AN ORDINANCE AMENDING AND REPEALING VARIOUS SECTIONS OF CHAPTER 474 OF THE TRAFFIC CODE THAT REGULATE THE USE OF BICYCLES WITHIN THE CITY OF HUDSON.

WHEREAS, Chapter 474 of the Traffic Code regulates the use of bicycles within the City of Hudson; and

WHEREAS, certain provisions of Chapter 474 of the Traffic Code are inconsistent with the Ohio Revised Code, impose unnecessary penalties for certain violations of Chapter 474, or unnecessarily restrict the use of bicycles within the City of Hudson; and

WHEREAS, this Council desires to amend Chapter 474 of the Traffic Code to eliminate said inconsistencies, penalties, and restrictions.

NOW, THEREFORE, BE IT ORDAINED by the Council of Hudson, Summit County, State of Ohio, that:

<u>Section 1</u>. Chapter 474 of the Traffic Code is amended at Sections 474.01 and 474.06 to hereinafter read as follows:

"474.01 CODE APPLICATION TO BICYCLES.

- (a) The provisions of this Traffic Code which are applicable to bicycles apply whenever a bicycle is operated upon any highway or upon any path set aside for the exclusive use of bicycles.
- (b) Except as provided in division (d) of this section, a bicycle operator who violates any provisions of this Traffic Code described in division (a) of this section that is applicable to bicycles may be issued a ticket, citation, or summons by a law enforcement officer for the violation in the same manner as t he operator of a motor vehicle would be cited for the same violation. A person who commits any such violation while operating a bicycle shall not have any points assessed against the person's driver's license, commercial driver's license, temporary instruction permit, or probationary license under Ohio R.C. 4510.036.
- (c) Except as provided in division (d) of this section, in the case of a violation of any provision of this Traffic Code described in division (a) of this section by a bicycle operator or by a motor vehicle operator when the trier of facts finds that the violation by the motor vehicle operator endangered the lives of bicycle riders at the time of the violation, the court, notwithstanding any provision of the Ohio Revised Code to the contrary, may require the bicycle operator or motor vehicle operator to take and successfully complete a bicycling skills course approved by the court in addition to or in lieu of any penalty otherwise prescribed by this Traffic Code or the Ohio Revised Code for that violation

- (d) Divisions (b) and (c) of this section do not apply to violations of Ohio R.C. 4511.19, or a substantially equivalent municipal ordinance.
 - (e) Every person operating a bicycle shall obey the instructions of official traffic control devices and signals applicable to vehicles, unless otherwise directed by a police officer.

474.06 RIDING BICYCLES OR USING ROLLER BLADES OR SKATEBOARDS ON SIDEWALKS.

- (a)(1) A person operating a bicycle, using roller blades, or using a skateboard, shall ride upon the sidewalk, always giving pedestrians the right of way, except that no No person shall ride a bicycle, use roller blades or skateboards upon a sidewalk upon or along which signs have been erected by the City Manager prohibiting such usage.
- (2) Skateboards must be walked upon the sidewalk and in public parking lots on Main Street between Clinton Street and Owen Brown Street and in the area bounded by Main Street, State Route 303, the Norfolk & Southern Railway and Clinton Street, otherwise known as the "First and Main Downtown Area.". Use of roller blades is prohibited on the west side of Main Street between Park Lane and Owen Brown Street.
- (b) No person under the age of 15 years shall ride a bicycle on any street or other public way, where sidewalks are available
- —(e) Minors violating any of the provisions of this section shall be dealt with in accordance with Juvenile Court law and procedure."
- <u>Section 2</u>. Existing Sections 474.01 and 474.06 of Chapter 474 of the Codified Ordinances are repealed as of the effective date of this Ordinance.
- <u>Section 3</u>. Sections 474.08, "Parking; Locks", 474.09, "Parent's Responsibility", 474.10, "Suspension of Riding Privileges", and 474.12, "Bikeway Streets", of Chapter 474 as set forth below are repealed and remaining Section 474.11 of Chapter 474 are re-numbered as of the effective date of this Ordinance.

474.08 PARKING: LOCKS.

- (a) No person shall park a bicycle upon a sidewalk in such a manner as to interfere with pedestrian traffic or damage the property of another.
- (b) No person shall park a bicycle upon a roadway in such a manner as to interfere with vehicular traffic.
- (c) No bicycle shall remain unlocked when parked upon any public way or place.

474.09 PARENT'S RESPONSIBILITY.

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No parent of any child or guardian of any ward shall authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter.

474.10 SUSPENSION OF RIDING PRIVILEGES; IMPOUNDING OF BICYCLES.

In addition to the penalties provided in Sections <u>408.01</u> and <u>408.02</u>, a court may prohibit any person who violates or fails to comply with any of the provisions of this chapter relating to bicycles from riding a bicycle for a period not to exceed three months. In addition, any person violating or failing to comply with any of the provisions of this chapter relating to bicycles may be punished by having his or her bicycle impounded for a period not exceeding 30 days.

474.12 BIKEWAY STREETS.

(a) The following existing streets are hereby designated as bikeways:

Atterbury Boulevard

Aurora Street

Bard Drive

East Case Drive

Colony Drive

Division Street

Elm Street

North Hayden Parkway

South Hayden Parkway

Hudson Street

John Clark Lane

Lake Forest Drive

Lennox Road

Lynn Drive College Street (north of Aurora Street)

East Main Street

Oviatt Street

Owen Brown Street

Prospect Street

Ravenna Street

Roslyn Avenue

Sunset Drive

Victoria Parkway

(b) The Manager or his or her authorized agent is hereby authorized to cause appropriate signs to be erected identifying the bikeway streets.

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(c) The Hudson Township Board of Park Commissioners is responsible for the cost of the purchase, installation and maintenance of signs and posts identifying such streets.	
Section 4. This Ordinance shall take period allowed by law.	e effect and be in force from and after the earlies
PASSED:	
	William A. Currin, Mayor
ATTEST:	
Elizabeth Slagle, Clerk of Council	
I certify that the foregoing Ordinance was, 2015.	s duly passed by the Council of said Municipality or
	Elizabeth Slagle, Clerk of Council

{01758728 -2}