

ORDINANCE NO. 77-31

AN ORDINANCE TO REPEAL AND RE-ENACT
CHAPTER 15.52 OF THE BLOOMINGTON
MUNICIPAL CODE ENTITLED "BICYCLES"

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

SECTION 1. That Chapter 15.52 of the Bloomington Municipal
Code entitled, "Bicycles" be repealed and re-enacted as follows:

Sections:

- 15.52.010 Applicability of Traffic Laws
- 15.52.020 Riders on Bicycles
- 15.52.030 Riding in Groups - Restriction
- 15.52.040 Clinging to Vehicles
- 15.52.050 Carrying Articles
- 15.52.060 Riding on Sidewalks
- 15.52.070 Safety Equipment
- 15.52.080 Bicycle License Required
- 15.52.090 Issuance of License
- 15.52.100 Licensing Locations
- 15.52.110 Violation of License Requirement
- 15.52.120 Bicycle License Records
- 15.52.130 Removal of License Decal Prohibited
- 15.52.140 Bicycle Rentals
- 15.52.150 Penalties for Violation of Provisions

15.52.010 Applicability of Traffic Laws. Every person who operates a bicycle upon any street or road shall be subject to the Rules of the Road of the State of Indiana (found at IC §§9-4-1-1 through 9-4-1-138) and to all City traffic ordinances, except:

1. Where additional requirements are imposed by this Chapter; or
2. Where the nature of such rules or ordinances renders them inapplicable to bicycles or bicycle traffic.

15.52.020 Riders on Bicycles.

1. A person propelling a bicycle shall not ride other than astride the permanent and regular seat attached thereto.
2. No bicycle shall be used to carry more than one person, unless, (a) such bicycle is a tandem bicycle designed to be propelled by more than one person, or (b) such bicycle is used to carry a small child in a seat designed and properly mounted for that purpose.

15.52.030 Riding in Groups-Restriction. Persons riding bicycles upon a street or road shall not ride more than two (2) abreast except on paths or roadways set aside for the exclusive use of bicycles.

- 15.52.040 Clinging to Vehicles. No person operating a bicycle shall attach it or himself to any vehicle upon a roadway.
- 15.52.050 Carrying Articles. No person operating a bicycle shall carry any package, bundle or article which prevents him or her from keeping both hands upon the handlebars.
- 15.52.060 Riding on Sidewalks. All persons operating bicycles on sidewalks shall yield to pedestrians.
- 15.52.070 Safety Equipment.
1. Lamps Required. Every bicycle operated on a public street or road from one half ($\frac{1}{2}$) hour after sunset until one half ($\frac{1}{2}$) hour before sunrise shall be equipped with a lamp on the front exhibiting a white light visible from a distance of at least five hundred (500) feet to the front and with a lamp on the rear exhibiting a red light visible from a distance of five hundred (500) feet to the rear; except that a red reflector visible from the same distance when illuminated by the lawful upper beams of a motor vehicle may be used in lieu of a rear light.
 2. Brakes 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.
 3. Audible Signal. No person shall ride a bicycle unless it is equipped with a bell or other device capable of giving a signal audible for a distance of at least one hundred (100) feet, except that no bicycle shall be equipped with, nor shall any person use upon a bicycle, any siren or whistle.
- 15.52.080 Bicycle License Required.
1. No person shall ride a bicycle on any road, street, or bicycle path within this city unless such bicycle has been licensed and a valid license decal firmly attached to the seat tube of such bicycle.
 2. Exemptions. The requirement of a subsection 1 shall not apply:
 - (a) to persons not residents of the city of Bloomington; or
 - (b) to bicycles validly registered by Indiana University, Bloomington.
 3. Effective Date. This section shall not be enforceable by imposition of fines until forty-five (45) days after the effective date of this ordinance.
- 15.52.090 Issuance of License. The City Controller shall, upon receiving proper application therefor, issue a bicycle license decal, at no charge to the applicant, which shall be effective as follows:
- | | |
|---|--------------------|
| All licenses issued: | Expire on: |
| 1. from the date this ordinance becomes effective through August 31, 1980 | September 30, 1980 |

2. from September 1, 1980
through August 31, 1983 September 30, 1983

and in a like manner for each three year period following while this ordinance is in effect.

- 15.52.100 Licensing Locations. The City Controller is authorized to establish such permanent and temporary licensing locations as shall be necessary to provide convenient bicycle registration, including, but not limited to, the Bloomington Municipal Building, public schools, and other such locations.
- 15.52.110 Violation of License Requirement. Any person operating a bicycle on any street, road, or bicycle path without having obtained the license required by Section 15.52.080 shall be subject to a fine of five dollars (\$5.00) for each violation.
- 15.52.120 Bicycle License Records.
1. The City Controller shall maintain a record of all bicycle licenses issued. Such record shall contain the number of the license decal issued, the date of issue, the name and address of the owner, the make and serial number of the bicycle, and any other information deemed necessary.
 2. A duplicate of the record provided for in subsection 1 shall be maintained by the City of Bloomington Police Department.
 3. A duplicate of the above record may be provided to the Indiana University Police Department upon official request submitted to the City Controller.
 4. Provided, that in no event shall the above records be maintained for a period exceeding three (3) years beyond the year in which the license expired.
- 15.52.130 Removal of License Decal Prohibited. No person shall remove a license decal from a bicycle during the period for which the license was issued, except:
1. Upon a transfer of ownership of the bicycle, or
 2. In the event the bicycle is dismantled and is no longer operated upon any street, road or bicycle path in this City.
- 15.52.140 Bicycle Rentals. Any person or business who rents or offers a bicycle for rent in this City shall be responsible for compliance with all license and safety equipment requirements imposed by this Chapter and shall indemnify any person renting such bicycle for fines incurred due to any non-compliance with those requirements.
- 15.52.150 Penalties for Violation of Provisions. Any person who violates a Section of this Chapter shall be subject to:
1. The penalties provided for in the Indiana Motor Vehicle Code where applicable (Sections incorporating Indiana Code provisions;


specifically 15.52.020, 15.52.030, 15.52.040, 15.52.050, 15.52.070); or

2. A fine of two dollars (\$2.00) for that first such violation and a fine of five dollars (\$5.00 for each subsequent violation committed within twelve (12) months of the first; or
3. The penalty provided in Section 15.52.110 for license violations.

SECTION 2. Severability. If any section, sentence or provision of this Ordinance, or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this chapter are declared to be severable.

SECTION 3. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this 21 day of April, 1977.



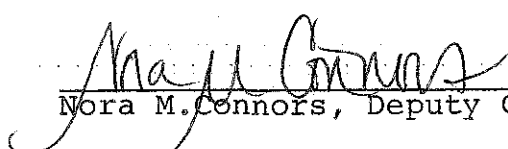
Thomas O Middleton, President
Bloomington Common Council

ATTEST:




Karel Dolnick, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana upon this 22 day of April, 1977.



Nora M. Connors, Deputy City Clerk

THIS ORDINANCE SIGNED and APPROVED by me upon this day of MAY, 1977, at the hour of 10 o'clock, 2 m.



Francis X. McCloskey, Mayor
City of Bloomington

SYNOPSIS

Ordinance No. 77-31

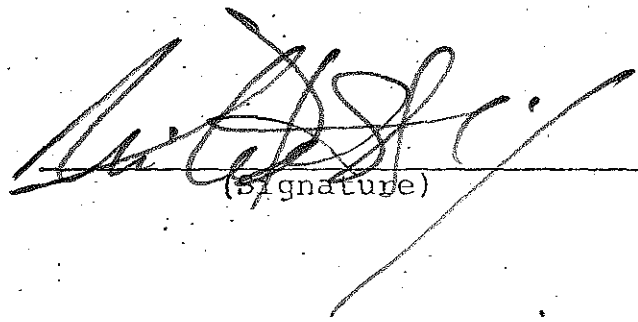
To Repeal and Re-enact Chapter 15.52 of the
Bloomington Municipal Code, Entitled "Bicycles"

Each city in the State of Indiana is empowered to regulate, license and prohibit the use of public ways by any vehicle, device, or machine that transports persons, animals or property.

This ordinance affects the use of bicycles and has two major areas of coverage: traffic provisions and registration provisions. The traffic provisions are modeled after Indiana Code requirements and are aimed primarily at safety by setting standards for bicycle operation in public roads. The registration provisions deal with the problem of bicycle theft by providing for records, available to local law enforcement agencies, to aid in the recovery and return of stolen bicycles.

If enacted, this ordinance would require all bicycles except those operated by non-residents or those registered by Indiana University, to register with the City of Bloomington. The registration of such bicycles would be at no cost to the bicyclist.

I HEREBY MOVE THAT ORDINANCE 77-31
BE INTRODUCED AND READ AT FIRST READING AT THE COUNCIL
MEETING ON April 7, 1977


(Signature)