

ORIGINAL ORDINANCE NO: 1994 INTRODUCED BY: Charles McKinney
ENROLLED ORDINANCE NO:

AN ORDINANCE AMENDING CHAPTER 10 OF THE LMC BY DELETING SECTIONS 10.32.020 THROUGH 10.32.080, AND RENUMBERING THE REMAINING SECTIONS.

WHEREAS, the City Council finds it appropriate to revise the Laramie Municipal Code to eliminate the requirement of licensing bicycles:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LARAMIE:

Section 1. Sections 10.32.020 through 10.32.080 of the Laramie Municipal Code shall be deleted in their entirety.

Chapter 10.32 - BICYCLES

Sections:

10.32.010 - Bicycle—Defined.

For purposes of this chapter, "bicycle" means every device propelled solely by human power upon which any person may ride.

(Prior code § 8-1; Ord. 626 § 1, 1980)

~~10.32.020 - License - Required.~~

~~It is unlawful for any person to operate or use a bicycle upon any of the streets, alleys or public highways of the city without first obtaining from the city manager a license therefor.~~

~~(Prior code § 8-2; Ord. 626 § 2, 1980)~~

~~10.32.030 - License - Application - Term.~~

~~The city manager shall issue, upon written application, bicycle licenses. The application shall be in a form prescribed by the city manager and may require proof of compliance with reasonable regulations as a condition precedent to acquisition of a license, which in his discretion would enhance the safe operation of bicycles within the city. Licenses, when issued, shall entitle the licensee to operate the bicycle, currently owned by licensee, upon all streets, alleys and public highways, exclusive of the sidewalks thereof, in the city.~~

~~(Prior code § 8-3; Ord. 626 § 3, 1980)~~

~~10.32.040 - License - Fees - Transferability.~~

~~The fee for licenses required by this chapter for each bicycle shall be three dollars and shall be paid in advance. The licensee shall notify the city manager of the serial number of any new bicycle to be operated under the license. A fee of one dollar shall be paid for the change of serial number on the license. Upon sufficient proof to the city manager that the evidence of registration has been lost, stolen or destroyed, he may issue a replacement, to the same owner, for a fee of one dollar and fifty cents. All license fees collected under this chapter shall be paid into the general fund of the city.~~

~~(Prior code § 8-4; Ord. 626 § 4, 1980)~~

~~10.32.050—License plates—Registration recordation.~~

~~The city shall provide license plates or other registration evidence bearing consecutive numbers. Such license plate shall be retained by the licensee upon sale or transfer of the bicycle and such license plate may be used by the licensee on any new bicycle owned or used by the licensee provided that the serial number of the new bicycle is registered with the city manager as provided in Section 10.32.040. The city manager shall also have a record kept of the date of issue of each license, to whom issued and the number thereof.~~

~~(Prior code § 8-5; Ord. 626 § 5, 1980)~~

~~10.32.060—Sale or transfer of ownership—Report.~~

~~Every person who sells or transfers ownership of any bicycle shall report such sale or transfer to the city manager, together with the name and address of the person to whom the bicycle was sold or transferred. Such report shall be made within five days of the date of sale or transfer and the purchaser or transferee of such bicycle shall apply for license, or report the serial number to the city manager as required under Section 10.32.040, within five days of the sale or transfer.~~

~~(Prior code § 8-6; Ord. 626 § 6, 1980)~~

~~10.32.070—Alteration of plates and frame numbers—Prohibited.~~

~~It is unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame licensed pursuant to this chapter. It also is unlawful for any person to remove, destroy, mutilate or alter any license plate or other registration evidence during the time in which such license plate is operative; provided, that nothing in this section shall prohibit the city manager from having numbers stamped on the frames of bicycles on which no serial number can be found or on which such number is illegible or insufficient for identification purposes.~~

~~(Prior code § 8-7; Ord. 626 § 7, 1980)~~

~~10.32.080—Violation—Impoundment.~~

~~The city manager may cause any bicycle operated in violation of Sections 10.32.020 through 10.32.070 to be impounded and possession of same to be retained until the license required by this chapter is obtained.~~

~~(Prior code § 8-8; Ord. 626 § 8, 1980)~~

~~10.32.090—Regulations—Generally.~~

~~A. The regulations of this chapter shall be applicable whenever a bicycle is operated upon any of the highways of the city or upon any lane or path set aside for the use of bicycles except as is otherwise provided in this chapter.~~

~~B. It is unlawful for the parent of any child under ten years of age or guardian of any ward under ten years of age to knowingly permit any such child or ward to violate any of the provisions of this chapter.~~

~~(Prior code § 8-9; Ord. 626 § 9, 1980)~~

Section 2. Sections 10.32.090 through 10.32.220 of the Laramie Municipal Code shall be renumbered as Sections 10.32.020 through 10.02.150 to reflect the above deletions.

~~10.32.020~~ ~~10.32.090~~ - Regulations—Generally.

A. The regulations of this chapter shall be applicable whenever a bicycle is operated upon any of the highways of the city or upon any lane or path set aside for the use of bicycles except as is otherwise provided in this chapter.

B. It is unlawful for the parent of any child under ten years of age or guardian of any ward under ten years of age to knowingly permit any such child or ward to violate any of the provisions of this chapter.

(Prior code § 8-9; Ord. 626 § 9, 1980)

~~10.32.030~~ ~~10.32.100~~ - Traffic regulation applicability.

Every person riding a bicycle upon a street, alley, public highway or roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a motor vehicle under this title, except as to special regulations in this chapter and except as to those provisions of this title which by their nature can have no application.

(Prior code § 8-10; Ord. 626 § 10, 1980)

~~10.32.040~~ ~~10.32.110~~ - Riding—Restrictions.

A. A person propelling a bicycle shall not ride other than upon or astride a permanent and regular seat attached thereto.

B. No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped.

(Prior code § 8-11; Ord. 626 § 11, 1980)

~~10.32.050~~ ~~10.32.120~~ - Clinging to vehicles.

No person riding upon any bicycle, coaster, roller skates, sled or toy vehicle shall attach the same or himself to any vehicle upon a roadway.

(Prior code § 8-12; Ord. 626 § 12, 1980)

~~10.32.060~~ ~~10.32.130~~ - Riding on roadways—Restricted to right side.

Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable exercising due care when passing a standing vehicle or one proceeding in the same direction. The provisions of this section shall not apply when the bicyclist is executing a left-hand turn.

(Prior code § 8-13(a); Ord. 626 § 13 (part), 1980)

~~10.32.070~~ ~~10.32.140~~ - Riding on roadways—Not more than two abreast.

Persons riding bicycles upon a roadway shall not ride more than two abreast except on paths or lanes of roadways set aside for the use of bicycles.

(Prior code § 8-13(b); Ord. 626 § 13 (part), 1980)

~~10.32.080~~ ~~10.32.150~~ - Riding on roadways—Restricted when path or land provided.

Whenever a usable and marked path or lane for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path or lane and shall not use the roadway except as necessary to turn left at an intersection or into a private road or driveway or as necessary to leave the bicycle path or lane to avoid debris or other hazardous conditions. No person operating a bicycle shall leave the bicycle path or lane until the movement can be made with reasonable safety and then only after giving an appropriate signal in the event that any motor vehicle may be affected by the movement.

(Prior code § 8-13(c); Ord. 626 § 13 (part), 1980)

~~10.32.090~~ ~~10.32.160~~ - Motor vehicles—Restricted from paths or lanes—Right-of-way determination.

Operators of motor vehicles shall not drive within bicycle paths or lanes except as necessary to enter a parking space or execute a right-hand turn across such bicycle paths or lanes, or to yield to an authorized emergency vehicle. When executing a turning movement to the right, the operator of a motor vehicle shall yield the right-of-way to any bicyclist riding within the bicycle path or lane and who is so close to the motor vehicle as to constitute an immediate hazard, but the signal when and as required by law, may make such turning movement to the right, and the

bicyclist approaching the motor vehicle shall yield the right-of-way to the motor vehicle making the turning movement to the right.

(Prior code § 8-13(d); Ord. 626 § 13 (part), 1980)

~~10.32.100~~ ~~10.32.170~~ - Carrying articles—Restriction.

No person operating a bicycle shall carry any package, bundle or article which prevents the driver from keeping at least one hand upon the handle bars.

(Prior code § 8-14; Ord. 626 § 14, 1980)

~~10.32.110~~ ~~10.32.180~~ - Riding on sidewalk—Prohibited.

No person shall ride a bicycle upon any of the sidewalks of the city except where the sidewalk is part of a designated and marked bicycle path.

(Prior code § 8-15; Ord. 626 § 15, 1980)

~~10.32.120~~ ~~10.32.190~~ - Lamp—Required.

Every bicycle when in use at nighttime shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred feet to the front and with a red reflector on the rear which shall be visible from all distances from fifty feet to three hundred feet to the rear when directly in front of lawful upper beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred feet to the rear may be used in addition to the red reflector.

(Prior code § 8-18(a); Ord. 626 § 18 (part), 1980)

~~10.32.130~~ ~~10.32.200~~ - Brake—Required.

Every bicycle shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement.

(Prior code § 8-18(b); Ord. 626 § 18 (part), 1980)

~~10.32.140~~ ~~10.32.210~~ - Entering or emerging from alley or driveway.

The operator of a bicycle emerging from an alley, driveway or building shall upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on the sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on the roadway.

(Prior code § 8-16; Ord. 626 § 16, 1980)

10.32.150 ~~10.32.220~~ - Speed—Limitation.

No person shall operate a bicycle at a speed greater than the posted speed limit or greater than that which is reasonable and prudent under the conditions then existing.

(Prior code § 8-17; Ord. 626 § 17, 1980)

Passed and approved this ____ day of _____, 2019

Joe Shumway, Mayor and President of the
City Council

Attest: _____
Nancy Bartholomew, City Clerk

First Reading: March 5, 2019
Public Hearing: March 19, 2019
Second Reading: March 19, 2019
Third Reading and Final Action:

Duly published in the *Laramie Boomerang* this ____ day of ____, 2019.