

ORDINANCE NO. 966

AN ORDINANCE OF THE TOWN OF SAN ANSELMO AMENDING TITLE 3, CHAPTER 1, OF THE MUNICIPAL CODE, TO PROHIBIT THE OPERATION OF BICYCLES ON SIDEWALKS IN THE CENTRAL BUSINESS DISTRICT.

SECTION 1. The Town Council of the Town of San Anselmo does ordain as follows:

SECTION 2. Title 3, Chapter 1, Section 3-10.10 is hereby amended as follows:

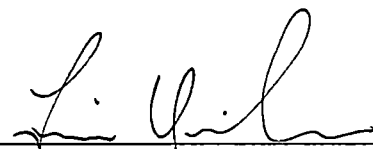
1. Section 3-1.10 title is changed to "License Conditions."
2. The following language is deleted: "Every license issued pursuant to the provisions of this chapter shall be deemed to be granted subject to the following conditions:"
3. Section 3-1.10(d) is deleted and replaced with the following language:
 - (c) No such bicycle shall be operated upon any public sidewalk in the Central Business District. The Central Business District is described as follows:
 - (i) Sir Francis Drake Boulevard: Barber Avenue to Greenfield Avenue on the east side. Tunstead Avenue to Ross Avenue on the west side.
 - (ii) San Anselmo Avenue: Bolinas Avenue to San Rafael Avenue, both sides of the street.
 - (iii) Greenfield Avenue: Sir Francis Drake Boulevard to Sequoia Avenue.
4. Section 3-1.10(e) is amended to read as follows:
 - (e) Every person, when operating a bicycle upon a street shall ride such bicycle in a single file only.
5. Section 3-1.10(f) is amended to read as follows:
 - (f) Every person, when operating a bicycle upon a street shall ride such bicycle in a single file only.

SECTION 3. I hereby certify that the foregoing ordinance was duly introduced at a regular meeting of the San Anselmo Town Council held on the 25th day of April, 1995, and thereafter adopted at a regular meeting of the San Anselmo Town Council held on the 9th day of May, 1995, by the following vote, to wit:

AYES: Breen, Chignell, Hodgens, Kroot, Yarish

NOES: (None)

ABSENT: (None)



MAYOR

ATTEST:



TOWN CLERK

out of operation, the person in whose name the bicycle has been registered shall report such information to the Chief of Police. It shall also be unlawful for any person to remove, destroy, mutilate, or alter any license plate, seal, or registration card during the time in which such license plate, seal, or registration card shall be operative. (§ 8, Ord. 337)

Sec. 3-1.09. License fee.

The registration and license fee to be paid for each bicycle shall be One and no/100ths (\$1.00) Dollar per year. All license fees collected pursuant to the provisions of this chapter shall be paid into the General Fund of the Town. (§ 9, Ord. 337, as amended by § 2, Ord. 668, eff. April 11, 1974, and Ord. 755, eff. February 8, 1979)

EXISTING LANGUAGE

Sec. 3-1.10. License conditions.

Every license issued pursuant to the provisions of this chapter shall be deemed to be granted subject to the following conditions:

(a) Every person propelling or riding a bicycle upon a public roadway shall be subject to the provisions of all Town and State laws applicable to the operator of any vehicle, except those provisions with reference to the equipment of vehicles and except those provisions which by their nature would have no application.

(b) Every bicycle operated upon the streets and public highways of the Town during any time between one-half (½) hour after sunset until one-half (½) hour before sunrise shall be equipped with a lamp, firmly attached or affixed on the front of such vehicle, exhibiting a white light visible from a distance of at least 500 feet to the front and with a lamp on the rear exhibiting a red light visible from a distance of 500 feet to the rear, except that a red reflector may be used in lieu of a rear light.

(c) Every bicycle when operated upon a highway shall be equipped with a brake adequate to control the movement of, and to stop, such vehicle whenever necessary. Such brake shall be maintained in good working order at all times.

(d) No such bicycle shall be operated upon any public sidewalk or upon any pedestrian path in a public park.

(e) Every bicycle when operated on a highway shall be kept as close to the right-hand curb as possible.

(f) Every person, when operating a bicycle upon a highway,

shall ride such bicycle in single file only. At no time shall bicycles be operated two (2) or more abreast.

(g) It shall be unlawful for any person riding upon a bicycle to cling to or attach himself or his bicycle to any other moving vehicle or street car upon a street or highway.

(h) The operator of a bicycle shall not carry another person on the bicycle when operating such bicycle upon any highway in the City, nor shall the operator of any such bicycle tow or draw any coaster, sled, person on roller skates, toy vehicle or other similar vehicle on a public highway.

(i) No person operating a bicycle upon a public highway shall participate in any race, speed or endurance contest with any other vehicle excepting organized racing or endurance contests upon the sponsoring organization first obtaining a permit therefor from the Chief of Police.

(j) No rider of a bicycle shall remove both hands from the handlebars or feet from the pedals, or practice any acrobatic or fancy riding on any street.

(k) Every person operating a bicycle upon a public highway shall stop for all arterial highways and automatic traffic signals and shall observe and obey all other traffic signals and signs. (§ 10, Ord. 337)

Sec. 3-1.11. License suspension.

The Chief of Police shall have authority to suspend the registration of and remove the license tag from any bicycle operated contrary to any City or State law, such suspension and removal to continue for a period not to exceed ten (10) days. Such suspension and removal shall be in addition to other penalties provided by this chapter. Registration cards shall be shown to any police officer on demand or when ordered to appear for any violation of this chapter. (§ 11, Ord. 337)

Sec. 3-1.12. Inspection of bicycles.

Every bicycle in the City shall be inspected and examined prior to registration at the Police Department and any other location designated by the Police Department to ascertain its serial number and mechanical condition. If such bicycle has no serial number, a serial number shall be stamped on the frame of such bicycle by any qualified mechanic, and if such bicycle is not in good mechanical condition, a license may be refused until necessary repairs are made. (§ 12, Ord. 337)


Sec. 3-1.13. Bicycles licensed by other governmental agencies.

Notwithstanding the provisions of Section 3-1.02 of this chapter,

SAN ANSELMO POLICE DEPARTMENT
INTER-OFFICE MEMORANDUM

DATE: Mar. 23, 1995

TO: Beth Pollard, Town Administrator

FROM: Bernie Del Santo, Chief of Police 

SUBJECT: Complaints of bicycle riding on the sidewalks in the downtown business district.

Due to the fact that the Town has received complaints regarding the riding of bicycles on the sidewalk in the downtown business district alerted me to the fact that the present ordinance is for licensing purposes and not regulatory and therefore virtually impossible to enforce. In reviewing the present ordinance it was apparent that some changes had to be made in order to enforce the code and also to conform with State law. The new changes appear as Sec. 3-1.10 and 3-1.11.

I would recommend deleting sections 3-1.10, 3-1.11, 3-1.12, 3-1.13, and 3-1.14 and replacing them with new Sec. 3-1.10 and Sec. 3-1.11

With the revision of the ordinance and posting of signs, the Police Department will be able to take appropriate action when complaints are received. We will supply the schools with copies of the new ordinance if approved by the Council.