

ORDINANCE NO. 2019-19

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA ADOPTING THAT CERTAIN DOCUMENT TITLED “THE 2019 AMENDMENTS TO THE FLAGSTAFF CITY CODE REGARDING USE OF THE RIGHT-OF-WAY AND BICYCLES” BY REFERENCE AMENDING TITLE 8, STREETS AND PUBLIC WAYS AND TITLE 9, TRAFFIC, CHAPTER 9-05, BICYCLES, OF THE FLAGSTAFF CITY CODE

RECITALS:

WHEREAS, the City recognizes the value of bicycle share, and the desire of City residents and visitors to use bicycle share devices; and

WHEREAS, the City had a successful pilot program to allow the use of dockless bicycle share devices; and

WHEREAS, the City desires to continue to allow dockless bicycle share devices within the City, and add docked bicycles and electric bicycles; and

WHEREAS, the City has a right and duty to act in the best interest of the City to protect and enhance the public health, safety, and welfare of its residents and visitors.

ENACTMENTS:

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. In General.

The Flagstaff City Code, Title 8, *Streets and Public Ways* and Title 9, *Traffic*, Section 9-05, *Bicycles* is hereby amended by adoption of those amendments set forth in the document known as “The 2019 Amendments to the Flagstaff City Code Regarding Use of the Right-of-Way and Bicycles” which are adopted as public records by Resolution 2019-28 and maintained on file with the City Clerk.

SECTION 2. Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of the code adopted herein are hereby repealed.

SECTION 3. Severability

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 4. Clerical Corrections.

The City Clerk is hereby authorized to correct clerical and grammatical errors, if any, related to this ordinance, and to make formatting changes appropriate for purposes of clarity, form, or consistency with the Flagstaff City Code.

SECTION 5. Effective Date.

This ordinance shall become effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 18th day of June, 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY