

ORDINANCE NO. 1694

AN ORDINANCE REGULATING BICYCLES, PROVIDING PENALTIES, AND REPEALING ORDINANCES NO. 1135 AND 1216.

THE CITY OF HILLSBORO DOES ORDAIN AS FOLLOWS:

Section 1. The following words or phrases except where the context clearly indicates a different meaning, shall mean:

- (1) Alley. A narrow street through the middle of a block.
- (2) Bicycle. Every device propelled by human power upon which any person may ride, having two tandem wheels either of which is over 20 inches in diameter.
- (3) Highway, road and street. The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular traffic.
- (4) Park or parking. The standing of a vehicle, whether occupied or not, except when a vehicle is temporarily standing for the purpose of and while actually engaged in loading or unloading.
- (5) Parkway. That portion of a street not used as a roadway or as a sidewalk.
- (6) Person. Every natural person, firm, partnership, association or corporation.
- (7) Roadway. That portion of a street or highway improved, designed or ordinarily used for vehicular travel.
- (8) Safety zone. The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.
- (9) Sidewalk. That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for the use of pedestrians.

Section 2. No person who resides within the city of Hillsboro shall ride or propel a bicycle on any street or upon any public path unless such bicycle has been licensed by the police department of this city.

Section 3. The police department of the City of Hillsboro is hereby authorized and directed to issue upon written application therefor, bicycle licenses for the current year 1958 to and including the 31st of December, 1958, and thereafter such licenses shall be issued for a period of two years commencing with the 1st day of January and ending with the 31st day of December the following year.

Section 4. License plates shall be provided for each two-year period commencing with January 1, 1959, by the City of Hillsboro and registration cards shall also be provided. Such registration cards and licenses shall be issued only to applicants who submit satisfactory proof of ownership of the bicycle and evidence reasonable knowledge of traffic safety rules. Further, the police department of this city shall inspect each bicycle before registering and licensing and shall refuse such license or registration card for any bicycle determined to be in unsafe mechanical condition. All license plates shall be suitable for the attachment to the frame of a bicycle at such place and in such manner as the police department shall designate and one such plate shall be issued for each bicycle. The police department shall charge and collect for the benefit of the City of Hillsboro a license fee of 25¢ for each such ⁶¹⁻²⁰⁰⁰⁴¹ annual license and shall also keep a record of the date of issuance and number of each license and to whom issued.

Section 5. All persons, firms or corporations engaging in the business of buying secondhand bicycles within the city of Hillsboro are hereby required to report to the police department each such purchase, giving the name and address of the person from whom each bicycle is purchased and a description of each such bicycle, including the frame number and the license number, if found thereon. All persons, firms or corporations engaged in the business of selling new or secondhand bicycles within the city of Hillsboro, after the passage and approval of this ordinance, are hereby required to report to the police department all such sales, giving the name and address of the purchaser and a description of the bicycle sold, including the frame number and the license number, if any. All such reports shall be turned in to the police department not later than 24 hours after the time of sale.

The police department shall prescribe the form and contents of the reports required for this section and shall furnish to such dealers, on request, blank forms suitable for such reports.

Section 6. It shall be the duty of every person who shall sell or transfer ownership of any bicycle to report such sale or transfer by returning to the police department the registration card issued to such person as licensee and covering the bicycle so sold, together with the name and address of the person to whom said bicycle was sold or transferred. Such report shall be made within five days after the time of such sale or transfer. It shall be the duty of the purchaser or transferee of such bicycle to apply to the said police department for a transfer of registration thereof within five days after the time of such sale or transfer.

Section 7. Any person, firm or corporation who shall rent, hire or loan bicycles, shall first obtain a license tag or tags to be used on such bicycles and shall pay therefor the regular fee herein provided. Such license tag or tags shall be attached to such bicycles and may be transferred from one bicycle to another as required by such owner. Such license tag or tags shall be in a form which may be easily distinguished from the license plates provided for in Section 4 hereof and shall be issued by the police department who shall keep a record thereof. Whenever any such bicycle shall be sold or transferred or shall cease to be held for the purpose of renting, hiring or lending, the license tag provided for by this section shall be removed therefrom and such bicycle shall be licensed in the manner provided in Section 3 of this ordinance.

Section 8. No person shall ride a bicycle with two or more persons upon the same bicycle provided, however, that this restriction shall not apply to tandem bicycles or bicycles equipped for two or more riders and provided further, that no person shall ride or operate a bicycle so equipped, with the passenger in front of the operator of such bicycle.

Section 9. No person riding upon any bicycle shall attach the same or himself

to any other vehicle upon a roadway.

Section 10. No person shall ride or operate any bicycle on any sidewalk in the City of Hillsboro, provided, however, that bicycles used for delivery of papers or merchandise may be operated on the sidewalks, while being so used, within the residential section of said city of Hillsboro, only. The residential section of the City of Hillsboro is hereby defined for the purposes of this section to include all parts of the City of Hillsboro contiguous to a street or Highway not comprising a business district when the frontage on such street or highway for a distance of 300 feet or more is mainly occupied by dwellings or by dwellings and buildings used for business, provided, that when the roadway is impassable for bicycles then they may be ridden on the sidewalk for such distance as the roadways are not usable; and provided further, that any person riding or operating a bicycle on any sidewalk in the residential section of said city shall at all times yield the right-of-way to pedestrians using such sidewalk.

Section 11. Every person operating a bicycle upon a roadway shall ride as near to the right-hand side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction. Persons riding bicycles upon a roadway shall not ride otherwise than in single file.

Section 12. No person shall engage in, or cause others to be engaged in, any bicycle racing upon the streets or other public places in the city of Hillsboro, except under a permit from and under the supervision of the police department of this City.

Section 13. Every person riding or operating a bicycle on a street or public path in the City of Hillsboro shall be subject to all the provisions of the laws of the State of Oregon applicable to such operation and shall also be subject to all the provisions of the ordinance commonly known as the "City of Hillsboro traffic ordinance" and any other ordinances of the city of Hillsboro applicable to such operation and not hereby repealed.

Section 14. Every bicycle shall be equipped with a lamp on the front exhibiting a white light visible from a distance of at least 500 feet to the front of such bicycle, and a red reflector on the rear of such size or characteristics and so mounted as to be visible at night from all distances within 300 feet to 50 feet from the rear of such bicycle. A red light visible from a distance of 500 feet to the rear may be used in addition to the rear reflector.

Section 15. Every bicycle operated upon the streets in this city shall be equipped with brakes adequate to control the movement of and to stop and to hold such vehicle.

Section 16. No person shall operate a bicycle at a speed greater than is reasonable and prudent under the conditions then existing.

Section 17. No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping at least one hand upon the handle bars and in full control of such bicycle.

Section 18. From and after the passage of this ordinance it shall be unlawful for any person to park or leave a bicycle upon the sidewalk within the City of Hillsboro. Except in areas designated by Ordinance, which areas shall be properly marked by signs or painting and provided with racks for parking bicycles.

Section 19. There shall be and hereby is designated and set aside for the parking of bicycles the following area in which bicycles shall be parked and in which area it shall be and hereby is declared to be unlawful to park or leave standing any other type of vehicle. Said area being defined as follows, to-wit:

(1) At the curb on the street and sidewalk, beginning at a point on the west side of North Second Avenue, Five Feet north of the north line of Main Street, thence north ten feet.

(2) At the curb on the street and sidewalk, beginning at the intersection of the north boundary of Main Street and the west boundary of North Third Street; thence north 20 feet.

(3) At the curb on the sidewalk beginning at a point on the north side of East Lincoln Street 55 feet east from the easterly boundary of North Second Avenue; thence east 20 feet.

(4) On the street, on the easterly side of South Ninth Avenue beginning at a point 10 feet south of the south line of East Cedar Street; thence south 35 feet, during the months the Municipal Swimming Pool is in operation and while bicycle racks are maintained in the street for parking bicycles.

(5) On the street, on the southerly side of East Cedar Street, beginning at a point 15 feet east of the east line of South Ninth Avenue; thence east 45 feet, during the months the Municipal Swimming Pool is in operation and while bicycle racks are maintained in the street for parking purposes.

Section 20. The City Manager is hereby instructed to cause to be erected upon each of said areas a bicycle rack to be kept and maintained there for the purpose of holding the bicycles while parked in conformity with the provisions of this ordinance.

Section 21. No parents of any minor child and no guardian of any minor ward shall authorize or knowingly permit any such minor child or ward to violate any of the provisions of this ordinance.

Section 22. Any person who shall violate any of the provisions of this ordinance shall, upon conviction thereof, be punished by imprisonment in the City jail for not to exceed five days or by a fine not to exceed \$10.00, or both or bicycles may be impounded for a period not to exceed fourteen days.

Section 23. Ordinances No. 1135 and 1216 of the City of Hillsboro and all other ordinances or parts of ordinances in conflict herewith are hereby repealed. Provided, however, that the provisions of the ordinance commonly known as the "City of Hillsboro traffic ordinance" shall not be affected hereby.

Passed by the Council on this 1st day of July, 1958.

Approved by the Mayor on this 1st day of July, 1958.

ATTEST: EMB...

L. Howard Davis
Mayor