## CHAPTER 2

Bicycles

### SEC. 10-2-1 DEFINITIONS.

As used in this Chapter:

(a) **BICYCLE** means every device propelled by the feet upon pedals and having wheels, any two (2) of which are not less than fourteen (14) inches in diameter.

(b) **BICYCLES' LANE** means that portion of a roadway set aside for exclusive use of bicycles and so designated by appropriate signs and markings by the responsible governing body.

(c) **BIKE ROUTE** means any bicycle lane, bicycle way or highway which has been duly designated by the responsible governing body and identified by appropriate signs and markings.

(d) **BICYCLE WAY** means any path or sidewalk, or portion thereof, designated for the use of bicycles by the responsible governing body.

(e) **CARRIER** means any device attached to a bicycle designed for carrying articles.

(f) **IDENTIFICATION TAG** means a metal plate or sticker indicating that a bicycle is registered.

(g) **RIGHT-OF-WAY** means the right of one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

### SEC. 10-2-2 MANNER OF OPERATION RESTRICTED.

No bicycle shall be allowed to proceed in any street in the City by inertia or momentum with the feet of the rider removed from the bicycle pedals. No rider of a bicycle shall remove both hands from the handlebars or practice any trick or fancy riding in any street in the City nor shall any bicycle rider carry or ride any other person so that two (2) persons are on the bicycle at one time, unless a seat is provided for a second person. Operators shall not ride bicycles abreast.

### SEC. 10-2-3 LIGHTING AND OTHER EQUIPMENT.

No person shall operate a bicycle upon a highway unless equipped as required in Sec. 347.81, Wis. Stats., between one-half (1/2) hour after sunset and one-half (1/2) hour before sunrise.

### SEC. 10-2-4 PARKING A BICYCLE.

No person shall leave a bicycle at such a place or in such a way as to create a hazard to pedestrians, automobile operators or to anyone else. Bicycles shall be parked either upon the roadway against the curb, in bicycle racks or, if on the sidewalk, in such a manner as to afford the least obstruction to pedestrian traffic, and not in such a manner as to obstruct the ingress and egress to buildings used by the public. If there is no bicycle rack or other facility intended to be used for the parking of bicycles in the vicinity, the operator may park a bicycle on the sidewalk in an upright position parallel to and within twenty-four (24) inches of the curb.

## SEC. 10-2-5 RULES OF THE ROAD.

The provisions of Chs. 346 and 347, Wis. Stats., and applicable City Ordinances shall govern the operation of bicycles where appropriate.

## SEC. 10-2-6 BICYCLE REGULATIONS.

(a) **RULES FOR TURNING.**

(1) The operator of a bicycle intending to turn to the right at an intersection shall approach the point of turning in the traffic lane nearest the right-hand edge or curb of the street and, in turning, shall keep as closely as practicable to the right-hand edge or curb of the highway.

(2) The operator of a bicycle intending to turn to the left of an intersection or into a private driveway shall make such turn from the traffic lane immediately to the right or next to the center of the street and pass immediately to the left of the center of the intersection, passing as closely as practicable to the left of the center of the intersection immediately to the right of the center of the intersection of the street.

(3) At any intersection where traffic is controlled by a traffic control signal or by a traffic officer, it shall be unlawful for any such operator of such bicycle upon any street to disobey the instructions of any official traffic sign or signal placed in accordance with the laws of the State of Wisconsin and the Ordinances of the City.

(4) Crosswalks shall be used when walking a bicycle through an intersection.

(b) **TRICK RIDING.** No person shall operate a bicycle upon the streets of said City without having manual control of the handlebars or operate a bicycle in any other manner which necessitates the element of unusual extraordinary skill and involves unnecessary risk.

(c) **TANDEM RIDING.** No person shall ride or propel a bicycle on a street in said City with another person upon said bicycle unless such bicycle is so constructed as to be a tandem bicycle.

(d) **EMERGING FROM ALLEY OR DRIVEWAY.** The operator of a bicycle emerging from an alley, driveway or building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to all vehicles approaching on said roadway.

(e) **BICYCLES NOT TO BE PULLED BY MOVING VEHICLES.** No person riding upon a bicycle shall cling or attach himself or his bicycle to any other moving vehicle upon a street or highway, nor shall the operator of any such bicycle tow or draw any coaster wagon, sled, person on roller skates, toy vehicles or any other similar vehicle on such highway.

(f) **SPEED.** No person shall operate a bicycle at a speed greater than is reasonable and prudent under existing conditions or in excess of any posted speed limit.

(g) **RIDING ON SIDEWALKS.**

(1) No person shall ride a bicycle upon a sidewalk within a business district, except riding on bridge sidewalks is permitted on the east side only.

(2) No person eleven (11) years of age or more shall ride a bicycle upon the sidewalks of any district.

## SEC. 10-2-7 REGISTRATION OF BICYCLES.

(a) **REGISTRATION OF BICYCLES.** No person shall operate or possess a bicycle upon any street, sidewalk, public property, bicycle pathway or public highway within the City of Menasha unless said bicycle shall first have been registered and an identification tag attached.

(b) **FORM OF REGISTRATION.**

(1) Every owner of a bicycle shall list and register with the Police Department their name, address, manufacturer's, model type, identification number, color and general description.

(2) The registration period for a bicycle shall be permanent for any bicycle registered after January 1, 1989.

(3) The City shall issue registration tags to residents at no charge so long as ownership of the bicycle is retained. Any transfer of ownership shall require a new registration unless such transfer is within the immediate family of the original registrant.

(4) Upon registration the City shall provide a suitable registration tag numbered to correspond with the registration number. The owner shall attach the registration tag to the frame of the bicycle as specified by the Police Department.

(5) The replacement of the frame on a bicycle shall require a new registration.

(c) **RECORDS AND TRANSMITTAL OF FEES.**

(1) The Police Department shall maintain a registration program consisting of all applications and registrations.

(d) **CHANGE OF OWNERSHIP.**

(1) An owner shall notify the Police Department that a bicycle has been permanently removed from the City or has been dismantled and taken out of operation within 10 days. Upon such notice, the information will be removed from the registry.

(e) **REGISTRATION TO BE DISPLAYED.**

(1) The identification tag issued under this Section shall be affixed to the registered bicycle so as to be plainly seen and read unless otherwise ordered removed by the Police Department.

(f) **REMOVAL AND ALTERATION OF IDENTIFICATION TAGS.**

(1) Removal Prohibited. No person shall remove an identification tag from a bicycle during the period for which issued except upon a transfer of ownership or when the bicycle is dismantled and taken out of operation.

(2) Alteration Prohibited. No person shall alter or counterfeit any identification tag.

(f) **PENALTIES**.

(1) Any person operating or possessing a bicycle upon any street, sidewalk, public property, bicycle pathway, or public highway within the City of Menasha without a valid registration tag and having been previously issued a warning ticket involving the same bicycle shall be fined $25.00 plus costs for a first violation within one year and $100.00 plus costs for any subsequent violation within one year.

(2) It shall be a defense to this Section for anyone who has validly registered his/her bicycle in any other jurisdiction.

## SEC. 10-2-8 SKATEBOARDS.

(a) **SKATEBOARDING REGULATED.** It shall be unlawful for any person to operate or ride a skateboard, roller skates or roller skis in any of the following places:

(1) On any City streets.

(2) On any sidewalk in a business district. For purposes of this Section, a business district shall be defined as any area primarily commercial in nature.

(3) In any public parking ramp or parking lot.

(4) Or on other municipally owned property.

(5) On private property, unless permission has been received from the owner, lessee or person in charge of that property.

(b) **RIGHT-OF-WAY.** Operators or riders of skateboards, roller skates or roller skis shall yield the right-of-way to other pedestrians using City sidewalks and shall not otherwise endanger or interfere with normal pedestrian traffic on those sidewalks.

(c) **PENALTIES.**

(1) Any persons between fourteen (14) years of age through fifteen (15) years of age who shall violate any provisions of this Section shall be issued a citation subject to penalties provided in Section 1-1-7. In addition, the court may suspend the child's operating license as found in Sec. 340.01, Wis. Stats.

(2) Any person under fourteen (14) years of age who shall violate any provision of this Chapter may be issued a special bicycle violation warning notice along with the addition of actions:

a. First offense in one (1) year, warning letter sent to parent or guardian requiring their signature and return of the warning notice to the police department.

b. Second offence in one (1) year, mandatory child-parent conference with the juvenile officer.

c. Third offense in one (1) year, mandatory referral to Winnebago County Juvenile Court.