt will be tendered to the person in custody when such person is released to the facility or agency accepting custody of such person.

(f) All items of personal property not left in the immediate possession of the person in custody nor dealt with as provided in 6.10.044 (b)(5) above, shall be released to the facility or agency accepting custody of the person so that the facility or agency may:

(1) Hold the property for safekeeping on behalf of the person in custody, and

(2) Prepare and deliver a receipt, if required by law, for any valuables held on behalf of the person in custody.

**6.10.05** This section takes precedence over any previously enacted ordinances by the City of Turner that are in conflict with this ordinance.