

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF ANN ARBOR BY ADDING A NEW SECTION, WHICH NEW SECTION SHALL BE DESIGNATED AS SECTION 10:18 OF CHAPTER 126, TRAFFIC, TITLE X, OF SAID CODE.

The City of Ann Arbor Ordains:

Section 1: That Chapter 126, Traffic, of Title X of the Code of the City of Ann Arbor be amended to add a new section 10:18 to read as follows:

**10:18. Safe passing of bicyclists, pedestrians, and persons in wheelchairs.**

- (1) Except as otherwise provided in this section, the driver of a motor vehicle, when passing a bicyclist who is proceeding on the roadway in the same direction as the vehicle, shall pass the bicyclist at a safe distance, which, if conditions allow, shall be at least a five-foot separation between the right side of the driver's vehicle, including all mirrors or other projections, and the left side of the bicyclist.
- (2) The driver of a motor vehicle, when passing a bicyclist who is lawfully proceeding on the left side of the roadway in the same direction as the vehicle, shall pass the bicyclist at a safe distance, which, if conditions allow, shall be at least a five-foot separation between the left side of the driver's vehicle, including all mirrors or other projections, and the right side of the bicyclist.
- (3) The driver of a motor vehicle, when passing a bicyclist who is proceeding in the opposite direction of motor vehicle traffic on a one-way street and who is in a contra-flow bicycle lane on the left side of the street, shall pass the bicyclist at a safe distance, which, if conditions allow, shall be at least a five-foot separation between the left side of the driver's vehicle, including all mirrors or other projections, and the left side of the bicyclist.
- (4) The driver of a motor vehicle, when passing a bicyclist who is proceeding in the opposite direction of motor vehicle traffic on a one-way street and who is in a contra-flow bicycle lane on the right side of the street, shall pass the bicyclist at a safe distance, which, if conditions allow, shall be at least a five-foot separation between the right side of the driver's vehicle, including all mirrors or other projections, and the right side of the bicyclist.
- (5) The driver of a motor vehicle, when passing a pedestrian on the roadway, shall pass the pedestrian at a safe distance, which, if conditions allow, shall be at least a five-foot separation between the side of the vehicle nearest the pedestrian and the side of the pedestrian nearest the vehicle.
- (6) The driver of a motor vehicle, when passing a person in a wheelchair on the roadway, shall pass the person at a safe distance, which, if conditions allow, shall be at least a five-foot separation between the side of the vehicle nearest the wheelchair and the side of the wheelchair nearest the vehicle.

(7) For purposes of this section, “contra-flow bicycle lane” means a bicycle lane that provides for bicycle travel in the opposite direction of motor vehicle traffic on a one-way street.

Section 2: In the event any court of competent jurisdiction shall hold any provision of this Ordinance invalid or unenforceable, such holding shall not invalidate or render unenforceable any other provision thereof.

Section 3: This Ordinance shall take effect thirty days after legal publication.