

CITY OF MILFORD
NOTICE OF ORDINANCE ADOPTION

NOTICE IS HEREBY GIVEN the following Ordinance was adopted by Milford City Council during a regular meeting on Monday, February 27, 2023:

ORDINANCE 2023-08

Amends Chapter 197 of the Code of the City of Milford
Streets, Sidewalks, Storm Sewers, and Other Public Places

WHEREAS, the City Council of the City of Milford wish to preserve pedestrian safety on and around busy intersections;
and

WHEREAS, City Staff are seeking ways to prevent undue harm or injury to pedestrians without creating an overly restrictive environment; and

WHEREAS, the Milford City Council held a Public Comment Session on February 27, 2023, as part of the review of the proposed Code Amendment, after which a final determination was made; and

WHEREAS, the adopted ordinance will become effective ten days following the approved date by City Council.

NOW THEREFORE BE IT RESOLVED the City of Milford hereby ordains:

Section 1. Amends Chapter 197 of the Code of the City of Milford entitled Streets, Sidewalks, Storm Sewers, and Other Public Places

Section 2. Chapter 197 of the Code of the City of Milford is amended by inserting a new Article 9 Section 197-35 shown by underlined italicized text as follows:

ARTICLE IX – Pedestrian Safety.

197-35 Purpose.

Promotes pedestrian safety by deploying safety practices to reduce pedestrian injuries and fatalities.

- A. It shall be unlawful for any person, other than a person in or on a vehicle, to be on a City Street and approach any vehicle in operation within 200 feet of a traffic signal, except a vehicle that is legally parked at the curb on the shoulder.
- B. No person shall be upon a median of a City Street unless that person is in the process of crossing the highway in a safety zone or crosswalk. It is prima facie evidence of a violation of this section if a person stays on the median through two consecutive opportunities to cross the highway in a legal manner under this Chapter and the State of Delaware traffic laws. This may include a change in the traffic control signal or lack of traffic, as applicable. After such two consecutive opportunities, such person shall no longer be considered “using the safety zone or crosswalk to cross the highway.”
- C. No operator of a vehicle shall park, stop or leave standing a vehicle on a City Street where prohibited or suddenly decrease the speed of said vehicle or deviate from a traffic lane for the purpose of responding to persons violating 197-35 A or B.
- D. This ordinance applies to intersections at any street or right-of-way within the incorporated boundaries of the City of Milford, but only for the first two hundred (200) feet of the intersection as measured along the center lines where the two rights-of-way intersect.

Section 3. Refer to Ordinance 2022-40 entitled Pedestrian Safety for previous history on this matter.

Section 4. Scheduled Dates

City Council Introduction: February 13, 2023

City Council Public Hearing: February 27, 2023

Effective: March 9, 2023

Please contact the City Clerk's Office at 302-422-1111 or by email at cityclerk@milford-de.gov for additional information.

DSN 031023