

## CHAPTER 6.

BICYCLES.<sup>1</sup>

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## Article I. In General.

## Sec. 6-1. "Bicycle" defined.

For the purposes of this chapter, a "bicycle" is defined as any device propelled by human power upon which any per-

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1. State law. For state law as to licensing and regulating the operation of bicycles, see Rev. Civil Stats., art. 6701d, § 27.

son may ride, having two tandem wheels, either of which is more than sixteen inches in diameter. (Code 1954, § 4.1; Ord. No. 700827-D, pt. 1.)

**Sec. 6-2. License—Required.**

No person who resides within the city shall ride or propel a bicycle on any street, or upon any public path set aside for the use of bicycles, unless such bicycle has been licensed and a license plate is attached thereto as provided in this article. (Code 1954, § 4.2.)

**Sec. 6-3. Same—Application.**

Application for a bicycle license and license plate shall be made upon a form provided by the city. Each license plate issued shall be a permanent license and shall not be used for any bicycle other than the one for which issued.

All applications for such licenses shall be made to the chief of the fire department at the Central Fire Station located at the corner of East Fifth and Trinity Streets. Registration under this article shall be under the supervision of the chief of police and the chief of the fire department. (Code 1954, § 4.3.)

**Sec. 6-4. Same—Issuance.**

Upon receipt of a proper application therefor, the chief of police is authorized to issue a bicycle license. He shall not issue a license for any bicycle if he knows or has reasonable grounds to believe that the applicant is not the owner of or entitled to possession of such bicycle. (Code 1954, § 4.4.)

**Sec. 6-5. Same—Inspection of bicycle; refusal to issue.**

The chief of police shall inspect or cause to be inspected each bicycle before the same is licensed and shall refuse a

license for any bicycle which he determines is in an unsafe mechanical condition. (Code 1954, § 4.5.)

**Sec. 6-6. Same—Records to be kept.**

A record shall be kept of the number of each bicycle license, the date issued, the name and address of the person to whom issued and the number on the frame of the bicycle for which issued, together with any other information necessary or useful in identification of such bicycle. (Code 1954, § 4.6.)

**Sec. 6-7. License plate—Issuance.**

When a bicycle license is issued there shall also be issued a license plate bearing the license number assigned to the bicycle, and the name of the city. (Code 1954, § 4.7.)

**Sec. 6-8. Same—Attachment to bicycle.**

The chief of police shall cause the license plate required by section 6-7 to be securely attached and sealed on the frame of the bicycle for which issued. (Code 1954, § 4.8.)

**Sec. 6-9. Same—Bicycles impounded for lack of license plate.**

Any bicycle found on a public street or in a public place in the city without a license securely attached and sealed as provided in sections 6-7 and 6-8 shall be in violation of such sections and may be impounded. (Code 1954, § 4.9.)

**Sec. 6-10. Same—Replacement of lost, stolen, etc., plates.**

The owner of a licensed bicycle may obtain from the chief of police a replacement license plate for a bicycle by filing with the chief of police an affidavit or other evidence acceptable to the chief of police showing that such number plate has been lost, stolen or mutilated. Such affidavit or other showing shall state that such plate has been lost, stolen or mutilated and will not be used on any bicycle owned or operated by the person making the affidavit or showing. The chief of police shall not issue replacement plates without requiring compliance with the provisions of this section. (Code 1954, § 4.10.)

**Sec. 6-11. Serial numbers stamped on various parts of bicycle; serial number to be recorded.**

Any applicant for a bicycle license may, at his option in his application, request the chief of police to cause the several parts of the bicycle referred to in the application to be marked with a die stamp bearing serial numbers for the purpose of identification of such parts, and such die stamp numbers when placed on the parts of such bicycle shall be recorded as provided for other information under section 6-6. The parts of a bicycle shall be die stamped as follows:

- (a) Front and rear wheels, by the side of the valve hole.
- (b) The front fork, on the right-hand side of the front fork tip.
- (c) The handlebar post, on top.
- (d) The handlebars, on the right-hand side of the post.
- (e) The seat, on the right-hand side of the seat frame.
- (f) The seat post, on the right-hand side near the middle.
- (g) The frame, on the right-hand side of the back fork tip.
- (h) The hanger sprocket, on the right-hand side.
- (i) The hanger, on the right-hand side near the hanger sprocket. (Code 1954, § 4.11.)

**Sec. 6-12. Transfer of ownership.**

When any person sells a bicycle subject to registration and licensing under this article, such person shall endorse upon the bicycle license a written transfer of the same. The purchaser of such bicycle shall file with the chief of police a record of such transfer with his full name and address and he shall then be regarded as the owner thereof and amenable to the provisions of this chapter. The provisions of this section relating to the transfer of ownership shall not apply to sales of new bicycles by dealers, but in the case of the sale of a new bicycle by a dealer the purchaser shall within three days thereafter file with the chief of police evidence of his title by such sale and make application for a proper license under this article. (Code 1954, § 4.12.)

**Sec. 6-13. Reports required of bicycle dealers.**

Every person engaged in the business of buying or selling new or secondhand bicycles shall make a report to the chief of police of every bicycle purchased or sold by such dealer,



giving the name and address of the person from whom purchased or to whom sold, a description of such bicycle by name or make, the frame number thereof and the number of the license plate, if any, found thereon; and when a bicycle part is bought or sold which bears a die-stamp number as provided for in section 6-11, such sale or purchase shall be reported in the same manner as the sale or purchase of bicycles is reported, giving a description of such parts together with the die-stamp number marked thereon. (Code 1954, § 4.13.)

#### **Sec. 6-14. Requirements for rental agencies.**

A rental agency shall not rent or offer any bicycle for rent unless the bicycle is licensed and a license plate is attached thereto as provided by this article, and such bicycle is equipped with lights and other equipment as required by state law and by the terms of this article. (Code 1954, § 4.15.)

#### **Sec. 6-15. Audible signal required on bicycles.**

No person shall operate a bicycle unless it is equipped with a bell or other device capable of giving a signal audible for a distance of at least one hundred feet; except, that a bicycle shall not be equipped with, nor any person use upon a bicycle, any siren or whistle. (Code 1954, § 4.16.)

#### **Sec. 6-16. Brakes required.**

Every bicycle shall be equipped with a brake which will enable the operator to cause the braked wheel to skid on a dry, level, clean pavement. (Code 1954, § 4.17.)

#### **Sec. 6-17. Applicability of regulations.**

(a) It shall be unlawful for any person to do any act prohibited or fail to perform any act required in this chapter.

(b) The parent of any child or the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter.

(c) The regulations applicable to bicycles in this chapter shall apply whenever a bicycle is operated upon any street or upon any public path set aside for the use of bicycles, subject to those exceptions specifically set out in this chapter. (Code 1954, § 4.14.)

**Sec. 6-18. Penalty.**

Every person convicted of a violation of any provision of this chapter shall be punished by a fine of not more than fifty dollars, or by removal and detention of the license plate from such person's bicycle for a period not to exceed thirty days, or by impounding of such person's bicycle for a period not to exceed ninety days, or by any combination thereof. (Code 1954, § 4.18.)

**Article II. Traffic Rules for Bicycles.<sup>2</sup>****Sec. 6-19. Applicability of traffic rules to persons riding bicycles.**

Every person riding a bicycle upon a street shall be subject to the provisions of chapter 21 applicable to the driver of a vehicle, except as to special regulations in this article and except as to those provisions of the traffic regulations which by their nature can have no application to bicycles. (Code 1954, § 4.19.)

**Sec. 6-20. Obedience to traffic-control devices.**

Any person operating a bicycle shall obey the instructions of official traffic signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.

Whenever authorized signs are directed indicating that no right or left or "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 such turn, in which event such person shall then obey the regulations applicable to pedestrians. (Code 1954, § 4.20.)

**Sec. 6-21. Manner of riding on bicycles; carrying more than one rider.**

No person operating a bicycle shall ride other than upon or astride the permanent and regular seat attached thereto, nor carry any other person on such bicycle other than upon a firmly attached and regular seat thereon; nor shall any person ride upon a bicycle other than as above authorized.

<sup>2</sup> **Cross Reference.**—As to traffic regulations generally, see ch. 21, of this Code.

No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. (Code 1954, § 4.21.)

**Sec. 6-22. Riding on right.**

Every person operating a bicycle upon a street shall ride as near the right-hand side of the street as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction. (Code 1954, § 4.22.)

**Sec. 6-23. Emerging from alley or driveway.**

The operator of a bicycle emerging from an alley, driveway or building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right of way to all pedestrians approaching on such sidewalk or sidewalk area, and upon entering the street shall yield the right of way to all vehicles approaching on such street. (Code 1954, § 4.23.)

**Sec. 6-24. Clinging to vehicles.**

No person riding upon any bicycle shall attach the same or himself to any vehicle upon a street. (Code 1954, § 4.24.)

**Sec. 6-25. Riding in a group.**

Persons operating bicycles upon a street shall not ride more than two abreast, except on paths or parts of roadways set aside for the exclusive use of bicycles. (Code 1954, § 4.25.)

**Sec. 6-26. Carrying packages.**

No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping at least one hand upon the handlebar. (Code 1954, § 4.26.)

**Sec. 6-27. Use of bicycle path.**

Wherever a useable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway or street; but the terms of this section shall not include sidewalks or sidewalk areas designed, dedicated or intended for pedestrians. (Code 1954, § 4.27.)

**Sec. 6-28. Riding on sidewalks.**

No person shall ride a bicycle on a sidewalk within a business district.

Whenever any person is riding a bicycle upon a sidewalk, such person shall yield the right of way to any pedestrians and shall give an audible signal before overtaking and passing such pedestrians. (Code 1954, § 4.28.)

**Sec. 6-29. Riding on bridges.**

No person shall ride a bicycle on any public bridge across the Colorado River or across Barton Creek within the city; and in crossing any such bridge, the operator of a bicycle shall dismount from the bicycle and shall then obey the regulations applicable to pedestrians. (Code 1954, § 4.29.)

**Sec. 6-30. Parking.**

No person shall park a bicycle upon a street other than upon the roadway against the curb or upon the sidewalk in a rack to support the bicycle, or against a building, or at the curb in such manner as to afford the least obstruction to pedestrian and vehicular traffic. (Code 1954, § 4.30.)

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**CHAPTER 7.****CEMETERIES AND BURIALS.<sup>1</sup>****Article I. City Cemeteries.**

- § 7-1. City cemeteries designated.
- § 7-2. Oakwood Cemetery—Designation of streets and avenues.
- § 7-3. Same—Designation of paths.
- § 7-4. Restrictions upon use of streets.
- § 7-5. Records to be kept; information to be shown.
- § 7-6. Sales of lots to be for cash.
- § 7-7. Schedule of sale of lots.
- § 7-8. Execution of deeds generally.
- § 7-9. Execution of consents to transfer.
- § 7-10. Recordation of deeds; cost of recordation.

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1. State law. For state law as to cemeteries generally, see Rev. Civil Stats., art. 912a-1 et seq. As to establishment of cemeteries, see Rev. Civil Stats., art. 1175(15).

Cross Reference.—As to identification of funeral processions, see § 31-13 of this Code. As to vital statistics, see ch. 35.