

ORDINANCE NO. 691

AN ORDINANCE PROVIDING FOR BICYCLE OPERATING RULES, BICYCLE EQUIPMENT, LICENSING AND REGISTRATION; AND IMPOUNDING; PRESCRIBING PENALTIES; AND REPEALING ORDINANCES IN CONFLICT HEREWITH.

THE PEOPLE OF THE CITY OF PRINEVILLE, OREGON ORDAIN AS FOLLOWS:

Section 1 Definitions

- a. Bicycle - A non-motorized vehicle designed to be ridden, propelled by human power and having two or more wheels with a diameter of more than ten inches, or where any one wheel has a diameter of more than 15 inches.
- b. Chief of Police - The words as used herein, shall be deemed to mean the Chief of Police of the City of Prineville, or any member of the Police Department of the City of Prineville.
- c. Rental Agency - Any person, firm, co-partnership, association, or corporation engaged in the business of offering for rental bicycles for use by the public.

Section 2 Equipment

In addition to ORS 483.404 and 483.444, concerning equipment requirements on bicycles, all bicycles shall be equipped with a clean white head lamp visible at not less than 500 feet and rear reflector visible at not less than 200 feet if the bicycle is ridden later than 30 minutes after sunset or earlier than 30 minutes before sunrise. All bicycles shall be equipped with a brake adequate to control the movement of and stop the vehicle. In addition bicycles shall have a bell or horn, no bicycle shall be equipped with a siren or whistle.

Section 3. Bicycle Operating Rules

In addition to observing all other applicable provisions of the ordinance and state laws, a bicycle rider, while operating on any public street, highway, road, sidewalk, park or any public land within the City of Prineville shall:

- a. Not ride upon a sidewalk on Second and Fourth Streets between Deer and Court Streets, on Third Street between Deer and Elm Street, and shall not ride on the sidewalks or grounds of the Courthouse, City Hall or Pioneer Park.
- b. Yield the right-of-way to pedestrians on sidewalks where riding is permitted, and shall give audible signal with horn or bell before overtaking and passing a pedestrian.
- c. Ride to the extreme right when possible so as not to impede auto traffic except when preparing for a left turn.
- d. Not carry a package, bundle, article or person which prevents him from having full control of the bicycle and unobstructed vision.
- e. Not ride more than two abreast on the streets except on paths designated for bicycle use.
- f. Not operate a bicycle in a careless or reckless manner which endangers or would be likely to endanger himself, another, or any property. Racing or trick riding shall be included in this offense.
- g. Not park a bicycle upon a street or a sidewalk except in a bicycle rack or against a building or at the curb, in such a manner as to afford the least obstruction to pedestrian traffic.
- h. Not attach the bicycle or himself to a moving vehicle.

i. Not ride a bicycle upon a street or sidewalk while, under the influence of intoxicating liquors or dangerous drugs.

j. Observe all traffic signs and signals and observe all other traffic rules and regulations applicable.

Section 4 Legal Responsibilities

A parent or guardian or person standing in the position of parent of any minor child, under the age of 18, shall not authorize or knowingly permit a minor child or ward to operate an unsafe bicycle.

Section 5 Sale or Change of Ownership

It shall be the duty of the purchaser or recipient of an unlicensed bicycle to apply for a license within ten days of acquisition of the bicycle.

Section 6 Licenses for Rental Bicycles

All rental agencies who rent bicycles shall first obtain a license from the Police Department for each bicycle so used, by paying the regular license fee. The license shall be attached to the bicycle for which it is issued.

Section 7 Impounding of Bicycles

a. A bicycle left on public property for a period in excess of 72 hours may be impounded by the Police Department.

b. In addition to any citation issued, a bicycle parked or ridden in violation of this ordinance may be immediately impounded.

c. If a bicycle impounded under this ordinance is licensed, or other means of determining its ownership exist, the Police shall make reasonable efforts to notify the owner.

d. A bicycle impounded under this ordinance which remains unclaimed shall be disposed of in accordance with the city's procedures for disposal of abandoned or lost personal property.

Section 8 License and Registration

a. All residents of the City who either own or control a bicycle to be operated within the City shall register the same with the Chief of Police and shall be issued a registration certificate by the City upon payment of an annual license fee in the sum of \$0.50 per year. The license number shall be stamped into the pedal hanger of the frame. The license shall be renewable annually on the anniversary date thereof.

As an alternative to the purchase of said license any person who owns or controls a bicycle to be operated within the city may purchase a City reflective license plate with the license number stamped thereon and display the same on the rear of the bicycle, the cost of which shall be the sum of \$2.65 and shall constitute the licensing of the bicycle for the life thereof.

b. The Chief of Police shall inspect each bicycle presented to him for registration and he shall have the authority to refuse to license any bicycle found to be in unsafe mechanical condition.

c. License numbers shall be issued only to bicycle owners who have passed a written or oral examination on traffic regulations and the safe operation of a bicycle and who have satisfactorily demonstrated their ability to ride a bicycle in a safe manner, providing, however, this requirement may be waived by the Chief of Police at his discretion.

d. The Chief of Police shall record the name and address of the registrant, the make of the bicycle to be registered, its serial or frame number, style and general description together with the license numbers. The Chief of Police shall keep on file the information obtained when licensing bicycles.

- e. It shall be the duty of all persons purchasing or obtaining a second hand bicycle to apply for a transfer of the registration thereof within ten days of the transaction.

Section 9 Authority to Revoke or Suspend Registrations

The Chief of Police is hereby authorized and empowered to suspend or revoke any registration issued under the provisions of this ordinance for repeated violations thereof.

Section 10 Penalty

- a. Any person violating any of the provisions of this ordinance shall upon conviction thereof be punished by imprisonment for not more than 10 days in the County or Municipal Jail, or by a fine not more than \$100.00, or by both.
- b. In addition, upon such conviction, bicycles may be impounded for a period not to exceed 30 days.

Section 11 Repeal of Ordinances in Conflict

Any Ordinance or part thereof in conflict herewith are hereby repealed.

Passed by the City Council this 9th day of May, 1972.

Approved by the Mayor this 10th day of May, 1972.

William P. Holtsclaw
William P. Holtsclaw, Mayor

Jim Watson
Jim Watson, City Recorder