

TITLE VII: TRAFFIC CODE

Chapter

70. GENERAL REGULATIONS

71. TRAFFIC REGULATIONS

72. PARKING REGULATIONS

73. RECREATIONAL VEHICLES

CHAPTER 70: GENERAL REGULATIONS

Section

General Provisions; Administration

- 70.01 Short title
- 70.02 Powers of Council
- 70.03 Duties of Chief of Police
- 70.04 Public danger
- 70.05 Standards
- 70.06 Authority of police and fire officers
- 70.07 Resolutions effective
- 70.08 Definitions

- (2) Designation of 1-way streets, per O.R.S. 810.130;
- (3) Designation of truck routes, per O.R.S. 810.040;
- (4) Designation of parking meter zones;
- (5) Restriction of the use of certain streets by any class or kind of vehicle to protect the streets from damage, per O.R.S. 810.060;

Pedestrians

- 70.20 Use of crosswalks required
- 70.21 Crossing at right angles

- 70.99 Penalty

- (6) Authorization of greater maximum weights or lengths for vehicles using city streets than specified by state law, per O.R.S. 810.050;
- (7) Initiation of proceedings to change speed zones, per O.R.S. 810.180; and

GENERAL PROVISIONS; ADMINISTRATION

- (8) Revision of speed limits in parks, per O.R.S. 810.180.
(Ord. 428, passed 8-12-1976)

§ 70.01 SHORT TITLE.

This title may be cited as “Willamina Uniform Traffic Ordinance” or “city traffic code.” (Ord. 428, passed 8-12-1976)

§ 70.03 DUTIES OF CHIEF OF POLICE.

The Chief of Police or his or her designate shall exercise the following duties:

§ 70.02 POWERS OF COUNCIL.

(A) Subject to state laws, the City Council shall exercise all municipal traffic authority for the city except those powers specifically and expressly delegated herein or by another ordinance.

(A) Implement the ordinances, resolutions and motions of the Council and his or her own orders by installing, maintaining, removing and altering traffic control devices. This installation shall be based on the standards contained in the *Oregon Manual on Uniform Traffic Control Devices for Streets and Highways*;

(B) The powers of the Council shall include but not be limited to:

(B) Establish, remove or alter the following classes of traffic controls:

- (1) Designation of through streets, per O.R.S. 810.110;

- (1) Crosswalks, per O.R.S. 810.080, safety zones, per O.R.S. 810.130, and traffic lanes per

O.R.S. 810.140;

(2) Intersection channelization and areas where drivers of vehicles shall not make right, left or U-turns, and the time when the prohibition applies, per O.R.S. 810.130; and

(3) Parking areas and time limitations, including the form of permissible parking (e.g., parallel or diagonal), per O.R.S. 810.160.

(C) Issue oversize or overweight vehicle permits, per O.R.S. 818.200 through 818.270. (Ord. 428, passed 8-12-1976)

§ 70.04 PUBLIC DANGER.

Under conditions constituting a danger to the public, the Chief of Police or his or her designate may install temporary traffic control devices deemed by him or her to be necessary. (Ord. 428, passed 8-12-1976)

§ 70.05 STANDARDS.

The regulations of the Chief of Police or his or her designate shall be based upon:

(A) Traffic engineering principles and traffic investigations;

(B) Standards, limitations and rules promulgated by the Oregon Transportation Commission; and

(C) Other recognized traffic control standards. (Ord. 428, passed 8-12-1976)

§ 70.06 AUTHORITY OF POLICE AND FIRE OFFICERS.

(A) It shall be the duty of police officers to enforce the provisions of this title.

(B) In the event of a fire or other public emergency, officers of the Police and Fire Departments may direct traffic as conditions require, notwithstanding the provisions of this title. (Ord. 428, passed 8-12-1976)

§ 70.07 RESOLUTIONS EFFECTIVE.

(A) Regulations set by resolution shall take effect upon passage and adoption of the resolution and the resolution shall state the prior resolution or portion thereof to be rescinded.

(B) A copy of the resolution shall be filed in the ordinance book of the city upon passage and adoption.

(C) Resolutions shall be reviewed and updated periodically by the City Council. (Ord. 563, passed 10-28-1993)

§ 70.08 DEFINITIONS.

(A) For the purpose of this title, in addition to those definitions contained in the Oregon Vehicle Code, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BUS STOP. A space on the edge of a roadway designated by sign for use by buses loading or unloading passengers.

HOLIDAY. New Year's Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day and any other day proclaimed by the Council to be a holiday.

LOADING ZONE. A space on the edge of a roadway designated by sign for the purpose of loading or unloading passengers or materials during specified hours of specified days.

MOTOR VEHICLE. Every vehicle that is self-propelled, including tractors, fork-lift trucks, motorcycles, road building equipment, street cleaning equipment and any other vehicle capable of moving under its own power, notwithstanding that the vehicle may be exempt from licensing under the motor vehicle laws of Oregon.

PERSON. A natural person, firm, partnership, association or corporation.

STREET. Highway, road or street as

defined in O.R.S. 801.305.

TAXICAB STAND. A space on the edge of a roadway designated by sign for use by taxicabs.

TRAFFIC LANE. That area of the roadway used for the movement of a single line of traffic.

VEHICLE. As used in subsequent sections of this chapter, includes bicycles.

(B) As used in this chapter, the singular includes the plural, and the masculine includes the feminine.
(Ord. 428, passed 8-12-1976)

PEDESTRIANS

§ 70.20 USE OF CROSSWALKS REQUIRED.

No pedestrian shall cross a street other than within a crosswalk in blocks with marked crosswalks or if within 150 feet of a marked crosswalk.

(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 70.21 CROSSING AT RIGHT ANGLES.

A pedestrian shall cross a street at a right angle, unless crossing within a crosswalk.
(Ord. 428, passed 8-12-1976)

§ 70.99 PENALTY.

(A) Any person who violates any provision of this chapter for which no penalty is provided shall be subject to the terms of § 10.99.

(B) Violation of §§ 71.01 through 71.03, 71.05 and 71.06 is punishable by fine not to exceed \$100.

(C) Violation of §§ 70.20, 70.21, 71.30 through 71.35, 72.01 through 72.10, 73.01 and 73.03 is punishable by fine not to exceed \$50.
(Ord. 428, passed 8-12-1976; Am. Ord. 552, passed 6-13-1991)

CHAPTER 71: TRAFFIC REGULATIONS

Section

General Regulations

- 71.01 Crossing private property
- 71.02 Unlawful riding
- 71.03 Sleds on streets
- 71.04 Skateboards, skates and similar devices
- on sidewalks
- 71.05 Damaging sidewalks and curbs
- 71.06 Removing glass and debris

passenger shall ride on a vehicle upon a street except on a portion of the vehicle designed or intended for the use of passengers. This provision shall not apply to an employee engaged in the necessary discharge of a duty or to a person riding within a truck body in space intended for merchandise.

(B) No person shall board or alight from a vehicle while the vehicle is in motion upon a street. (Ord. 428, passed 8-12-1976) Penalty, see § 70.99

Parades and Processions

- 71.30 Prohibited activity
- 71.31 Parade permit
- 71.32 Appeal to Council
- 71.33 Offenses against parade
- 71.35 Funeral procession

§ 71.03 SLEDS ON STREETS.

No person shall use the streets for traveling on skis, toboggans, sleds or similar devices, except where authorized.

71.34 Pen. (Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 71.04 SKATEBOARDS, SKATES AND SIMILAR DEVICES ON SIDEWALKS.

No person shall travel on skateboards, roller skates, in-line skates or similar devices upon the sidewalks on the main thoroughfares of the city. (Ord. 562, passed 6-24-1993) Penalty, see § 70.99

§ 71.05 DAMAGING SIDEWALKS AND CURBS.

(A) The operator of a motor vehicle shall not drive upon a sidewalk or roadside planting strip except to cross at a permanent or temporary driveway.

(B) No unauthorized person shall place dirt, wood or other material in the gutter or space next to

GENERAL REGULATIONS

§ 71.01 CROSSING PRIVATE PROPERTY.

No operator of a vehicle shall proceed from one street to an intersection street by crossing private property. This provision shall not apply to the operator of a vehicle who stops on the property for the purpose of procuring or providing goods or services. (Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 71.02 UNLAWFUL RIDING.

(A) No operator shall permit a passenger and no

the curb of a street with the intention of using it as a driveway.

(C) No person shall remove a portion of a curb or move a motor vehicle or device moved by a motor vehicle upon a curb or sidewalk without first obtaining authorization and posting bond if required. A person who causes damage shall be held responsible for the cost of repair.
(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 71.06 REMOVING GLASS AND DEBRIS.

A party to a vehicle accident or a person causing broken glass or other debris to be upon a street shall remove the glass and other debris from the street.
(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

PARADES AND PROCESSIONS

§ 71.30 PROHIBITED ACTIVITY.

No person shall organize or participate in a parade which may disrupt or interfere with traffic without obtaining a permit. A permit shall always be required of a procession of people utilizing the public right-of-way and consisting of 15 or more persons or 5 or more vehicles.
(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 71.31 PARADE PERMIT.

(A) Application for parade permits shall be made to the Chief of Police at least 15 days prior to the intended date of the parade, unless the time is waived by him or her.

(B) Applications shall include the following information:

- (1) The name and address of the person responsible for the proposed parade;
- (2) The date of the proposed parade;
- (3) The desired route, including assembling points;

(4) The number of persons, vehicles and animals which will be participating in the parade;

(5) The proposed starting and ending time; and

(6) The application shall be signed by the person designated as chairperson.

(C) If the Chief of Police, upon receipt of the application, determines that the parade can be conducted without endangering public safety and without seriously inconveniencing the general public, he or she shall approve the route and issue the permit.

(D) If the Chief of Police determines that the parade cannot be conducted without endangering public safety or seriously inconveniencing the general public, he or she may:

- (1) Propose an alternate route;
- (2) Propose an alternate date; or
- (3) Refuse to issue a parade permit.

(E) The Chief of Police shall notify the applicant of his or her decision within 5 days of receipt of the application.

(F) If the Chief of Police proposes alternatives or refuses to issue a permit, the applicant shall have the right to appeal his or her decision to the City Council.

§ 71.32 APPEAL TO COUNCIL.

(A) An applicant may appeal the decision of the Chief of Police by filing a written request of appeal with the City Recorder within 5 days after the Chief of Police has proposed alternatives or refused to issue a permit.

(B) The Council shall schedule a hearing date which shall not be later than the second regular session following the filing of the written appeal with the City Recorder and shall notify the applicant of the date and time that he or she may appear, either in person or by a representative.
(Ord. 428, passed 8-12-1976)

§ 71.33 OFFENSES AGAINST PARADE.

(A) No person shall unreasonably interfere with a parade or parade participant.

(B) No person shall operate a vehicle that is not part of a parade between the vehicles or persons comprising a parade.

(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 71.34 PERMIT REVOCABLE.

The Chief of Police may revoke a parade permit if circumstances clearly show that the parade can no longer be conducted consistent with public safety.

(Ord. 428, passed 8-12-1976)

§ 71.35 FUNERAL PROCESSION.

(A) A funeral procession shall proceed to the place of interment by the most direct route which is both legal and practicable.

(B) The procession shall be accompanied by adequate escort vehicles for traffic control purposes.

(C) All motor vehicles in the procession shall be operated with their lights turned on.

(D) No person shall unreasonably interfere with a funeral procession.

(E) No person shall operate a vehicle that is not a part of the procession between the vehicles of a funeral procession.

(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

CHAPTER 72: PARKING REGULATIONS

Section

Regulations

- 72.01 Method of parking
- 72.02 Prohibited parking or standing
- 72.03 Prohibited parking; purposes
- 72.04 Use of loading zone

(A) Where parking space markings are placed on a street, no person shall stand or park a vehicle other than in the indicated direction and, unless the size or shape of the vehicle makes compliance impossible, within a single marked space.

- 72.06 Standing or parking of buses and taxicabs
- 72.07 Restricted use of bus and taxicab stands

72.05 Unattended Vehicles. The operator who first begins maneuvering a motor vehicle into a vacant parking space on a street shall have priority to park in that space, and no other vehicle operator shall attempt to interfere.

- 72.08 Lights on parked vehicles
- 72.09 Extension of parking time
- 72.10 Exemption

(C) Whenever the operator of a vehicle discovers the vehicle is parked close to a building to which the Fire Department has been summoned, the operator shall immediately remove the vehicle from the area, unless otherwise directed by police or fire officers.
(Ord. 428, passed 8-12-1976)

Parking Citations and Owner Responsibilities

- 72.20 Citation on illegally parked vehicle
- 72.21 Failure to comply with citation on parked vehicle
- 72.22 Owner responsibility
- 72.23 Registered owner presumption

§ 72.02 PROHIBITED PARKING OR STANDING.

Impoundment

In addition to the state motor vehicle laws prohibiting parking, no person shall park or stand:

- 72.35 Statutory traffic offenses; violations
- 72.36 Impoundment of motor vehicles
- 72.37 Hearing request
- 72.38 Conditions of release
- 72.39 Hearing for impounded vehicles
- 72.40 Impoundment of obstructing vehicles

(A) A vehicle in an alley other than for the expeditious loading or unloading of persons or materials, and in no case for a period in excess of 30 consecutive minutes; nor

(B) A motor truck as defined by O.R.S. 801.355 on a street between the hours of 9:00 p.m. and 7:00 a.m. of the following day in front of or adjacent to a residence, motel, apartment house, hotel or other sleeping accommodation, without first obtaining a permit from the city.
(Ord. 428, passed 8-12-1976; Am. Ord. 563, passed 10-28-1993) Penalty, see § 70.99

REGULATIONS

§ 72.01 METHOD OF PARKING.

§ 72.03 PROHIBITED PARKING; PURPOSES.

No operator shall park and no owner shall allow a vehicle to be parked upon a street for the principal purpose of:

- (A) Displaying the vehicle for sale;
 - (B) Repairing or servicing the vehicle, except repairs necessitated by an emergency;
 - (C) Displaying advertising from the vehicle; or
 - (D) Selling merchandise from the vehicle, except when authorized.
- (Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 72.04 USE OF LOADING LANE.

No person shall stand or park a vehicle for any purpose or length of time, other than for the expeditious loading or unloading of persons or materials, in a place designated as a loading zone when the hours applicable to that loading zone are in effect. In no case, when the hours applicable to the loading zone are in effect, shall the stop for loading and unloading of materials exceed the time limits posted. If no time limits are posted, then the use of the zone shall not exceed 30 minutes.

(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 72.05 UNATTENDED VEHICLES.

Whenever a police officer shall find a motor vehicle parked or standing unattended with the ignition key in the vehicle, the officer is authorized to remove the key from the vehicle and deliver the key to the person in charge of the police station.

(Ord. 428, passed 8-12-1976)

§ 72.06 STANDING OR PARKING OF BUSES AND TAXICABS.

The operator of a bus or taxicab shall not stand or park the vehicle upon a street in a business district at a place other than a bus stop or taxicab stand, respectively, except that this provision shall not

prevent the operator of a taxicab from temporarily stopping the taxicab outside a traffic lane while loading or unloading passengers.

(Ord. 428, passed 8-12-1976)

§ 72.07 RESTRICTED USE OF BUS AND TAXICAB STANDS.

No person shall stand or park a vehicle other than a taxicab in a taxicab stand, or a bus in a bus stop, except that the operator of a passenger vehicle may temporarily stop for the purpose of and while actually engaged in loading or unloading passengers when stopping does not interfere with a bus or taxicab waiting to enter or about to enter the restricted space.

(Ord. 428, passed 8-12-1976) Penalty, see § 70.99

§ 72.08 LIGHTS ON PARKED VEHICLES.

No lights need be displayed upon a vehicle that is parked in accordance with this chapter upon a street where there is sufficient light to reveal a person or object at a distance of at least 500 feet from the vehicle.

(Ord. 428, passed 8-12-1976)

§ 72.09 EXTENSION OF PARKING TIME.

Where maximum parking time limits are designated by sign, movement of a vehicle within a block shall not extend the time limits for parking.

(Ord. 428, passed 8-12-1976)

§ 72.10 EXEMPTION.

The provisions of this chapter regulating the parking or standing of vehicles shall not apply to a vehicle of the city, county or state or public utility while necessarily in use for construction or repair work on a street, or a vehicle owned by the United States while in use for the collection, transportation or delivery of mail.

(Ord. 428, passed 8-12-1976)

PARKING CITATIONS AND OWNER

RESPONSIBILITIES

§ 72.20 CITATION ON ILLEGALLY PARKED VEHICLE.

Whenever a vehicle without an operator is found parked in violation of a restriction imposed by this chapter or state law, the officer finding the vehicle shall take its license number and any other information displayed on the vehicle which may identify its owner, and shall conspicuously affix to the vehicle a traffic citation instructing the operator to answer to the charge against him or her or pay the penalty imposed within 5 days, during the hours and at a place specified in the citation.
(Ord. 428, passed 8-12-1976)

§ 72.21 FAILURE TO COMPLY WITH TRAFFIC CITATION ON PARKED VEHICLE.

If the operator does not respond to a traffic citation affixed to a vehicle within a period of 5 days, the fine imposed shall double. If the fine still remains unpaid, the city may send to the owner of the vehicle to which the citation was attached a letter informing the owner of the violation and warning him or her that, in the even the letter is disregarded, Department of Motor Vehicles may be notified.
(Ord. 428, passed 8-12-1976; Am. Ord. 563, passed 10-28-1993)

§ 72.22 OWNER RESPONSIBILITY.

The owner of a vehicle placed in violation of a parking restriction shall be responsible for the offense, except when the use of the vehicle was secured by the operator without the owner's consent.
(Ord. 428, passed 8-12-1976)

§ 72.23 REGISTERED OWNER PRESUMPTION.

In a prosecution of a vehicle owner charging a violation of a restriction on parking, proof that the vehicle at the time of the violation was registered to the defendant shall constitute a presumption that the defendant was then the owner in fact.
(Ord. 428, passed 8-12-1976)

IMPOUNDMENT

§ 72.35 STATUTORY TRAFFIC OFFENSES; VIOLATIONS.

(A) Oregon Revised Statutes, Chapters 801 through 822 (the Oregon Vehicle Code Oregon Laws 1997), O.R.S. Chapter 819 (Senate Bill 780, effective October 4, 1997), Chapter 153 and Chapter 823 are hereby incorporated by this reference within the city traffic code as though they were set forth fully therein.

(B) Any violation defined by the Oregon Revised Statute chapters listed in division (A) of this section shall be an identical violation of the city traffic code.
(Ord. 589, passed 1-8-1998)

§ 72.36 IMPOUNDMENT OF MOTOR VEHICLES.

(A) A police officer who reasonably believes that a person is doing any of the following in divisions (1) through (4) below, as these are incorporated within the city traffic code, and who issues a citation into court to the driver for that offense may, without prior notice, order the vehicle impounded until a person with right to possession of the vehicle complies with the conditions for release, or the hearings officer orders that the vehicle be released:

(1) Driving an uninsured vehicle, in violation of O.R.S. 806.010;

(2) Operating without driving privileges or in violation of license restrictions, in violation of O.R.S. 807.010;

(3) Driving while driver's license is suspended or revoked, in violation of O.R.S. 811.175 or 811.182; or

(4) Driving while under the influence of intoxicants, in violation of O.R.S. 813.010.

(B) The police officer shall give notice that the

vehicle has been impounded to the same parties, in the same manner and within the same time limits as provided in O.R.S. 819.180, as it has been incorporated into the city traffic code, for notice after removal of a vehicle.
(Ord. 589, passed 1-8-1998)

§ 72.37 HEARING REQUEST.

A person entitled to lawful possession of a vehicle impounded pursuant to this subchapter may request, in writing, within 5 business days of the impoundment, a hearing to contest the validity of the impoundment. The written request shall be delivered to the City Recorder. When a timely request for hearing is made, a hearing shall be held before the Municipal Judge or other hearings officer as designated by the City Council and set for 4 calendar days after the request is received, excluding Saturdays, Sundays and holidays, but may be postponed at the request of the person asking for the hearing.
(Ord. 589, passed 1-8-1998)

§ 72.38 CONDITIONS OF RELEASE.

A vehicle impounded under this subchapter shall be released to a person entitled to lawful possession upon proof of compliance with financial responsibility requirements for the vehicle, payment to the city of a fee of \$50, costs of the hearing (if applicable), and payment of any towing and storage charges.
(Ord. 589, passed 1-8-1998)

§ 72.39 HEARING FOR IMPOUNDED VEHICLES.

The impounding police officer shall have the burden of proving by a preponderance of the evidence that there were reasonable grounds to believe that the vehicle was being operated in violation of § 72.36(A)(1), (2), (3) or (4). If the Municipal Judge or hearings officer finds that impoundment of the subject vehicle was proper, an order may be entered supporting the removal and shall find that the owner or person entitled to possession of the vehicle is liable for usual and customary towing and storage costs.

The hearings officer may also find the owner or person entitled to possession of the vehicle liable for costs of the hearing.
(Ord. 589, passed 1-8-1998)

§ 72.40 IMPOUNDMENT OF OBSTRUCTING VEHICLES.

(A) Whenever a vehicle is placed in a manner or location that constitutes an obstruction to traffic or a hazard to public safety, a police officer shall order the owner or operator of the vehicle to remove it. If the vehicle is unattended, the officer may cause the vehicle to be towed and stored at the owner's expense. The owner shall be liable for the costs of towing and storing, notwithstanding that the vehicle was parked by another or that the vehicle was initially parked in a safe manner but subsequently became an obstruction or hazard.

(B) The disposition of a vehicle towed and stored under authority of this section shall be in accordance with the provisions of the ordinance of the city relating to impoundment and disposition of vehicles abandoned on the city streets.

(C) The impoundment of a vehicle will not preclude the issuance of a citation for violation of a provision of this chapter.

(D) Stolen vehicles may be towed from public or private property and stored at the expense of the vehicle owner.

(E) Whenever a police officer observes a vehicle parked in violation of a provision of this chapter or state law, if the vehicle has 4 or more unpaid parking violations outstanding against it, the officer may, in addition to issuing a citation, cause the vehicle to be impounded. A vehicle so impounded shall not be released until all outstanding fines and charges have been paid. Vehicles impounded under authority of this division shall be disposed of in the same manner as is provided in division (B) of this section.
(Ord. 428, passed 8-12-1976)

CHAPTER 73: RECREATIONAL VEHICLES

Section

Bicycles

- 73.01 Operating rules
- 73.02 Licensing of bicycles
- 73.03 Impounding of bicycles

- 73.99 Penalty

BICYCLES

§ 73.01 OPERATING RULES.

In addition to observing all other applicable provisions of this chapter and state law pertaining to bicycles, a person shall:

(A) Not leave a bicycle, except in a bicycle rack. If no rack is provided, the person shall leave the bicycle so as not to obstruct any roadway, sidewalk, driveway or building entrance. A person shall not leave a bicycle in violation of the provisions relating to the parking of motor vehicles; and

(B) Not ride a bicycle upon a sidewalk within the corporate city limits.
(Ord. 428, passed 8-12-1976) Penalty, see § 73.99

§ 73.02 LICENSING OF BICYCLES.

(A) (1) No person who owns or controls a bicycle shall keep, possess or use that bicycle within the city unless that bicycle bears a valid, current bicycle license issued by the city for that bicycle.

(2) It shall be a defense to any complaint charging a violation of this division (A) that the defendant was a nonresident of the city and was keeping, possessing or using the bicycle at the time charged only for the purpose of travel to and from points outside the city.

(B) Bicycle licenses shall be issued by the Chief of Police for periods of 2 years, the initial period to have commenced January 1, 1974.

(C) The license fee for a 2-year period shall be \$1 on each licensed bicycle. This fee shall be prorated at the rate of \$0.50 per each elapsed year in any one 2-year period, a fraction of a year shall be considered a full year in determining the amount of license fee to be charged.

(D) In the event of the loss, theft or mutilation of a bicycle license, the city shall issue a duplicate or replacement bicycle license, for a fee of \$0.25.
(Ord. 454, passed 8-31-1978) Penalty, see § 73.99

§ 73.03 IMPOUNDING OF BICYCLES.

(A) No person shall leave a bicycle on public or private property without the consent of the person in charge or the owner thereof.

(B) A bicycle left on public property for a period in excess of 24 hours may be impounded by the Police Department.

(C) In addition to any citation issued, a bicycle parked in violation of this chapter may be immediately impounded by the Police Department.

(D) If a bicycle impounded under this chapter is licensed, or other means of determining its ownership exist, the police shall make reasonable efforts to notify the owner. No impounding fee shall be charged to the owner of a stolen bicycle which has been impounded.

(E) A bicycle impounded under this chapter which remains unclaimed shall be disposed of in accordance with the city's procedures for disposal of abandoned or lost personal property.

(F) Except as provided in division (D) of this section, a fee of \$2 shall be charged to the owner of a bicycle impounded under this section.
(Ord. 428, passed 8-12-1976)

§ 73.99 PENALTY.

(A) Any person who violates any provision of this chapter for which no penalty is provided shall be subject to the terms of § 70.99.

(B) Violation of § 73.02 is punishable by a fine not to exceed \$25.
(Ord. 454, passed 8-31-1978)