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BOROUGH OF GORDON

SCHUYLKILL COUNTY

ORDINANCE NO. 364 - 1991

AN ORDINANCE OF THE BOROUGH OF GORDON, SCHUYLKILL COUNTY, PENNSYLVANIA PROVIDING FOR THE REGULATION OF BICYCLES THEREBY REPEALING ORDINANCE NO. 77-28.

BE IT ENACTED AND ORDAINED and it is hereby enacted and ordained by the council of the Borough of Gordon, Schuylkill County, Pennsylvania, as follows:

SECTION 1 - LICENSE REQUIRED

It shall be unlawful for any person to operate or use a bicycle upon any of the streets, alleys or public highways of the Borough without first obtaining from the Gordon police force a license therefor.

SECTION 2 - ISSUANCE OF LICENSE: DURATION

The police force is hereby authorized and directed to issue upon written application a bicycle license, which shall be effective from the first day of April, 1992 up to and including March 31, 1994 and for dual calendar years thereafter. Said license when issued shall entitle the licensee to operate said bicycle for a two (2) year term as aforementioned upon all the streets, alleys and public highways of the Borough; provided, that children eight (8) years of age or younger may ride and operate bicycles on the Borough sidewalks provided further that they comply with the other sections of this Ordinance, and the laws of the Commonwealth of Pennsylvania.

SECTION 3 - LICENSE STICKER AND REGISTRATION CARD: RECORDS

The Borough shall provide a license sticker together with registration card which registration card must be completed by the applicant or guardian of the applicant for license. Said license sticker and registration card shall have a number stamped thereon in numerical order beginning with the number one (1) and indicate the two year period for which the license is issued. It shall be the duty of the Borough police to attach one (1) license sticker to the frame of each bicycle and to issue a corresponding registration card to the licensee upon the payment of license fee herein provided. Said license sticker shall remain attached during the existence of such license to the bicycle. The Borough police shall also keep a record of the date of issue of each license, to whom issued and the number thereof.

SECTION 4 - SALE OR TRANSFER OF OWNERSHIP

It shall be the duty of every person who sells or transfers ownership of any bicycle to report such sale or transfer by returning to the police force the registration card issued to such person as licensee thereof, together with the name and address of the person to whom such bicycle was sold or transferred, and such report shall be made within five (5) days of the date of such sale or transfer. It shall be the duty of the purchaser or transferee of such bicycle to apply for a transfer of registration thereof within five (5) days of said sale or transfer.

SECTION 5 - REMOVAL OR MUTILATION OF EVIDENCE OF OWNERSHIP

It shall be unlawful for any person to willfully or maliciously

remove, destroy, mutilate or alter the number of any bicycle frame licensed pursuant to this chapter. It shall also be unlawful for any person to remove, destroy, mutilate or alter any license sticker, seal or registration card during the time in which such license sticker, seal or registration card is operative; provided, however, that nothing in this chapter shall prohibit the police force from stamping numbers on the frame of a bicycle on which no serial numbers can be found or on which some numbers are illegible or insufficient for identification purposes.

SECTION 6 - FEES

The bi-annual fee to be paid for each bicycle shall be One Dollar (\$1.00) and shall be paid in advance; and pursuant to Section 4 such license may be transferred when the ownership of said bicycle is transferred, and a fee of Fifty Cents (\$0.50) shall be paid for the registration of such transfer. All license fees collected under this chapter shall be paid into the general fund of the Borough. Said fees may hereinafter be increased by motion of council when council deems necessary.

SECTION 7 - NUMBER OF PASSENGERS PERMITTED

It shall be unlawful for two (2) or more persons to operate or ride on a one-passenger bicycle, and it shall be unlawful for three (3) or more persons to operate or ride on a two-passenger or tandem bicycle.

SECTION 8 - EQUIPMENT FOR NIGHT OPERATION

It shall be unlawful for any person to operate or use a bicycle from sunset until sunrise unless the same is equipped with a headlight which

can be seen for a distance of at least two hundred fifty (250) feet and a taillight reflector which can be seen for a distance of at least one hundred fifty (150) feet.

SECTION 9 - OPERATION ON SIDEWALK PROHIBITED

It shall be unlawful for any person over the age of eight (8) to operate or park a bicycle on any of the Borough sidewalks. It is permissible to park the bicycle on a Borough sidewalk so long as the bicycle or bicycles does not impair, impede or block pedestrian or other traffic on the sidewalk.

SECTION 10 - TRAFFIC RULES

All ordinances and traffic rules of the Borough applicable to vehicular traffic shall apply with equal force and effect to the operation of bicycles.

SECTION 11 - VIOLATIONS AND PENALTIES

Any person, firm or corporation violating any of the provisions of this chapter shall, upon summary conviction before a District Magistrate, be sentenced to pay a fine of not less than Three Dollars (\$3.00) and not more than Fifteen Dollars (\$15.00) for each and every offense, together with all costs thereof, and in default of payment thereof, shall undergo imprisonment for not more than five (5) days.

SECTION 12 -

All ordinances, or parts thereof, inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 13 - SEVERABILITY

Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to effect the validity or constitutionality of any other sections or parts thereof.

ENACTED AND ORDAINED this 30 day of December, 1991.

ATTEST:

BOROUGH OF GORDON

Pat H. Anger
Secretary

By: *Lynn Korn*
Lynn Korn, President

APPROVED this 30 day of December, 1991.

Cynthia Ambrose
Mayor