

Chapter 126 - TRAFFIC - DRAFT

ARTICLE I. - IN GENERAL

10:1c. - Definitions.

Words and phrases used in this chapter shall have their usual and customary meaning, provided, however, that all words defined in the Michigan Vehicle Code (MVC, Michigan Compiled Law 257.1 et seq.) shall have the meaning specified therein; provided, further, that the following words and phrases shall have the meanings respectively ascribed to them in this section as follows:

(15) Personal mobility vehicle includes:

a Any vehicle intended to carry no more than two persons abreast, that is not a motor vehicle or trailer required to be licensed or registered by the state of Michigan, that weighs less than 175 pounds, and that is propelled either by the power of a person riding or by the power of a person riding in combination with a single or multiple electric motors capable of speeds no greater than 20 mph.

ARTICLE VIII. - MISCELLANEOUS RULES

10:90. - Vehicles shall not be driven on a sidewalk.

The driver of a vehicle that is not a personal mobility vehicle shall not drive upon or within any sidewalk area except at a driveway, unless they~~he~~ shall first obtain the written permission of the Chief of Police or the project management~~engineering~~ unit manager.

10:97. - Clinging to vehicles.

No person riding upon any bicycle, motorcycle, motor-driven cycle, coasting wagon, sled, roller skates, personal mobility vehicle, or any toy vehicle shall attach the same or them~~him~~self to any vehicle upon any street or highway.

ARTICLE XII. - BICYCLE AND PEDESTRIAN INFRASTRUCTURE~~MOTORCYCLES AND MOTOR-DRIVEN CYCLES~~

10:145. - Reserved.

10:146. - Bicycle lanes; bicycle paths.

- (1) As used in this section title:
- (a) "Bicycle lane" means a portion of a roadway that is established for the use of persons riding bicycles or personal mobility vehicles.
 - (b) "Bicycle path" means a portion of a street or highway that is separated from the roadway by an open, unpaved or paved space or by a barrier and that is established for the use of persons riding bicycles or personal mobility vehicles.
- (2) A person shall not operate a vehicle on or across a bicycle path or a bicycle lane, except:
- (a) At the point of turning into or leaving property adjacent to the roadway; or
 - (b) At the point of turning onto another public or private roadway at an intersection; or
 - (c) At the point of changing lanes on a roadway; or
 - (d) If the vehicle is a bus that is taking on or discharging passengers; or
 - (e) If the vehicle is being operated for the purpose of providing a city service as an employee or contractor to the City of Ann Arbor and alternate operating options are not available to perform the service; or
 - (f) If the vehicle is a personal mobility vehicle, as defined in this title.
- (3) A person shall not park a vehicle on a bicycle path or on a bicycle lane, except:
- (a) Where parking is permitted by official signs; or
 - (b) If the vehicle is a bus that is taking on or discharging passengers; or
 - (c) If the vehicle is being operated for the purpose of providing a city service as an employee or contractor to the City of Ann Arbor and alternate parking options are not available to perform the service.
- (4) Notwithstanding any other provision of this section, a person shall not operate a vehicle that is not a personal mobility vehicle on or across a bicycle lane that is protected by bollards, stanchions, or barriers of any kind.

10:147. - ~~Reserved~~ Safety; sidewalks; pedestrians; impoundment.

~~(1) A person operating a personal mobility vehicle on a sidewalk or a pedestrian crosswalk shall yield the right of way to pedestrians and shall give an audible signal before overtaking and passing a pedestrian.~~

~~(2) A person shall not operate a personal mobility vehicle if upon a sidewalk, or a pedestrian crosswalk, or in any other place or manner prohibited by a traffic control device or order.~~

~~(23) A person operating a personal mobility vehicle upon a sidewalk or a pedestrian crosswalk has the same obligations rights and responsibilities applicable to a pedestrian using that sidewalk or crosswalk (Per MVC 257.660c) as a pedestrian doing the same.~~

~~(3*) A person operating a personal mobility vehicle on a sidewalk shall not operate with willful~~

disregard for the safety of persons or property and shall not exceed a speed of 10~~7~~ mph.

(4) Absent a city contract or franchise, and subject to the remainder of this section, a person may park a personal mobility vehicle only in the manner that would be lawful for a bicycle, per MVC.

(5) A person shall not park a personal mobility vehicle in a manner inconsistent with this title or in any manner that would permit its seizure and impoundment, per MVC.

(6) An individual may park a personal mobility vehicle on a highway or street at any location where parking is allowed for motor vehicles, may park at any angle to the curb or the edge of the highway, and may park abreast of another personal mobility vehicle, per MVC.

(~~7~~7) An individual shall not park a personal mobility vehicle on a highway or street in such a manner as to obstruct the movement of a legally parked motor vehicle., per MVC.

(~~7~~8) Absent a city contract to the contrary:

(a) Any personal mobility vehicle left or parked in a street, as defined by Chapter 1 section ~~4:8~~ of the City Municipal Code, may be seized and impounded by the city if: (i) it impedes the flow of vehicular, or any other, traffic, (ii) is parked inconsistent with any city ordinance, resolution, sign, traffic control device, or traffic control order, (iii) remains left for more than ~~724~~ hours, (iv) is left by a person arrested or otherwise detained by city police, or (v) appears to a reasonable person to be stolen.

(b) Any impounded personal mobility vehicle may be recovered only upon presentation of proof of ownership of the personal mobility vehicle and upon payment of fees set by the City Administrator.

(~~8~~9) After a personal mobility vehicle is impounded, if the city knows the identity of its owner and the owner's address, the city shall, within a reasonable time, give that owner written notice of the impoundment at their ~~his or her~~ last known address.

(~~9~~10) The city may sell, or otherwise dispose of, any impounded personal mobility vehicle if such vehicle remains unrecovered more than 1 month after its impoundment. Any sale shall conform to section 1:64, Chapter 4, Title I of the Code of the City of Ann Arbor.

(~~11~~10) A person operating a personal mobility device, shall not carry any article that impairs or prevents the person's control of the vehicle.

(12) A personal mobility vehicle shall not be operated in such a manner that exceeds the number of persons for which it was designed.

(~~13~~14) A person riding a personal mobility vehicle on a street or highway shall be granted all of the rights, and shall be subject to all of the duties, applicable to the driver of a vehicle under this code and state law.

(x14) The City Council may by resolution designate locations and times at and during which personal mobility vehicles may not be operated. The restrictions contained in any such resolution shall be posted on signs within the area designated by the resolution.

10:149. Skateboards.

~~The City Council may by resolution designate locations and times at and during in which skateboards that are not vehicles may not be operated on sidewalks or other public property. (See Resolution R 412-7-88). The restrictions contained in any such resolution shall be posted in signs within the area designated by the resolution. No person shall operate a skateboard contrary to the terms of the resolution. A police officer apprehending a person for violating this section may impound the skateboard. The skateboard shall be released by the Police Department only after payment of the fine and costs and upon proper identification. Persons 18 years of age or older must produce proof of payment of the fine and costs and proof of proper identification. Persons under the age of 18 must produce proof of payment of the fine and costs and must appear at the Police Department with a parent or guardian; however, if no such parent or guardian resides in the city, the owner of the skateboard must provide a letter from a parent or guardian requesting that it be released.~~
