

## Chapter 325

### OPERATION OF BICYCLES, MOTORIZED BICYCLES, LOW POWER CYCLES AND PLAY VEHICLES

#### ARTICLE I General

**Section 325.010. Bicycle Licenses.** [CC 1985 §13-1608; Ord. No. 1241 §3, 10-2-2006]

From and after June 1, 1973, all bicycles propelled wholly or in part by muscular power upon any of the streets, alleys or public ways of the City of Mulvane, Kansas, shall be licensed by the City of Mulvane; provided however, nothing in this Chapter shall be construed as being applicable to bicycles being ridden through, to or from the City by non-residents of the City of Mulvane.

**Section 325.011. License Fee.** [CC 1985 §13-1609; Ord. No. 1085, 8-21-2000; Ord. No. 1149 §9, 8-19-2002; Ord. No. 1241 §3, 10-2-2006]

Each owner of a bicycle to be used upon the streets, alleys or highways of the City of Mulvane, Kansas, shall pay to the City of Mulvane a license fee in an amount as set forth in Section 100.240. Upon receipt of said fee and examination by the Police Department of the City of Mulvane, a license shall be issued to said applicant; provided however, every bicycle shall be equipped as specified by the standard traffic ordinances of all Kansas Cities as adopted by the City of Mulvane, Kansas, and, specifically, each bicycle shall be equipped with brakes which will enable the operator to make the braked wheels skid on dry, level, clean pavement and, in addition thereto, shall be at least one (1) red reflector.

**Section 325.012. License Issued.** [CC 1985 §13-1610; Ord. No. 1085, 8-21-2000; Ord. No. 1149 §10, 8-19-2002; Ord. No. 1241 §3, 10-2-2006]

The City of Mulvane shall provide a license as may from time to time be specified by the City Administrator, which license shall be either a metallic, decal or seal type license to be numbered in consecutive numbers commencing with the number "1" and the name of the City of Mulvane stamped thereon. Upon all the specifications being met by the applicant, the Police Department of the City of Mulvane shall attach or cause to be attached said license to said bicycle. Once said license has been attached, the same shall not be removed nor need to be removed so long as the original holder thereof owns said bicycle or any transfer of ownership has been duly noted as hereinafter provided with the Police Department of the City of Mulvane, Kansas. In the event said license is lost, destroyed or mutilated so that the same cannot be read, then the owner shall make application to the Police Department for a duplicate license. Each duplicate license shall be issued upon the payment of a fee as set forth in Section 100.240.

**Section 325.013. Registration Certificate.** [CC 1985 §13-1611; Ord. No. 1241 §3, 10-2-2006]

Simultaneous with the issuance of a license for any bicycle, the Mulvane Police Department shall issue a registration certificate to the applicant showing the name, address and license number and serial number of the bicycle, amount or fee charged and by which Police Officer said license was attached and issued. Each registration shall carry upon its face a sufficient space for assignment by the owner of said bicycle and said assignment shall show the signature of the owner, the name and address of the new owner with all other pertinent facts thereon.

**Section 325.014. Removing, Destroying, Mutilating or Altering Number.** [CC 1985 §13-1613; Ord. No. 1241 §3, 10-2-2006]

No person shall willfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame licensed pursuant to this Chapter or remove, destroy, mutilate or alter any license plate or registration card during the time in which said license plate or registration card is operative in compliance with the terms of this Chapter; provided however, nothing in this Chapter shall prohibit the Police Department from stamping numbers on frames of bicycles on which no serial number can be found or on which said number is illegible or insufficient for identification purposes.

**Section 325.015. Transfer of License.** [CC 1985 §13-1614; Ord. No. 1085, 8-21-2000; Ord. No. 1149 §11, 8-19-2002; Ord. No. 1241 §3, 10-2-2006]

Transfer of any license shall only be effective after the payment of a fee to the City of Mulvane as set forth in Section 100.240. All fees collected under this Chapter shall be paid into the General Fund of the City of Mulvane.

**Section 325.016. Bicycles Can Be Impounded.** [CC 1985 §13-1615; Ord. No. 1241 §3, 10-2-2006]

All bicycles operated on the streets of Mulvane, except those specifically exempted by the terms of this Chapter, may be impounded by the Police Department of the City of Mulvane after the effective date of June 1, 1973, if said bicycle is not licensed, and said Police Department shall return said bicycle only after the license provided for in this Chapter is obtained by the owner of said bicycle.

**Section 325.017. Dealership.** [CC 1985 §13-1616; Ord. No. 1241 §3, 10-2-2006]

Upon further application by any dealer within the City of Mulvane, the City Administrator may consign license tags and registration cards to said dealer for the purpose of attaching said license to new or used bicycles sold by said dealer. If the dealer so elects to provide licenses for customers, he/she shall cause the registration form to be properly executed and attach said license to the bicycles as sold. Thereafter, said dealer shall forthwith transmit the registration card, together with the prescribed fees, to the City Administrator for registration as herein provided. Any dealer who elects to sell and install licenses may, at his/her option, collect an additional sum of fifty cents (\$0.50) for his/her services.

### **All-Terrain Vehicles and Motorized Skateboards**

**Section 325.020. Use of All-Terrain Vehicles — Regulations.** [Ord. No. 1108, 9-5-2001; Ord. No. 1241 §3, 10-2-2006]

- A. Except as provided in Subsection (B), it shall be unlawful for any person to operate an all-terrain vehicle on any street or alley within the corporate limits of the City of Mulvane, Kansas.
- B. Notwithstanding the provisions of Subsection (A), all-terrain vehicles owned and operated by a governmental agency may be allowed to operate such all-terrain vehicles upon the right-of-way of any Federal, State or local roadway for the purpose of eradicating noxious weeds and such all-terrain vehicles may be operated incidentally upon such Federal, State or local roadways.

**Section 325.021. Use of Motorized Skateboards (Go-Peds) — Regulations.** [Ord. No. 1162, 11-18-2002; Ord. No. 1241 §3, 10-2-2006]

- A. Notwithstanding any other provision of law, motorized skateboards (go-peds) shall not be operated on:
  - 1. Any public property in the City of Mulvane. This includes, but is not limited to, streets, sidewalks, alleys, parks and the Sports Complex.
  - 2. Any private property within the City that is clearly and visibly marked by a sign or signs indicating motorized skateboards are prohibited thereon. Any such sign shall have lettering at least one and one-half (1½) inches high and one-half (½) inch wide. Placement of any such sign on privately owned property shall constitute authorization for the Police Department to enforce the provisions of this Section upon such property.
  - 3. No person shall cause or knowingly permit their child or ward under the age of eighteen (18) years of age to operate a motorized skateboard in violation of this Section.
    - a. Any Police Officer finding a minor under the age of eighteen (18) violating the provisions of this Section shall issue a written warning to such minor and given written notice of the violation, setting forth the nature of the violation, to such minor's parent or guardian.
    - b. Any parent, guardian or person in charge of such minor who shall permit or allow such child to commit a second (2nd) or subsequent violation of this Section after receiving the notice provided for shall be guilty of a misdemeanor and fined not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00).
- B. Violation of any provision of this Section is a misdemeanor punishable by a fine of not less than one hundred dollars (\$100.00) and not more than five hundred dollars (\$500.00).