

**INSTRUCTION SHEET
ADDITIONS TO
MILWAUKEE CODE OF ORDINANCES
VOLUME 1**

SUMMARY

This supplement incorporates changes to Volume 1 of the Milwaukee Code of Ordinances enacted by the following Common Council files:

220094 An ordinance relating to bicycle regulations.

| <u>Section Affected</u> | <u>Action</u> | <u>File Number</u> | <u>Effective Date</u> | <u>Remove Pages</u> | <u>Add Pages</u> |
|---|----------------------|---------------------------|------------------------------|----------------------------|-------------------------|
| Remove <u>old</u> MEMO (Suppl. #416) | | | | | |
| | | | | i-ii v-vi | i-ii v-vi |
| 102-7-1 | rc | 220094 | 6/21/2022 | 555-556 561-564 | 555-556 561-562 |

For subscription, distribution or insertion questions contact the Municipal Research Library, Code Section, (414) 286-2280.

For questions concerning the content of the Milwaukee Code or Ordinances contact the Municipal Research Library, (414) 286-2297.

Abbreviations: am=amended ra=renumbered and amended rn=renumbered
 cr=created rc=recreated rp=repealed

Revised 6/1/2022
Suppl. #417

CITY OFFICIALS

2020 to 2024

Mayor
Cavalier Johnson

Council President
Jose G. Perez

The Common Council
(By Aldermanic District)

1. Ashanti Hamilton
2. VACANT
3. VACANT
4. Robert J. Bauman
5. Nikiya Dodd
6. Milele A. Coggs
7. Khalif Rainey
8. JoCasta Zamarripa

9. Chantia Lewis
10. Michael Murphy
11. Mark A. Borkowski
12. Jose G. Perez
13. Scott P. Spiker
14. Marina Dimitrijevic
15. Russell W. Stamper, II

City Clerk: Jim Owczarski
Deputy: Dana Zelazny

City Attorney
Tearman Spencer

City Comptroller
Aycha Sawa

City Treasurer
Spencer Coggs

Municipal Judges

Branch 1
Valarie Hill

Branch 2
Derek Mosley

Branch 3
Phil Chavez

FORWARD

In 1989, volume 1 of the Milwaukee Code of Ordinances was printed in its current format of an updatedable looseleaf format. As changes to these ordinances are passed by the Common Council, the Legislative Reference Bureau will issue replacement pages for this book. Thus, it can be a current and reliable resource to its users.

Volume 1, which contains chapters numbering 50 to 199, contains administrative ordinances which pertain to the organization and operation of Milwaukee's city government. Other looseleaf volumes include Volume 2 (Building and Zoning Code), Volume 3 (Administrative Ordinances), and the City Charter.

The numbering system for the Milwaukee City Charter and Code of Ordinances is patterned on that used for the Wisconsin Statutes (except for the use of dashes in place of parentheses) and is as follows:

| Chapter | Section | Subsection | Paragraph | Subdivision | Subparagraph |
|---------|---------|------------|-----------|-------------|--------------|
| 70 | 10 | 3 | a | 4 | b |

If there are questions regarding the numbering system, or the correct method of citation, please contact the Legislative Reference Bureau.

Keith Broadnax, Manager
Legislative Reference Bureau
June 2022

MEMO

If all supplements have been properly inserted, this book contains all actions of the Common Council through June 1, 2022.

Revised 6/1/2022
Suppl. #417

**CHAPTER 102
BICYCLES AND SNOWMOBILES**

TABLE

102-1 Adoption of State Laws
 102-3 Definitions
 102-5 License
 102-7 Bicycle Regulations
 102-9 Equipment on Bicycles
 102-11 Disposition of Lost, Stolen
 and Abandoned Bicycles
 102-13 Penalties
 102-15 Bicycle Riding Permitted on
 Designated Sidewalks, Bicycle
 Lanes and Bicycle Ways

SUBCHAPTER 2
SNOWMOBILES

102-21 Adoption of State Laws
 102-23 Definitions
 102-25 Snowmobile Regulations
 102-27 Equipment on Snowmobiles

SUBCHAPTER 1
BICYCLES

102-1. Adoption of State Laws. The city of Milwaukee adopts chs. 340, 341, 342, 343, 345, 346, 347, 348, 349, 350, Wis. Stats., and all subsequent amendments thereto defining and describing regulations with respect to bicycles for which the penalty is a forfeiture only, including but not limited to provisions for stipulation, conditions of deposit for bail, penalties for violation, unless other provisions for stipulation, conditions of deposit or bail, or penalties for violation are expressly provided in this chapter.

102-3. Definitions. In this subchapter:

1. BICYCLE means any vehicle propelled by the feet acting upon pedals and having 2 or more wheels, any 2 of which are more than 14 inches in diameter.

2. BICYCLE DEALER means any business establishment, shop or store that, as part of its trade is involved in the retail selling of new or used bicycles.

3. BICYCLE LANE means that portion of a roadway set aside by action of the common council for the exclusive use of

bicycles, electric assistive personal mobility devices, electric scooters, and other vehicles specified by the common council under the authority of s. 349.23, Wis. Stats.

4. BICYCLE WAY means any path or sidewalk, or portion of a path or sidewalk, designated by the common council for the use of bicycles.

5. ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE means a self-balancing, 2-nontandem-wheeled device that is designed to transport only one person and that has an electric propulsion system that limits maximum speed of the device to 15 miles per hour or less, the operation of which is accorded the same rights and responsibilities as the operation of bicycles under state statutes.

6. HOURS OF DARKNESS means the period of time from one-half hour after sunset to one-half hour before sunrise and all other times when there is not sufficient natural light to render clearly visible any person or vehicle upon a highway or bicycle way at a distance of 500 feet.

7. JUNK BICYCLE means a bicycle which is incapable of operation or use upon a highway and has no resale value except as a source for parts or scrap and includes any bicycle for which the cost of repairs necessary to make the bicycle operational exceed the estimated fair market value.

8. PEDAL PUSHCART means a bicycle with a container, not including a bicycle basket or bag that is securely fastened or incorporated at the front of the bicycle for carrying one or more persons or property.

9. RIGHT-OF-WAY means the privilege of the immediate use of the roadway.

10. ROADWAY means that portion of a highway between the regularly established curb lines or that portion that is improved, designed or ordinarily used for vehicular travel, excluding the berm or shoulder.

11. ELECTRIC SCOOTER means a device weighing less than 100 pounds that has handlebars and an electric motor, is powered solely by the electric motor and human power, and has a maximum speed of not more than 20 miles per hour on a paved level surface when powered solely by the electric motor.

102-5 Bicycles and Snowmobiles

12. TRAILER means a device designed and manufactured to be securely fastened to a bicycle for the purpose of towing one or more persons or property, but does not include a sled, toboggan, ski or similar device.

13. VEHICLE means every device in, upon, or by which any person is transported or drawn upon a highway, except railroad trains. A snowmobile or electric personal assistive mobility device shall not be considered a vehicle except for those purposes made specifically applicable by state statute.

102-5. License. 1. MANNER OF ISSUANCE. The city clerk shall provide license stickers without fee or charge to be used as evidence of bicycle registration with the city. License stickers may be made available to the public at locations that include city libraries, the department of public works, police district stations, bicycle dealers, public schools and other locations and businesses convenient to the public, and shall be offered together with instructions about placement of the license sticker on the upper portion of the down or seat tube of the bicycle facing forward. Persons wishing to register bicycles shall also be provided with copies of city bicycle regulations or advised that the regulations in this chapter are available on the city website.

2. REGISTRATION. Registration shall be completed on a form provided on the city website and shall include the name and address of the bicycle owner, telephone number or other contact information, the make and color of the bicycle, serial number on the frame of the bicycle, and other information that the city clerk may require.

3. REMOVAL OR ALTERATION. License stickers may only be removed by the owner or with the consent of the owner of the registered bicycle, or by police in the event that the owner of a lost, stolen, abandoned or otherwise recovered bicycle cannot be contacted or successfully identified within 30 days of recovery. No person may alter or mutilate a license sticker in a manner that changes or obscures the information on the license sticker except upon removal of the license sticker by the owner or with the consent of the owner.

4. TRANSFER, CONVEYANCE OR SALE. The owner of a registered bicycle shall notify the city clerk within 10 days of transfer, conveyance or sale of the bicycle to a new owner, and shall provide such information as the city clerk may require to appropriately identify the bicycle and the registration.

102-7. Bicycle Regulations. 1. RIDING ON PUBLIC WAYS. a. Operation of bicycles or electric scooters. No bicycle or electric scooter shall be operated upon any public sidewalk, or any pedestrian path in a public park.

b. Exceptions. This subsection shall not apply to:

b-1. Bicycles operated by police officers in the necessary discharge of their official duties.

b-2. Sidewalks or sidewalk areas designated by the common council and identified by signs or other clear markings as a bicycle way.

c. Children. Children less than 10 years of age may ride on any sidewalk that does not abut a building.

d. Disabled persons. Any disabled person may ride upon any public sidewalk.

e. Right-of-way. When operating a bicycle on a bicycle way, every driver shall yield the right-of-way to any pedestrian and shall exercise due care and give an audible signal when passing a bicycle driver or pedestrian proceeding in the same direction.

2. OPERATING 2 OR MORE ABREAST. Persons riding bicycles or electric personal assistive mobility devices may ride 2 abreast in a single lane if the flow of traffic is not impaired, and may ride 2 or more abreast in a substandard width lane if the lane does not allow for safe passing of a single bicycle or electric personal assistive mobility device by an automobile. Persons may ride 2 abreast on a roadway in which 2 or more lanes permit traffic in the same direction but shall ride within a single lane. Persons may ride 2 or more abreast upon any path, trail, lane or other way set aside for the exclusive use of bicycles or electric personal assistive mobility devices including roadways temporarily set aside for racing, touring or similar permitted events.

3. RECKLESS OPERATION OF BICYCLES. The following rules apply to the operation of bicycles on all highways, bicycle lanes and bicycle ways:

a. Full Control. No person operating a bicycle shall remove both hands from the handlebars, or feet from the pedals, or practice any acrobatic or fancy riding on any street.

b. Operating upon or astride seat. No person operating a bicycle shall ride other than upon or astride a permanent and regular seat attached to the bicycle.

SUBCHAPTER 2
SNOWMOBILES

102-21. Adoption of State Laws and Penalties.

In this subchapter: 1. The city of Milwaukee adopts chs. 340, 341, 342, 343, 345, 346, 347, 348, 349, 350, Wis. Stats., and all subsequent amendments thereto defining and describing regulations with respect to snowmobiles for which the penalty is a forfeiture only, including but not limited to provisions for stipulation, conditions of deposit or bail, penalties unless another provision for such penalties, provisions for stipulation, conditions of deposit or bail is provided in this subchapter.

2. Any person who violates any provision of this subchapter may be fined not more than \$250, except that any person violating s. 102-25-5-c may be fined not more than \$200.

102-23. Definitions. 1. FERMENTED MALT BEVERAGE has the meaning designated in s. 125.02(6), Wis. Stats.

2. HEAD LAMP has the meaning designated in s. 340.01(21), Wis. Stats.

3. HIGHWAY has the meaning designated in s. 340.01(22), Wis. Stats.

4. HOURS OF DARKNESS has the meaning designated in s. 340.01(23), Wis. Stats.

5. INTOXICATING LIQUOR has the meaning designated in s. 125.02(8), Wis. Stats.

6. NARCOTIC DRUGS has the meaning designated in s. 961.01(15), Wis. Stats.

7. SNOWMOBILE has the meaning designated in s. 340.01(58a), Wis. Stats.

8. STATE TRUNK HIGHWAY has the meaning designated in s. 340.01(60), Wis. Stats.

9. STREET has the meaning designated in s. 340.01(64), Wis. Stats.

10. TAIL LAMP has the meaning designated in s. 340.01(66), Wis. Stats.

102-25. Snowmobile Regulations.

1. CROSSING HIGHWAYS. No person shall operate a snowmobile upon any highway or cross highway, except as provided for in sub. 3, other than to drive directly across a 2 or 3-lane highway, and then only after stopping and yielding the right-of-way to all vehicles operating upon the highway.

2. IN VICINITY OF HIGHWAY. No person shall operate a snowmobile on any highway, but a snowmobile may be operated outside the ditchline on a 2 or 3-lane highway except as provided in sub. 1.

3. PERSON UNDER 16. There shall be no age limitation for the operation of a snowmobile except that no person under the age of 16 shall drive a snowmobile across any highway, and no person under the age of 16 shall drive a snowmobile across any state trunk highway or connecting street thereto.

4. OWNER PERMITTING OPERATION. No owner or person having charge or control of a snowmobile shall knowingly authorize or permit any person to operate such snowmobile who is incapable, by reason of age, physical or mental disabilities, or is under the influence of intoxicating liquor, fermented malt beverage, narcotics or other drugs.

5. MISCELLANEOUS PROVISIONS. No person shall operate a snowmobile in the following manner:

a. At a rate of speed that is unreasonable or improper under the circumstances.

b. In any careless way so as to endanger the person or property of another.

c. While under the influence of intoxicating liquor, fermented malt beverages, narcotics, or other drugs.

d. In such a way that the exhaust of the motor makes an excessive or unusual noise.

e. Without a functioning muffler.

6. HOURS OF OPERATION. No person shall operate a snowmobile in the city between the hours of 10:00 p.m. and 6:00 a.m.

102-27. Equipment on Snowmobiles. Any snowmobile crossing or driving along the right-of-way, operated during hours of darkness, shall display a lighted head lamp and tail lamp.

For legislative history of chapter 102 contact the Municipal Research Library.

102 -- Bicycles and Snowmobiles

Pages 562-572 are blank.