

**§ 340.100** Riding Bicycles, In-Line Skates, Roller Skates, Skateboards and Electric Personal Assistive Mobility Devices, Regulated — Motorized Bicycles on Sidewalks Prohibited.

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[R.O. 2010 §340.110; Ord. No. 12-08 §1, 6-2-2008]

**A.**

Definitions. As used in this Section, the following terms shall have these prescribed meanings:

**BICYCLE**

A human-powered vehicle with two (2) wheels in tandem designed to transport, by the act of pedaling, one (1) or more persons seated on one (1) or more saddle seats on the frame. "Bicycle" includes, but is not limited to, a human-powered vehicle designed to transport by the act of pedaling which has more than two (2) wheels when the vehicle is used on a public roadway, public bicycle path, or other public road or right-of-way. This also includes a tricycle.

**ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE**

A self-balancing, two (2) non-tandem wheeled device, designed to transport only one (1) person, with an electric propulsion system with an average power of seven hundred fifty (750) watts (one (1) horsepower), whose maximum speed on a paved level surface, when powered solely by such a propulsion system while ridden by an operator who weighs one hundred seventy (170) pounds, is less than twenty (20) miles per hour.

**IN-LINE SKATES, ROLLER SKATES**

A pair of devices worn on the feet with a set of wheels attached, regardless of the number or placement of those wheels, and used to guide or propel the user over the ground.

**OPERATOR**

A person who travels on a bicycle or tricycle seated on a saddle seat from which that person is intended to and can pedal the bicycle. This includes wearers of roller blades or roller skates and the use of skateboards.

**OTHER PUBLIC RIGHTS-OF-WAY**

Any rights-of-way other than a public roadway, public bicycle path or sidewalk that is under the jurisdiction and control of the State of Missouri or the City of Glendale.

**PASSENGER**

Any person who travels in a motor vehicle in any manner except as a driver; and any person who travels on a bicycle in any manner except as the operator.

## **PROTECTIVE HEADGEAR (AKA: BICYCLE HELMET)**

A piece of headgear which meets or exceeds the impact standard for protective bicycle helmets set by the U.S. Consumer Products Safety Commission Federal safety standards, those developed by the American National Standards Institute (ANSI), the Snell Memorial Foundation or the American Society of Testing and Materials (ASTM).

## **PUBLIC BICYCLE PATH**

A right-of-way under the jurisdiction and control of the State, or the City of Glendale, for use primarily by bicyclists and pedestrians.

## **SKATEBOARD**

A set of wheels attached to a platform or flat surface, regardless of the number or placement of those wheels, and used to glide or propel the user over the ground.

### **B.**

*Protective Headgear Required.*

#### **1.**

Every person operating or being a passenger on a bicycle, or using in-line skates, roller skates, a skateboard or an electric personal assistive mobility device on a public roadway, public bicycle path or other public right-of-way, shall wear protective headgear of good fit, fastened securely upon the head with the straps of the helmet.

#### **2.**

No person operating a bicycle on a public roadway, public bicycle path or other public right-of-way shall allow anyone to ride as a passenger unless the passenger is wearing protective headgear as defined in this Section; or else is in an enclosed trailer or other device which meets or exceeds current nationally recognized standards of design and manufacture for the protection of the passenger's head from impacts in an accident without the need for said protective headgear.

#### **3.**

No parent, custodian or legal guardian of a person age sixteen (16) and under shall knowingly permit said person to operate or be a passenger on a bicycle or to use in-line skates, roller skates, skateboards or an electric personal assistive mobility device without wearing protective headgear as defined in this Section.

#### **4.**

No person operating a bicycle on a public roadway, public bicycle path or other public right-of-way shall allow anyone who is either four (4) years old or younger, weighing forty (40) pounds or less, to ride as a passenger on the bicycle; other than in a seat which shall

adequately retain the passenger in place and protect the passenger from the bicycle's moving parts.

**5.**

A person regularly engaged in the business of renting bicycles, in-line skates, roller skates, skateboards or electric personal assistive mobility devices shall require each person to rent one (1) or more of these items to provide his or her signature either on the rental form or on a separate form indicating both of the following:

**a.**

Receipt of a written explanation of the provisions of this Section and the penalties for the violations.

**b.**

A statement concerning whether the person will be an operator or passenger on the bicycle or use in-line skates, roller skates or skateboards in an area where the use of protective headgear is required.

**6.**

A person regularly engaged in the business of selling or renting bicycles, in-line skates, roller skates, skateboards or electric personal assistive mobility devices shall provide protective headgear to any person who will be an operator or passenger on the bicycle or use the in-line skates, roller skates, skateboards or electric personal assistive mobility devices in an area requiring protective headgear, if the person does not already have a helmet in his or her possession. A reasonable fee may be charged for protective headgear rental.

**7.**

Any operator or passenger as defined in this Section found to be in violation of this Section might be issued an equipment violation notice as prescribed on a Missouri Uniform Complaint and Summons. The person responsible for payment of the violation may have the violation dismissed, if the person submits a receipt for a proof of purchase of protective headgear, along with the helmet, to the Glendale Police Department within five (5) calendar days of the date of the violation notice.

**8.**

Fines assessed to juvenile violators (age sixteen (16) and under) will be the legal responsibility of the violator's parent, custodian or legal guardian; and therefore any summons issued as a result of a violation committed by such a juvenile shall be issued to said violator's parent, custodian or legal guardian.

**9.**

This Section shall only apply to bicycles, in-line skates, roller skates, skateboards or electric personal assistive mobility devices operated on public access and not on private residential property.