



Monday, November 14, 2016  
5:30 – 7:00 p.m.  
Hooker Conference Room, Bloomington City Hall  
**AGENDA**

- I. Call to Order and Introductions
- II. Approval of Minutes
  - a. None ready to be approved
- III. Public Comments
- IV. Communications from Commission Members
- V. Reports from Staff
  - a. City Project Updates
  - b. Terrible Horrible Ride in January
  - c. Big Jump Application recap
- VI. Old Business
  - a. Local Motion Grants recap
  - b. Title 15 updates
- VII. New Business
  - a. [Film screening](#) in 2017
  - b. Used bicycle drive?
  - c. Walking Month
  - d. Bikes Month + [Life is a Cycle](#) Ride
- VIII. Topic suggestions for future agendas
- IX. Upcoming Meetings/Events - December 12, BPSC regular meeting
- X. Adjourn

*\*Action requested*

***Auxiliary aids for people with disabilities are available upon request with adequate notice. Please call [812-349-3429](tel:812-349-3429) or e-mail [human.rights@bloomington.in.gov](mailto:human.rights@bloomington.in.gov).***

## ORDINANCE 16-

### TO AMEND TITLE 15 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "VEHICLES AND TRAFFIC"

WHEREAS, the Traffic Commission, the Bicycle and Pedestrian Safety Commission and City staff from the following departments recommend certain changes be made in the bicycle provisions of Title 15 of the Bloomington Municipal code entitled "Vehicles and Traffic." Planning and Transportation, Police Department and the Legal Department;

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. Section 15.56.020, entitled "Operating bicycles," shall be amended so that the section shall read as follows:

Every person who operates a bicycle on public property shall comply with the following provisions:

- (a) It shall be legal to operate a bicycle upon a sidewalk when sidewalks are not congested with pedestrian traffic. If the sidewalk is congested with pedestrian traffic, the bicycle operator shall walk the bicycle.
- (b) A person operating a bicycle on a sidewalk, or across a crosswalk, shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing any pedestrian while traveling in the same direction as the pedestrian. The audible signal may be given by voice or by bell or other warning device capable of giving an audible signal and shall be given at such a distance and in such a manner as to not startle the person or persons being passed.
- (c) A person operating a bicycle upon a sidewalk or crosswalk, before overtaking a blind person carrying a white cane or guided by a dog, shall dismount and overtake or pass on foot, if necessary to avoid startling, inconveniencing or colliding with the blind person.
- (d) A person shall not operate a bicycle upon a sidewalk so as to suddenly leave a curb or other place of safety and move into the path of a vehicle or pedestrian so as to constitute an immediate hazard.
- (e) A person operating a bicycle shall not pass a pedestrian within a distance of three feet if the person operating a bicycle is traveling at a speed faster than ordinary pedestrian activity.
- (f) No person shall operate a bicycle on a sidewalk at a speed greater than ordinary pedestrian activity when approaching or entering a crosswalk or approaching or crossing a driveway if a vehicle is approaching the crosswalk or driveway close enough to constitute a potential hazard.

SECTION 2. Section 15.56.025, "Prohibition of coasters, skateboards and roller skates," shall be deleted in its entirety and replaced with the following:

56.025 Regulation of coasters, skateboards and roller skates:

- (a) Operating roller skates, including in-line skates, skateboards, scooters or other similar devices powered by human power in the following locations is hereby declared a public nuisance and is therefore prohibited:

STREETS:

Kirkwood Avenue from Indiana Avenue to College Avenue  
Sixth Street from Walnut Street to College Avenue  
Walnut Street from Third Street to Seventh Street  
College Avenue from Third Street to Seventh Street

PARKS:

Waldron, Hill and Buskirk Park Fountain Circle

- (b) The City shall have the discretion to post signs as necessary and appropriate.
- (c) Violation of Section 15.56.025 is a Class G Traffic Violation and subject to the penalty listed in Section 15.64.010(h).
- (d) No person may use roller skates or similar devices such as skateboards, in-line skates, scooters and similar devices propelled by human power upon any street, roadway or sidewalk while attached to any motor vehicle on the roadway. No person shall knowingly drive a motor vehicle that is towing a person using such a device.
- (e) All persons using such a device propelled by human power, while on a public street and traveling at less than the speed limit of the roadway, shall yield to vehicles approaching from the rear by moving to the right curb or shoulder of the street.
- (f) All persons operating such a device propelled by human power on public streets from one-half hour after sunset to one-half hour before sunrise must be equipped with the following:
  - (1) A device exhibiting a white light visible from a distance of at least 500 feet to the front.
  - (2) A device exhibiting a red light visible from a distance of at least 500 feet to the rear or a red reflector visible from a distance of 500 feet to the rear.
- (g) All persons operating such a device propelled by human power on public rights of way who are under age 18 must at all times when so engaged wear a protective helmet of good fit fastened securely upon the head with straps of the helmet.

SECTION 3. Sections 15.56.030, "Bicycle license required," and 15.56.040, "Issuance of license," shall be deleted in their entirety.

SECTION 4. Section 15.56.050, "Bicycle license records," shall be deleted in its entirety and replaced with the following:

56.050 Opening vehicle doors

No person shall open a door of a motor vehicle on the streets of this City, unless and until it can be done without interfering with the movement of other traffic, including but not limited to pedestrians and bicycles on sidewalks, shoulders or bicycle lanes. No person shall leave a door open on the side of a vehicle available to moving traffic, including pedestrians and bicycles on sidewalks, shoulders or bicycle lanes, for a period of time longer than necessary to unload or load passengers. Any violation of this section is a Class \_\_\_ Traffic Violation and subject to the penalty listed in Section 15.64.010.

SECTION 5. Section 15.56.060, "Removal of license decal prohibited," shall be deleted and replaced with the following:

56.060, Vulnerable Road Users

- (a) In this section, a vulnerable road user means the following
  - (1) a pedestrian, including, but not limited to, a runner, person with a disability, child, stranded motorist or passenger, highway construction or maintenance worker, a tow truck operator, utility worker, or any other worker with legitimate business in or near the road or right-of-way;
  - (2) a person on horseback;
  - (3) a person operating equipment other than a motor vehicle, including, but not limited to, a bicycle, horse-driven conveyance or unprotected farm equipment; or
  - (4) a person operating a motorcycle, moped, motor-driven cycle or motor-assisted scooter.
- (b) An operator of a motor vehicle passing a vulnerable road user operating on a highway or street shall
  - (1) vacate the lane in which the vulnerable road user is located if the highway has two or more marked lanes in the same direction; or
  - (2) pass the vulnerable road user at a distance of at least three feet for cars and light trucks and at least six feet for heavy trucks and buses.
- (c) An operator of a motor vehicle who is making a turn at an intersection, including an intersection with an alley or private road or driveway, shall yield the right-of-way to a vulnerable road user who is approaching from the opposite direction and is in the intersection or close enough to the intersection as to be an immediate hazard.
- (d) An operator of a motor vehicle may not overtake a vulnerable road user traveling in the same direction and subsequently make a turn in front of the vulnerable road user unless the operator is safely clear of the vulnerable road user, taking into account the speed at which the vulnerable road user is traveling and the braking requirements of the motor vehicle making the turn.
- (e) An operator of a motor vehicle may not maneuver the vehicle in a manner that is intended to intimidate, threaten or harass a vulnerable road user.
- (f) Any violation of this section is a Class \_\_\_\_ Traffic Violation and subject to the penalty listed in Section 15.64.010.
- (g) It is an affirmative defense to prosecution under this section that at the time of the offense, the vulnerable road user was acting in violation of the law.

SECTION 6. Section 15.56.070, "Bicycle rentals," shall be amended so that the section shall read as follows:

- (a) No person may rent a bicycle to another person unless the bicycle is equipped as required by state law.
- (b) Any person or business renting or offering a bicycle for rent in this City shall indemnify any person renting such bicycle for fines incurred due to any noncompliance with state equipment requirements. Failure to indemnify renter for any fines incurred is a Class B Traffic Violation subject to the penalty listed in Section 15.64.010(b).

SECTION 7. Section 15.56.080, "Bicycle Lanes Established," shall be amended by deleting the

first paragraph and replacing it with the following, such that the paragraph shall read as follows:

Bicycle lanes are established for the purpose of providing a separate traffic lane on designated city streets for the sole use of persons riding bicycles. No parking, stopping or standing by automobiles is permitted on bicycle lanes. The location of bicycle lanes shall be designated by signs and/or appropriate markings on the surface of the street.

SECTION 8. Section 15.56.085, "Right-of-way of Bicycle Riders," shall be deleted in its entirety and replaced with the following:

15.56.085, Driving on bicycle lanes.

- (a) A person shall not drive a motor-propelled vehicle in, on or across a bicycle lane except
  - (1) to enter or leave a driveway, building or alley;
  - (2) to enter or leave a parking space; or
  - (3) for a bus, to enter or leave a bus stop.
- (b) Subsection (a) does not apply to a bicycle, scooter or similar vehicle equipped with an electric motor that is capable of propelling the bicycle, scooter or vehicle at a maximum speed of 20 miles an hour.
- (c) A person may not drive or cross a bicycle lane under this section without first yielding the right-of-way, if necessary, to avoid collision or interference with bicycle traffic.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
ANDY RUFF, President  
Bloomington Common Council

ATTEST:

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

SIGNED and APPROVED by me upon this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
JOHN HAMILTON, Mayor  
City of Bloomington

## SYNOPSIS

This ordinance seeks to amend several sections of Title 15 of the Bloomington Municipal Code pertaining to bicyclists and other human-powered methods of transportation. The changes were suggested by the Planning and Transportation Department, the City of Bloomington Traffic Commission and Bicycle and Pedestrian Safety Commission and the Legal Department. They permit bicyclists to operate on sidewalks, provided they comply with specified safety requirements. They allow operators of roller skates, in-line skates, skateboards, scooters and other similar devices powered by human power to operate on certain City streets, provided they comply with specified safety requirements. They repeal the bicycle licensing requirement and related requirements. They prohibit parking or standing on bicycle lanes and prohibit driving on bicycle lanes, with limited exceptions. And they protect vulnerable road users, including pedestrians and bicyclists, by requiring motorists to exercise due care when operating or exiting their vehicles.