

ORDINANCE NO. 4378

ENTITLED: "AN ORDINANCE AMENDING CHAPTER 10.80, BICYCLES, OF TITLE 10, VEHICLES AND TRAFFIC, OF THE CODE OF THE CITY OF CHEYENNE, WYOMING."

BE IT HEREBY ORDAINED BY THE GOVERNING BODY OF THE CITY OF CHEYENNE WYOMING:

Section 1. That Chapter 10.80, Bicycles, of Title 10, Vehicles and Traffic, of the code of the City of Cheyenne, Wyoming, is hereby amended as set out in this ordinance.

Chapter 10.80

BICYCLES AND MOTOR-ASSISTED SCOOTERS

Section 10.80.010 Effect of regulations.

A. It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this chapter.

B. The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter.

C. These regulations applicable to bicycles and motor-assisted scooters shall apply whenever a bicycle or motor-assisted scooter is operated upon any highway or upon any path set aside for the exclusive use of bicycles subject to those exceptions state herein.

10.80.020 Definitions.

As used in this chapter, the following words and phrases and any variations, thereof, shall have the following meaning:

"Bike way" means any route recommended for bicycle travel which may include public streets, bicycle lanes, or bicycle paths.

"Motor-assisted scooter" means a self-propelled device, not including a pocket bike or mini-motorbike, with:

1. At least two wheels in contact with the ground during operation;
2. A braking system capable of stopping the device under typical operating conditions;
3. A gas or electric motor not exceeding forty (40) cubic centimeters;
4. A deck designed to allow a person to stand or sit while operating the device; and
5. The ability to be propelled by human power alone.

"Park" means to stand or leave standing any vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading of passengers or materials.

"Pedestrian" means any person afoot.

"Police officer" means every officer of the police department of this city or any officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

10.80.030 Traffic ordinances apply to persons riding bicycles.

Every person riding a bicycle or motor-assisted scooter upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by 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.

10.80.040 Obedience to traffic-control devices.

A. Any person operating a bicycle or motor-assisted scooter shall obey the instructions of official traffic-control devices applicable to vehicles, unless otherwise directed by a police officer.

B. Whenever authorized signs are erected indicating that no right turn, left turn or U-turn is permitted, no person operating a bicycle or motor-assisted scooter shall disobey the direction of any such sign, except where such person dismounts from the bicycle or motor-assisted scooter to make any such turn, in which event such person shall obey the regulations applicable to pedestrians.

10.80.050 Parking.

No person shall park a bicycle or motor-assisted scooter upon a street other than upon the roadway against the curb or upon the sidewalk in a rack to support the bicycle or motor-assisted scooter, or against a building or at the curb, in such a manner as to afford the least obstruction to pedestrian traffic.

10.80.060 Riding on sidewalks.

A. No person shall ride a bicycle or motor-assisted scooter upon a sidewalk within a the central business district as defined in Section 10.04.020 of the city code.

B. Whenever any person is riding a bicycle or motor-assisted scooter upon a sidewalk, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

10.80.070 Driving on bikeway.

No person shall drive a vehicle other than a bicycle or motor-assisted scooter upon any bikeway except in any emergency or as follows:

- A. To enter or leave the street or highway;
- B. To prepare for a right turn;
- C. To park where parking is permitted;
- D. Any vehicle and other equipment owned or operated by any public agency or public utility while necessarily in use for construction, repair work, work upon the surface of a highway, or work of installation, removal, repairing or maintaining official traffic-control devices;
- E. Any rubbish or garbage truck while actually engaged in the collection of rubbish or garbage;
- F. Any streetsweeper while actually engaged in sweeping a street;
- G. Any snow removal equipment while actually engaged in removing snow from a bikeway;
- H. Any vehicle owned or operated by the United States Post Office Department while in use for the collection, transportation or delivery of United States mail.

10.80.080 Parking on bikeway.

No person shall park or stand any vehicle upon any bikeway except in an emergency or as follows:

- A. Any bus in a designated bus zone;
- B. Any vehicle and other equipment owned or operated by any public agency or public utility while necessarily in the use for construction, repair work, work upon the surface of a highway, or work of installation, removal, repairing or maintaining official traffic-control devices.
- C. Any rubbish or garbage truck while actually engaged in the collection of rubbish or garbage;
- D. Any streetsweeper while actually engaged in sweeping a street;
- E. Any snow removal equipment while actually engaged in removing snow from a bikeway;
- F. Any vehicle of any regularly licensed physician while actually engaged in making professional call;
- G. Where parking is permitted.

10.80.090–10.80.180 Reserved.

10.80.190 Violations–Penalties.

It is unlawful for any person to violate any of the provisions of this chapter. Every person convicted of a violation of any provision of this chapter shall be fined in accordance with Section 1.24.010 of the city code.

INTRODUCED AND READ as provided by law as an emergency ordinance by the Governing Body of the City of Cheyenne and declared adopted by three-quarters or more of the Governing Body of the City of Cheyenne on the 28th day of June, 2021.



Patrick Collins, Mayor

(SEAL)

ATTEST:



Kristina F. Jones, City Clerk

EFFECTIVE THIS 29th DAY OF June, 2021.