

Chapter 375. Alternative Vehicles

Section 375.070. Parental Responsibility.

[Ord. No. 2373 §§1—2(270.430g), 5-27-2008]

- A. It shall be unlawful for any parent or guardian to knowingly permit or allow a child under the age of seventeen (17) years to operate or use a bicycle, EPAMD, motorized alternative vehicle or non-motorized alternative vehicle in violation of this Section.
- B. Any Police Officer finding a child under the age of seventeen (17) violating the provisions of this Section may issue a written warning to the parent or guardian of such child giving notice of the violation and advising the parent or guardian of his or her responsibility under this Section. A record of any such warning shall be kept by the Police Department.
- C. A written notice provided pursuant to this Section shall be prima facie evidence of a presumption of knowledge on the part of the parent or guardian of the child's propensity to operate or use a bicycle, EPAMD, motorized alternative vehicle or non-motorized alternative vehicle in violation of this Section.

Section 375.080. Certain Operators and Passengers To Wear Helmets.

[Ord. No. 2373 §§1—2(270.430h), 5-27-2008]

- A. It shall be unlawful for any individual to operate or be a passenger on a bicycle, EPAMD, motorized alternative vehicle or non-motorized alternative vehicle unless the individual wears protective headgear that properly fits and is fastened securely upon the head of the operator or passenger.
- B. It shall be unlawful for a parent or guardian to permit a child under the age of seventeen (17) years to operate or be a passenger on a bicycle, EPAMD, motorized alternative vehicle or non-motorized alternative vehicle unless the child shall wear protective headgear which properly fits and is fastened securely upon the head of the operator or passenger.
- C. The headgear shall meet or exceed the impact standard for protective bicycle helmets set by the U.S. Consumer Products Safety Commission, the American National Standards Institute (ANSI), the Snell Memorial Foundation or the American Society of Testing and Materials (ASTM).
- D. Any individual, parent or guardian found to be in violation of this Subsection may be issued a violation notice, which violation may be dismissed if the individual, parent or guardian brings an approved helmet to the Olivette Police Department within twenty-five (25) working days of receipt of the violation.

Section 375.090. Penalty For Violation.

[Ord. No. 2373 §§1—2(270.430i), 5-27-2008]

- A. Any person who shall be convicted of a violation of the provisions of this Section shall be punished as provided in Section **100.180** of this Code or as otherwise permitted or required by law.

- B. If a person violating the provisions of this Section is, by reason of age, not subject to the jurisdiction of the Olivette Municipal Court, then:
1. Said person may be prosecuted through the St. Louis County Juvenile Court, and
 2. The Police Officers of the City are hereby authorized to impound the device involved and retain possession of same until such time as the parent or guardian of the violator shall appear at the Police Department and claim the impounded device.