

ARTICLE 3. TRAFFIC CONTROL

Rule 1. Vehicular Traffic

130 IAC 3-1-1 Speed limits

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 1. (a) No person shall operate a motor vehicle or vehicle at a speed in excess of thirty (30) miles per hour on any port road as clearly indicated by control devices and signals.

(b) No person shall operate a motor vehicle or vehicle at a speed in excess of fifteen (15) miles per hour within any dock, loading, or building area except on the acceleration and deceleration lanes thereof as clearly indicated by control devices and signals.

(c) No person shall drive a vehicle or motor vehicle on the port roads at a speed greater than is reasonable and prudent under the conditions having regard for the actual and potential hazards then existing. In every event speed shall be so restricted as may be necessary to avoid colliding with any person, vehicle, motor vehicle, or other conveyance on or entering the port roads and with the duty of all persons to show due care.

(d) No person shall drive a motor vehicle or vehicle at such a low speed as to impede or block the normal and reasonable movement of traffic or at a speed of lower than five (5) miles per hour on the traffic lanes on the port roads, except when a reduced speed is necessary for safe operation or when ordered to do so by the port director, a police officer, or other authorized employee of the commission, or when posted at a lower speed.

(e) Whenever the commission determines that any of the speeds provided in subsection (d) are greater than are reasonable or safe under conditions found to exist on certain portions of the port roads, the commission or its authorized employees shall determine and declare the reasonable and safe speed limit in such areas and for such periods of time as the commission may deem advisable. Such speed limits, when so determined and set forth by the commission, shall be effective when appropriate signs giving notice thereof are erected upon said port roads so signed at a greater speed than is indicated upon such sign. At the trial of any person charged with the violation of this section, oral proof of the contents of said sign and the location thereof shall be prima facia [sic.] evidence of the determination and the option of the commission. (*Indiana Port Commission; 130 IAC 3-1-1; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3705*)

130 IAC 3-1-2 Application of Title 9

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1; IC 9-20

Sec. 2. (a) Except as provided in subsection (c), IC 9 applies to the operator of a vehicle or motor vehicle when the vehicle is operated within the port area.

(b) The port director or the port director's designee may confer with the commission's director of safety and security to provide policies for the port concerning traffic control specifically related to the port's activities, including:

- (1) speed limits for;
- (2) parking within; and
- (3) regulator signage for;

port areas.

(c) IC 9-20 does not apply to the operator of a vehicle or motor vehicle in a port area if the operator of the vehicle or motor vehicle has obtained a written exemption from the port director. (*Indiana Port Commission; 130 IAC 3-1-2; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3705*)

130 IAC 3-1-3 Parking

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 3. (a) No person shall stop, park, or leave standing any vehicle or motor vehicle, whether attended or unattended:

- (1) upon the traffic lanes, acceleration lanes, deceleration lanes, bridges, or entrance or exit ramps; or
- (2) at any place where a "No Parking" sign is posted.

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In case of an emergency, but not otherwise, a motor vehicle or vehicle may be stopped and parked on the shoulder, adjacent to the outer traffic lane in the designated direction of traffic, provided that all wheels and projecting parts of the vehicle or motor vehicle or its load shall be completely clear of the traffic lanes. In the event that it is necessary for the operator of any vehicle or motor vehicle to leave the vehicle or motor vehicle on any portion of the port road unattended, the operator must obtain authorization for parking from the port director or port security before leaving the vehicle or motor vehicle unattended. This subsection does not apply to police or commission motor vehicles or vehicles.

(b) For the purpose of regulating the parking of vehicles or motor vehicles on the port area, the following classes of zones are hereby authorized and adopted:

(1) A public parking zone is a zone where all vehicles or motor vehicles shall park except vehicles or motor vehicles for which a special parking zone is provided in this section. It may be designated by signs erected at the entrance to the zone.

(2) A no parking zone is a zone in which parking of all vehicles or motor vehicles shall be prohibited. It may be designated by painting on the roadway or curb or by the erection of a sign so indicating, or by both.

(3) A passenger loading zone is a zone exclusively set apart for the loading and unloading of passengers and their baggage. It may be designated by the painting of the curb or roadway or by the erection of a sign, or by both. After passengers and their baggage are loaded or unloaded, vehicles or motor vehicles using the zone for this purpose shall immediately leave the zone.

(4) A merchandise loading zone is a zone exclusively set apart for the loading and unloading of merchandise, freight, and supplies for the terminals. It may be designated as a merchandise, freight, and supplies loading and unloading zone, in which event it shall be for the exclusive use indicated. It may be designated by the painting of the curb or roadway or by the erecting of a sign so indicating, or by both.

(5) Any employee parking zone is a zone exclusively set apart for vehicles or motor vehicles of tenants, employees, and concessionaires of the terminals and may, by a sign so indicating, be designated for the exclusive use of vehicles or motor vehicles.

(6) A nonstop zone is a zone in which it shall be unlawful for the operator of any vehicle or motor vehicle to stop a vehicle or motor vehicle except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer, port security, or traffic sign or signal. The space may be designated by a painted curb or roadway or by a sign reading, "Stopping Prohibited" or other words clearly so indicating, or by both.

(7) A limited parking zone is a zone in which the parking of all vehicles or motor vehicles shall be for a limited time. It may be designated by painting on the roadway or by the erection of a sign indicating the time limit of parking and the hours of the day in which the limit is applicable, or by both.

(8) No parking within fifteen (15) feet in either direction of a fire hydrant adjacent to a roadway designated by painted curb or roadway or by a sign reading "No Parking" at any time, or by both.

(9) A parking zone limited to parking of vehicles with properly designated handicapped identification.

The port director is hereby authorized to designate the zones established in this subsection in areas as in his judgment will be most compatible with the operation and maintenance of the port area. Whenever any zone is established, it shall be appropriately designated by painting or signs, or both, and when so designated or marked it shall be unlawful for any person to stop, park, or cause or permit to be stopped or parked any vehicle or motor vehicle contrary to a sign or marking. (*Indiana Port Commission; 130 IAC 3-1-3; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3706*)

130 IAC 3-1-4 Impoundment of vehicles

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 4. Any vehicle or motor vehicle that is operated on any port road or port area, without authorization from the port director, or that is illegally parked or abandoned on any portion of the port area or road may be towed off the port area and road and impounded. The vehicle or motor vehicle shall not be removed from the place where it is impounded without first obtaining the proper release from the local police department and the payment of all towing, storage, and other costs and charges and at the owner's risk. (*Indiana Port Commission; 130 IAC 3-1-4; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3706*)

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130 IAC 3-1-5 Vehicle operation

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 5. (a) No person shall operate a motor vehicle or vehicle on the port road or port area unless such person is duly authorized to do so by the port director.

(b) No person shall operate a motor vehicle or vehicle on the port road unless such person is duly licensed in accordance with the law.

(c) No person shall operate a motor vehicle or vehicle on the port roads unless such vehicle or motor vehicle is registered in accordance with the law.

(d) No person who is under the influence of intoxicating liquor, narcotic drugs, or opiates shall operate or be in actual physical control of a vehicle or motor vehicle on the port roads.

(e) No person shall operate a motor vehicle or vehicle on the port roads without due regard for the safety and rights of others, so as not to endanger the life, limb, or property of any person. (*Indiana Port Commission; 130 IAC 3-1-5; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

130 IAC 3-1-6 Compliance with orders and traffic control devices

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 6. No person shall fail, neglect, or refuse to comply with any lawful order or direction of a member of the port security, flagmen, or port employee. No person shall fail, neglect, or refuse to comply with any traffic control sign, signal, or device erected or displayed on the port roads unless directed otherwise by a member of the port security, flagman, or commission employee. (*Indiana Port Commission; 130 IAC 3-1-6; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

130 IAC 3-1-7 Stops at gate entrance

Authority: IC 8-10-1-1; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 7. The operator of a motor vehicle or vehicle shall make a complete stop at the gate entrance, if any, when entering or leaving the port roads unless otherwise directed. (*Indiana Port Commission; 130 IAC 3-1-7; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

130 IAC 3-1-8 Limited entry and exit

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 8. Entry upon or exit from any part of the port roads or port area is prohibited without obtaining permission from the port director. (*Indiana Port Commission; 130 IAC 3-1-8; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

130 IAC 3-1-9 Accidents

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 9. In addition to the provisions of the motor vehicle laws of Indiana, the operator of a vehicle or motor vehicle involved in an accident on the port roads or port area resulting in injury or death to any person or damage to any property, real or personal, shall immediately stop such vehicle or motor vehicle at the scene of the accident, render such assistance as may be needed, and give his or her name, address, license numbers, and registration number to the person injured, or to the person sustaining the damage, and to the port director. (*Indiana Port Commission; 130 IAC 3-1-9; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

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130 IAC 3-1-10 Covered and secured loads

Authority: IC 8-10-1-7; IC 8-10-1-9
Affected: IC 8-10-1

Sec. 10. All loads hauled over port roads shall be properly covered and adequately secured. (*Indiana Port Commission; 130 IAC 3-1-10; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

130 IAC 3-1-11 Hazardous vehicles

Authority: IC 8-10-1-7; IC 8-10-1-9
Affected: IC 8-10-1

Sec. 11. Vehicles, which are in such condition as to create a hazard to life or property, are prohibited on port roads. (*Indiana Port Commission; 130 IAC 3-1-11; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

130 IAC 3-1-12 Vehicle size and weight limits

Authority: IC 8-10-1-7; IC 8-10-1-9
Affected: IC 8-10-1

Sec. 12. (a) The following shall be the maximum allowable dimensions and weights permitted to operate on port roads without the written consent of the port director:

Factor	Limits
Width	8'0"
Heights	13'6"
Maximum length for single vehicle under own motive power (other than buses)	36'
Buses (common carriers of passengers)	40'
Maximum length for combination of any 2 vehicles	60'
Maximum length for combination of 3 or more vehicles	65'
Maximum wheel weight measured between flanges of rim	800 pounds per inch width of tire
Maximum axle weight tandem	18,000 pounds
Maximum single axle weight	22,400 pounds
Maximum tandem axle weight (2 or more axles separated by at least 40" but not more than 9' per axle)	18,000 pounds
Gross weight	90,000 pounds

(b) Scale weight tickets are to be carried in the cab for presenting at the gate, or to port security, for inspection at all times. Proper oversize permits from the state or port director shall be carried in the cab and presented at the gate or to the port security for inspection for loads requiring same.

(c) The operator or operators of any vehicle or motor vehicle exceeding any of the maximum allowable dimensions or weights set forth in subsection (a) shall, upon entering the port roads, state to the gate attendant on duty the facts relative to any excessive dimension or weight. If there shall be any question as to the safety of the vehicle or motor vehicle because of excessive dimension, the port security shall obtain approval from the port director or his duly authorized representative. (*Indiana Port Commission; 130 IAC 3-1-12; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3707*)

130 IAC 3-1-13 Applicability of state law

Authority: IC 8-10-1-7; IC 8-10-1-9
Affected: IC 8-10-1

Sec. 13. Except such that may have been modified or amplified by this title, the terms and provisions of 140 IAC 1 and 205 IAC 1 shall apply to the operator of a vehicle or motor vehicle on the port roads and port area same as if the operator was operating a vehicle or motor vehicle on the public highways of Indiana or railroad in Indiana. (*Indiana Port Commission; 130 IAC 3-1-13; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3708*)

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Rule 2. Rail and Pedestrian Traffic

130 IAC 3-2-1 Railroads

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 1. (a) IC 8 applies to the operator of a railroad located within a port.

(b) A person shall not use a front-end loader or other inappropriate means to move a railroad car or railroad engine in a port. *(Indiana Port Commission; 130 IAC 3-2-1; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3708)*

130 IAC 3-2-2 Pedestrian traffic

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 2. Pedestrians shall not walk on the traveled portions of port roads except to cross them in a safe manner. Pedestrians shall walk facing the vehicle traffic flow in the nearest lane. *(Indiana Port Commission; 130 IAC 3-2-2; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3708)*

130 IAC 3-2-3 Hitchhiking

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 3. Hitchhiking is prohibited on port roads or on any port area. *(Indiana Port Commission; 130 IAC 3-2-3; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3708)*

Rule 3. Waterborne Traffic

130 IAC 3-3-1 Applicability of boating laws

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 1. Federal maritime laws and regulations and Indiana boating laws and rules apply to the operation of vessels within a port area. *(Indiana Port Commission; 130 IAC 3-3-1; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3708)*

130 IAC 3-3-2 Regulation of water traffic

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 2. (a) Except as provided in subsection (b), and except as provided by federal and Indiana law, the port director may regulate all vessels within the port area.

(b) The maximum speed for a vessel, regardless of its size, while the vessel is within a port area, is five (5) miles per hour. *(Indiana Port Commission; 130 IAC 3-3-2; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3708)*

130 IAC 3-3-3 Conditions of port entry

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 3. (a) Except as provided in subsection (b):

(1) an aircraft; or

(2) a vessel;

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may not enter a port without the permission of the port director or the port director's designee.

(b) An aircraft or a vessel may enter a port without the permission of the port director if access to the port is sought as a harbor of refuge. (*Indiana Port Commission; 130 IAC 3-3-3; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3708*)

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