

AMENDED ORDINANCE NO. 44-82

By: 

An Ordinance to license motorized bicycles and to regulate the operation of motorized bicycles in the City of Bexley, and to declare an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. ISSUANCE OF LICENSE: FEE: DECAL OR PLATE.

(a) No person who resides in the City of Bexley shall operate or use a motorized bicycle upon the streets of the City of Bexley without first obtaining from the Police Department a license for it as provided in the Bexley City Code.

(b) The license fee to be paid for each bicycle or motorized bicycle shall be one dollar (\$1.00) payable in advance.

(c) The Police Department shall provide a decal or plate bearing a distinctive identification number stamped on it.

(d) Before the owner of the bicycle or motorized bicycle shall operate it or permit it to be operated upon any street in the City, he shall cause the decal or plate to be securely attached to the bicycle or motorized bicycle in a given location.

(e) All registration certificates issued under this Section shall be effective from the date of issuance and shall expire on the date the bicycle or motorized bicycle is sold or transferred by the person under whose name it is registered. No person shall transfer or sell a bicycle or motorized bicycle without removing and destroying the registration, license, decal or plate.

Section 2. MOTORIZED BICYCLE OPERATION, EQUIPMENT AND LICENSE.

(a) No person shall operate a motorized bicycle upon a street, highway or any public or private property used by the public for purposes of vehicular travel or parking, unless both of the following conditions are met:

(1) The person is fourteen (14) years of age or older and holds either a valid operator's license issued under Ohio Revised Code Chapter 4507, or a valid motorized bicycle license issued after the person has passed the test provided for in this section.

(2) The motorized bicycle is equipped in accordance with the rules adopted under subsection (b) hereof and is in proper working order.

(b) The Ohio Director of Highway Safety submitted Ohio Revised Code 119.01 to 119.13, shall adopt and promulgate rules concerning the equipment of motorized bicycles and the testing and qualifications of persons who do not hold a valid operator's license issued under Ohio Revised Code Chapter 4507. The test shall include at least a test of vision and knowledge of rules of the road.

(c) No person shall permit the operation of a motorized bicycle upon any public or private property used by the public for the purposes of vehicular travel or parking knowing such operator does not have a valid license as an operator issued to such operator by the Ohio Register of Motor Vehicles under Ohio Revised Code 4507.

Section 3. RESTRICTIONS ON OPERATIONS.

(a) Any person operating a motorized bicycle shall not ride other than upon the permanent and regular seat attached thereto.

(b) No motorized bicycle shall be operated within the City limits of Bexley carrying more persons than the operator.

(c) A person shall ride upon a motorized bicycle only while sitting astride the seat facing forward with one leg on each side of the motorized vehicle.

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

Section 4. ATTACHING MOTORIZED BICYCLE TO VEHICLE.

(a) No person riding upon any motorized bicycle shall attach the same or himself to any vehicle upon a roadway. No operator of a motorized bicycle shall knowingly permit any person riding upon a motorcycle, motorized bicycle, bicycle, coaster, roller skates, sled or toy vehicle to attach the same to himself or to any vehicle while it is moving upon a roadway.

Section 5. RIDING MOTORIZED BICYCLES ABREAST.

(a) Persons riding motorized bicycles upon a roadway shall ride not more than two (2) abreast in a single lane.

Section 6. AUDIBLE SIGNALING DEVICE.

(a) No person shall operate a motorized bicycle unless it is equipped with at least one (1) audible signaling device capable of giving a signal audible for a distance of at least 100 feet, activated by pushing a self-returning device. Such signaling device shall not consist of a siren or whistle.

Section 7. LIGHTS AND REFLECTORS ON MOTORIZED BICYCLES: BRAKES.

(a) Every motorized bicycle when in use shall be equipped with a light on the front that shall emit a white light visible from a distance of at least five hundred (500) feet to the front and with a red reflector on the rear of a type approved by the Police Department. It shall be visible from all distances for one hundred (100) feet to six hundred (600) feet to the rear when directly in front of lawful lower beam headlights on a motor vehicle and a light emitting a red light visible from a distance of five hundred (500) feet to the rear. It shall be used in addition to the rear reflector.

(b) Every motorized vehicle shall be equipped with adequate brakes when used on the street or on the highways.

Section 8. RIDING MOTORIZED BICYCLE RIGHT SIDE OF THE ROADWAY: OBEDIENCE TO TRAFFIC RULES: PASSING.

(a) Every person operating a motorized bicycle upon a roadway shall ride as near to the right side of the roadway as practical obeying all traffic rules applicable to vehicles and exercising due care when passing a standing vehicle or on proceeding in the same direction.

Section 9. CONTROL AND SPEED.

(a) No person shall operate a motorized bicycle:

(1) At a speed greater than is reasonable and prudent under conditions then existing.

(2) Upon the streets or highways at a speed exceeding 20 m.p.h.

Section 10. PARKING A MOTORIZED BICYCLE.

(a) No person shall park a bicycle upon a sidewalk in such a manner so as to unduly interfere with pedestrian traffic, or upon a roadway so as to unduly interfere with vehicular traffic.

Section 11. RIDING ON SIDEWALKS.

(a) No person shall operate a motorized vehicle on a sidewalk.

Section 12. MUTILIZATION OF SERIAL NUMBERS, DECALS OR PLATES.

(a) No person shall willfully or maliciously remove, mutilate, or alter the frame, serial number, or other identifying marks of any motorized bicycle or any registration certificate, decal or plate issued under the provisions of the Bexley City Code. No person shall possess a motorized bicycle with a mutilated or altered frame or serial number.

Section 13. PROHIBITED ACTS.

(a) No person shall display or cause or permit to be displayed or possessed any motorized bicycle license knowing the same to be fictitious, cancelled, revoked, suspended or altered.

(b) No person shall lend to a person not entitled thereto or knowingly permit such other person to use any motorized bicycle license issued to the person so lending or permitting the use thereof.

Section 14. POSSESSION OF LICENSE.

(a) The motorized bicycle license or operator's license issued under Chapter 4507 of the Ohio Revised Code shall be in the immediate possession of the operator of the motorized bicycle while operating such vehicle upon the City streets of Bexley.

Section 15. PENALTIES.

(a) Whoever violates any section of this Chapter shall be guilty of a minor misdemeanor and shall carry a fine not exceeding \$100.00.

Section 16. That this Ordinance is an emergency measure necessary for the immediate preservation of the public peace, health and safety and this Ordinance shall go into force and effect upon its passage and approval by the Mayor.

Passed: October 26, 1982

Carole Thomas Christy
President of Council

Attest: John H. Hinkley
Clerk of Council

Approved: Oct 26, 1982

David H. Madison
David H. Madison
Mayor

Sept. 28, 1982 - First reading
Oct 12, 1982 - Second reading
Oct 26, 1982 - Third reading
Ordinance amended
and adopted.