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# Appendix G

## **Enforcement and listing of City Codes and State Laws**

Law enforcement communities are charged with upholding State Laws and City Code regulations governing bicycling. The Orlando Police Department has several bicycle units trained that work in downtown, at the airport, International Drive and during special events. These units interact with the bicycling community by participating on the board of the City of Orlando Bicycle Advisory Committee and in special events like the Mayors Bike to Work Day and Pedal for Pride.

### **City Code Regulations**

The following bicycle regulations are contained in the Code of the City of Orlando, Volume I, Chapter 10, Sections 10.01 through 10.24, as amended in December 1993, and are enforced by the City's Police Department:

#### **Sec. 10.01 Definitions**

- (1) "Bicycle" is defined as every vehicle propelled solely by human power and includes every motorized bicycle propelled by a combination of human power and an electric helper motor rated at not more than 200 watts and capable of propelling the vehicle at a speed of not more than 10 miles per hour on level ground, upon which any person may ride, having two tandem wheels, and including any device generally recognized as a bicycle though equipped with two front or two rear wheels. The term does not include such a vehicle with a seat height of no more than 25 inches from the ground when the seat is adjusted to its highest position or a scooter or similar device.
- (2) "Bicycle Path" is defined as a public way intended primarily for bicyclists at the side of a street or in or through a public park or other property owned or controlled by the City of Orlando or an agency thereof.

#### **Sec. 10.02. Rights and duties; generally**

Every person operating a bicycle has all of the rights and all of the duties granted or imposed by law as to the driver of any other vehicle, except as to any special regulations in Chapter 316, Florida Statutes, or this Code, and except as to provisions of this Chapter which by their nature can have no application.

#### **Sec. 10.03. Compliance with traffic and parking code regulations required.**

No person shall operate any bicycle on the streets, highways, sidewalks or bicycle paths of the City without complying with and observing applicable provisions of this Chapter and Chapter 39 of this Code.





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Sec. 10.04. Proper operation of bicycle.

A person operating a bicycle may not ride other than upon or astride a permanent and regular seat attached to the bicycle.

Sec. 10.05. Carrying passengers.

- (1) No bicycle may be used to carry more persons at one time than the number for which it is designed or equipped, except that an adult rider may carry a child securely attached to his person in a backpack or sling.
- (2) No person shall ride upon the handlebars of any bicycle while the same is being operated on a public property.

Sec. 10.06. Moving vehicle; attachment prohibited.

No person riding upon any bicycle may attach the same to any vehicle moving upon a roadway. This section does not prohibit attaching a bicycle trailer or bicycle semitrailer to a bicycle if that trailer or semitrailer has been designed for such attachment solely for carrying cargo.

Sec. 10.07. Roadway travel.

Any person operating a bicycle upon a roadway, at less than the normal speed of traffic at the time and place and under the conditions then existing, shall ride as close as practicable to the right-hand curb or edge of the roadway except under any of the following situations:

- (1) When overtaking and passing another bicycle or vehicle proceeding in the same direction;
- (2) When preparing for a left turn at an intersection or into a private road or driveway; or
- (3) When reasonably necessary to avoid any condition, including, but not limited to, a fixed or moving object, parked or moving vehicle, bicycle, pedestrian, animal, surface hazard, or substandard width lane, which makes it unsafe to continue along the right-hand curb or edge. For the purposes of this subsection, a "substandard width lane" is a lane that is too narrow for a bicycle and another vehicle to travel safely side by side within the lane.

Sec. 10.08. One-way highway; direction of travel.

Any person operating a bicycle upon a one-way highway with two or more marked traffic lanes may ride as near the left-hand curb or edge of such roadway as practicable.

Sec. 10.09. Impeding traffic prohibited.

Persons riding bicycles upon a roadway may not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.





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Persons riding two abreast may not impede traffic when traveling at less than the normal speed of traffic at the time and place and under the conditions then existing and shall ride within a single lane.

Sec. 10.10. Use of handlebars.

Any persons operating a bicycle shall keep at least one hand upon the handlebars.

Sec. 10.11. Brakes.

No person shall operate a bicycle unless such bicycle is equipped with a brake or brakes which will enable its rider to stop the bicycle within 25 feet from a speed of 10 miles per hour on dry, level, or clean pavement.

Sec. 10.12. Lights.

No person shall operate a bicycle between sunset and sunrise unless such bicycle is equipped with a lamp on the front exhibiting a white light, visible from a distance of at least 600 feet to the front, and a lamp on the rear exhibiting a red light visible from a distance of 600 feet to the rear. A bicycle or its rider may be equipped with lights or reflectors in addition to, but not in lieu of, those required by this section.

Sec. 10.13. Sale of bicycles; serial number required.

A person in the business of selling bicycles at retail shall not sell any bicycle unless the bicycle has an identifying serial number permanently stamped or cast on its frame.

Sec. 10.14. Mutilation of serial numbers.

No persons shall mutilate or remove any serial number on a bicycle placed thereon by the manufacturer or have in his possession any bicycle from which such number has been removed or mutilated.

Sec. 10.15. Riding on sidewalks; joint use as bicycle path.

- (1) No person shall ride a bicycle on a sidewalk within the corporate limits of the City unless the sidewalk has been designated for joint use as a bicycle path and posted with appropriate signs indicating such use.
- (2) Whenever any person is riding a bicycle upon such a designated and signposted sidewalk, such person shall yield the right-of-way to any pedestrian on the sidewalk.
- (3) Whenever any person is riding a bicycle upon such a designated and signposted sidewalks such person shall give an audible signal before overtaking and passing a pedestrian on the sidewalk.
- (4) Designation of sidewalks for joint use as bicycle paths shall be made by the City Transportation Engineer, subject to approval by City Council.





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Sec. 10.16. Riding on bicycle paths; joint use as sidewalks.

- (1) Designation of bicycle paths shall be made by the City Transportation Engineer, subject to approval by City Council.
- (2) No person shall walk on a bicycle path within the corporate limits of the City unless the bicycle path has been designated for joint use as a sidewalk and posted with appropriate signs indicating such use.
- (3) Designation of bicycle paths for joint use as sidewalks shall be made by the City Transportation Engineer, subject to approval by City Council.
- (4) Whenever a bicycle path has been designated and signposted for joint use as a sidewalk, pedestrians walking thereon shall yield the right-of-way to bicyclists riding on the bicycle path. Bicyclists shall give an audible signal before overtaking and passing a pedestrian on the bicycle path.

Sec. 10.17. Operation of bicycles by City agencies exempt.

The prohibitions contained in sections 10.15, pertaining to the riding of bicycles on sidewalks, shall not be applicable to the operation of bicycles which are under the ownership or control of the City and which are being operated by an agency or department thereof within the scope of governmental authority and for a public purpose.

Sec. 10.18. Parental responsibility.

No parent of any minor child and no guardian of any minor ward may authorize or knowingly permit any such minor child or ward to violate any of the provisions of this Chapter.

## **State Traffic Laws**

Bicycle regulations from Chapter 316, Section 316.2065 of F.S. (State Traffic Laws) are described below:

- (1) Every person propelling a vehicle by human power has all the rights and responsibilities applicable to the driver of any other vehicle under this chapter, except as to special regulations in this chapter, and except as to provisions of this chapter which by their nature have no application.
- (2) A person operating a bicycle may not ride other than upon or astride a permanent and regular seat attached thereto.
- (3) No bicycle shall be used to carry more persons at one time than the number for which it is designed or equipped, except that an adult rider may carry a child securely attached to his person in a backpack or sling.
- (4) No person riding upon a bicycle, coaster, roller skates, sled, or toy vehicle shall attach the same or himself to any vehicle upon a roadway. This section may not prohibit attaching a bicycle trailer or bicycle semitrailer to





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- a bicycle if that trailer or semitrailer has been designed for such attachment and solely for carrying cargo.
- (5) (a) Any person operating a bicycle upon a roadway at less than the normal speed of traffic at the time and place and under the conditions then existing shall ride as close as practicable to the right-hand curb or edge of the roadway except under any of the following situations:
1. When overtaking and passing another bicycle or vehicle proceeding in the same direction.
  2. When preparing for a left turn at an intersection or into a private road or driveway.
  3. When reasonably necessary to avoid any condition including but not limited to a fixed or moving object, parked or moving vehicle, bicycle, pedestrian, animal, surface hazard, or substandard width lane that make it unsafe to continue along the right-hand curb or edge. For purposes of this section, a "substandard lane" is a lane that is too narrow for a bicycle and another vehicle to travel safely side by side.
- (b) Any person operating a bicycle upon a one-way highway with two or more marked traffic lanes may ride as near the left-hand curb or edge of such roadway as practicable.
- (6) Persons riding bicycles upon a roadway may not ride more than two abreast except on paths or parts of roadway set aside for the exclusive use of bicycles. Persons riding two abreast shall not impede traffic when traveling at less than the normal speed of traffic at the time and place and under the conditions then existing and shall ride within a single lane.
- (7) Any person operating a bicycle shall keep at least one hand upon the handlebars.
- (8) Every bicycle in use between sunset and sunrise shall be equipped with a lamp on the front exhibiting a white light visible from a distance of at least 500 feet to the front and a lamp or reflector on the rear exhibiting a red light visible from a distance of 600 feet. A bicycle or its rider may be equipped with lights or reflectors in addition to those required by this section.
- (9) No parent of any minor child and no guardian of any minor ward shall authorize or knowingly permit any such minor child or ward to violate any of the provisions of this section.
- (10) A person propelling a vehicle by human power upon and along a sidewalk or across a roadway upon and along a crosswalk, has all the rights and duties applicable to a pedestrian under the same circumstances.





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- (11) A person propelling a bicycle upon and along a sidewalk, or across a roadway upon and along a crosswalk, shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing such pedestrian.
  - (12) No person upon roller skates, or riding in or by means of any coaster, toy vehicle, or similar device, may go upon any roadway except while crossing a street on a crosswalk; and, when so crossing, such person shall be granted all rights and shall be subject to all of the duties applicable to pedestrians.
  - (13) This section shall not apply upon any street while set aside as a play street authorized herein or as designated by state, county, or municipal authority.
  - (14) Every bicycle shall be equipped with a brake or brakes which will enable its rider to stop the bicycle within 25 feet from a speed of 10 miles per hour on dry, level, clean pavement.

## **State Statute 335.065**

### **Bicycle and pedestrian ways along state roads and transportation facilities**

(1)(a) Bicycle and pedestrian ways shall be given full consideration in the planning and development of transportation facilities, including the incorporation of such ways into state, regional, and local transportation plans and programs. Bicycle and pedestrian ways shall be established in conjunction with the construction, reconstruction, or other change of any state transportation facility, and special emphasis shall be given to projects in or within 1 mile of an urban area.

(b) Notwithstanding the provisions of paragraph (a), bicycle and pedestrian ways are not required to be established:

1. Where their establishment would be contrary to public safety;
2. When the cost would be excessively disproportionate to the need or probable use;
3. Where other available means or factors indicate an absence of need.

(2) The department shall establish construction standards and a uniform system of signing for bicycle and pedestrian ways.

(3) The department, in cooperation with the Department of Environmental Protection, shall establish a statewide integrated system of bicycle and pedestrian ways in such a manner as to take full advantage of any such ways which are maintained by any governmental entity. For the purposes of this section, bicycle facilities may be established as part of or separate from the actual roadway and may utilize existing road rights-of-way or other rights-of-way or easements acquired for public use.

