

**Chapter 3  
BICYCLES**

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**PART 1**

**BICYCLES**

**§3-101. Definitions**

As used in this Ordinance, the following words will be deemed to have the meaning set forth herein:

**ASTM** - American Society for Testing and Materials

**Bicycle** - A vehicle propelled solely by human power upon which any person may ride, having two tandem wheels, either of which is more than 14 inches in diameter.

**Bicycle Route** - Streets specially designated as a safer and more convenient bicycle route for bicycle riders, clearly marked and distinctive to motorists to drive carefully.

**Motor Vehicle** - Vehicle which is self-propelled, except one which is propelled solely by human power.

**Pedestrian.** A natural person afoot.

**Reflector** - Any device which shall be at least 1-inch in diameter, constructed of metal and/or glass, reflecting red to the rear and visible under normal atmospheric conditions for a distance of 500 feet.

**Segway or Motorized Scooter.** A device designed to transport one individual, having two wheels and a platform designed to permit the operator to stand, powered by a motor not exceeding 2 horsepower, and equipped with a braking device and handlebars to assist in steering.

**Street** - Any public road, street, alley or way, but not including grassplots or sidewalks.

**Vehicle.** Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, except devices used exclusively upon rails or tracks.

(Ord. 577, 11/22/2010)

**§3-102. Operation of Bicycles**

Every person operating a bicycle upon a street shall be granted all the rights and shall be subject to all of the duties applicable to the operator of a vehicle by the laws of this State declaring rules of the road applicable to vehicles or by the traffic ordinances of this Borough applicable to the operator of a vehicle, except as to special regulations in this Part and except as to those provisions of laws and ordinances which, by their nature, can have no application.

(Ord. 577, 11/22/2010)

**§3-103. Riding on Sidewalks**

Bicycles, Segways, and motorized scooters shall be permitted on sidewalks unless there is a useable bicycle lane provided in the street adjacent to the sidewalk.

(Ord. 577, 11/22/2010)

**§3-104. Riding on Streets and Bicycle Paths**

- A. Every person operating a bicycle upon a street shall ride as near to the right side of the street as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction, and shall ride in the same direction as traffic.
- B. Persons riding on bicycles, Segways, or motorized scooters upon a street, bicycle path, or sidewalk shall ride to the right side.
- C. Any person owning a bicycle upon a street which carries traffic in one direction only (1-way streets) and has two or more marked lanes may ride as near to the left-hand curb or edge of the street as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(Ord. 577, 11/22/2010)

**§3-105. Right-Of-Way to Pedestrians**

A person riding a bicycle, Segway, or motorized scooter upon a sidewalk or bicycle path shall yield the right-of-way to pedestrians and shall give an audible signal before overtaking and passing a pedestrian.

(Ord. 577, 11/22/2010)

**§3-106. Passengers Illegal**

A person pedaling a bicycle shall not ride other than upon or astride a permanent and regular seat attached thereto. A bicycle shall not be used to carry more persons on it at one time than the number for which it is designed and equipped, except that an adult rider may carry a child securely attached to the rider in a backpack or sling, or secured in a ASTM-certified child-seat attached to the bicycle.

(Ord. 577, 11/22/2010)

**§3-107. Clinging to Vehicles**

No person riding upon any bicycle shall attach the same or himself to any moving vehicle upon a street for the purpose of being pulled along with the moving vehicle.

(Ord. 577, 11/22/2010)

**§3-108. Trailers and Attachments**

Trailers and other attachments shall be permitted so long as they meet or exceed ASTM standards, and are operated and occupied within the manufacturer's recommendations.

(Ord. 577, 11/22/2010)

**§3-109. Carrying Articles**

No person operating a bicycle shall carry any package, bundle or article which prevents the driver from keeping at least one hand upon the handlebars or obstructs the driver's vision.

(Ord. 577, 11/22/2010)

**§3-110. Improper Riding, Trick Riding, Racing**

- A. No person operating a bicycle, Segway, or motorized scooter from a street, sidewalk or bicycle path shall participate in any race, speed or endurance contest, unless such race or endurance contest has the written permission of the Borough Manager and is under the supervision of the State College Bureau of Police Services.
- B. No person riding or operating a bicycle, Segway, or motorized scooter shall perform any acrobatic, fancy or stunt riding upon any street, sidewalk or bicycle path unless it is an organized activity approved by the Borough Manager and under the supervision of the Police.

**§3-111. Obedience to Traffic Control Devices**

- A. All persons operating a bicycle shall obey the instructions of official traffic-control devices applicable to vehicles, unless otherwise directed by a police officer.
- B. Whenever authorized signs are erected indicating that no right or left "U" turn is permitted, no person operating a bicycle shall disobey the direction of any such sign, except where such person dismounts from the bicycle to make any such turn, in which event such person shall then obey the regulations applicable to pedestrians.
- C. Whenever authorized signs are erected indicating that a street or section of street is closed to vehicular traffic, no person operating a bicycle shall disobey said signs, except where such person dismounts from the bicycle to travel said street or section of street, in which event such person shall then obey the regulations applicable to pedestrians.

(Ord. 577, 11/22/2010)

**§3-112. Stopping, Turning, Signaling**

- A. No bicycle operator shall suddenly stop, slow down or turn without giving an arm signal required by State law for the operation of motor vehicles. The proper arm signals are as follows:
  - 1. For a left turn, the hand and arm shall be extended horizontally.
  - 2. For a right turn, the hand and arm shall be extended upward.
  - 3. To stop or decrease speed, the hand and arm shall be extended downward.
- B. Every person riding or operating a bicycle, intending to turn right at an intersection, shall approach the turning point in the line of traffic nearest the right-hand curb of the street.
- C. Every person riding or operating a bicycle, intending to turn left at an intersection, shall approach the point of turning in the line of traffic nearest to the center of the roadway. The bicycle operator, in turning left at an intersection, shall pass to the left of the center of the intersection before turning, unless otherwise directed by markers, buttons or signs, except upon 1-way streets. At intersections where traffic is moving in opposite directions, if it is not safe for bicycles to

make turns, as mentioned above, the bicycle operator shall stay in the right-hand lane and ride to the opposite corner, then dismount and walk the bicycle to the left-hand corner and proceed. Left-hand turns may also be made by riding to the opposite corner and then turning left and riding in normal riding position. Crosswalks shall be used when walking a bicycle through an intersection.

**§3-113. Parking**

- A. A person may park a bicycle on a sidewalk, unless prohibited or restricted by an official traffic control device. However, no person shall park any bicycle against windows or parking meters or on the main traveled portion of the sidewalk, nor in such manner as to constitute a hazard to pedestrians, traffic or property.
- B. No person shall chain or secure a bicycle to any stop sign, parking sign or any other official sign, including trees in the street rights-of-way within the Borough.
- C. Bicycle racks are to be used, where available. No person shall chain or secure a bicycle to a bicycle rack within a street right-of-way or within a municipal parking facility in excess of 72 hours.

(Ord. 577, 11/22/2010)

**§3-114. Owner's Consent to Operate**

No person shall intentionally take or ride a bicycle without the consent of the owner.

(Ord. 577, 11/22/2010)

**§3-115. Safety Equipment Required**

- A. Every bicycle, Segway, or motorized scooter when in use between sunset and sunrise, shall be equipped on the front with a lamp which emits a white light visible from a distance of at least 500 feet to the front and with a red reflector on the rear of a type approved by the Department, which shall be visible from all distances from 100 feet to 600 feet to the rear, and with an amber reflector on each side. A lamp emitting a red light, visible from a distance of 500 feet to the rear, may be used in addition to the red reflector. A lamp may be worn by the operator of a bicycle, Segway, or motorized scooter and shall be deemed to comply with the requirements of this Section if the lamp can be seen at the distances specified. All lamps and reflectors shall be of a type approved by the Department.
- B. Every bicycle shall be equipped with a braking system which will stop the bicycle within 15 feet from an initial speed of 15 miles-per-hour on a dry, level and clean pavement.

(Ord. 577, 11/22/2010)

**§3-116. Penalties**

Any person 15 years of age or under, who violates any provisions of this Ordinance is subject to the following penalties:

- A. First Offense. Reprimanded, in writing, by the Police Department. The letter to be sent by Certified Mail, addressed to the parents or person in loco parentis of the offender. The letter will state the nature of the violation.
- B. Second Offense. The offender is summoned to appear with his bicycle at Police Headquarters. A parent or guardian must accompany him.
- C. Persons Over 15 Years of Age. Any person over 15 years of age violating any of the provisions of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine not to exceed \$10.00 and costs of prosecution. Any corporation or partnership violating any of the provisions of this Ordinance, upon conviction thereof, shall be sentenced to a fine not to exceed \$25.00 and costs of prosecution.

(Ord. 577, 11/22/2010)

**§3-117. Impounding and Sale of Bicycles**

Any bicycle found in the possession of a person, firm, partnership or corporation, not the legal owner thereof, and the bicycle is not reclaimed by the legal owner thereof, shall be sold at public auction after the expiration of 90 days from the date of seizure. Notice containing a description of the bicycle shall be published in a newspaper circulating in the Borough of Ebensburg at least one week prior to the date of the sale. The proceeds of the sale shall be placed in the Borough's General Fund.

(Ord. 577, 11/22/2010)