

**THE 2019 AMENDMENTS TO TITLE 9, *TRAFFIC*, CHAPTER 9-05, *BICYCLES*,
OF THE FLAGSTAFF CITY CODE**

The Flagstaff City Code, Title 9, *Traffic*, Section 9-05, *Bicycles* is hereby amended as shown below (additions identified by ALLCAPS and deleted text identified by a strike-through).

9-05-001-0001 APPLICATION OF PROVISIONS

- A. The parent of a child and the guardian of a ward shall not authorize or knowingly permit the child or ward to violate any of the provisions of this Chapter.
- B. The regulations of this Chapter in their application to bicycles, **ELECTRIC OR MOTORIZED BICYCLES, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES, ELECTRIC MINIATURE SCOOTERS OR ELECTRIC STANDUP SCOOTERS, SKATEBOARD OR LIEGHTWEIGHT WHEELED VEHICLES** shall apply when a ~~bicycle~~ **SUCH DEVICE** is operated upon any roadway, **MULTIUSE** path, or sidewalk subject to those exceptions stated in this Chapter.
- C. The regulations of this Chapter shall not apply to exempt vehicles when they are used for the purposes for which they are intended.

9-05-001-0002 DEFINITIONS

For purposes of this Chapter:

- A. "Bicycle" means a device, including a racing wheelchair, that is propelled by human power and on which a person may ride and that has either:
1. Two tandem wheels, either of which is more than sixteen inches in diameter.
 2. Three wheels in contact with the ground, any of which is more than sixteen inches in diameter.
- ~~B.G.~~ "Bicycle lane" means that portion of the roadway striped and designated for the **exclusive** use of bicycles.
- C. **"ELECTRIC BICYCLE" MEANS A BICYCLE OR TRICYCLE THAT IS EQUIPPED WITH FULLY OPERABLE PEDALS AND AN ELECTRIC MOTOR OF LESS THAN SEVEN HUNDRED FIFTY WATTS AND THAT MEETS THE REQUIREMENTS OF ONE OF THE FOLLOWING CLASSES:**
1. **"CLASS 1 ELECTRIC BICYCLE" MEANS A BICYCLE OR TRICYCLE THAT IS EQUIPPED WITH AN ELECTRIC MOTOR THAT PROVIDES ASSISTANCE ONLY WHEN THE RIDER IS PEDALING AND THAT CEASES TO PROVIDE ASSISTANCE WHEN THE BICYCLE OR TRICYCLE REACHES THE SPEED OF TWENTY MILES PER HOUR.**

2. "CLASS 2 ELECTRIC BICYCLE" MEANS A BICYCLE OR TRICYCLE THAT IS EQUIPPED WITH AN ELECTRIC MOTOR THAT MAY BE USED EXCLUSIVELY TO PROPEL THE BICYCLE OR TRICYCLE AND THAT IS NOT CAPABLE OF PROVIDING ASSISTANCE WHEN THE BICYCLE OR TRICYCLE REACHES THE SPEED OF TWENTY MILES PER HOUR.

3. "CLASS 3 ELECTRIC BICYCLE" MEANS A BICYCLE OR TRICYCLE THAT IS EQUIPPED WITH AN ELECTRIC MOTOR THAT PROVIDES ASSISTANCE ONLY WHEN THE RIDER IS PEDALING AND THAT CEASES TO PROVIDE ASSISTANCE WHEN THE BICYCLE OR TRICYCLE REACHES THE SPEED OF TWENTY-EIGHT MILES PER HOUR.

D. "ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE" MEANS A SELF-BALANCING DEVICE WITH ONE WHEEL OR TWO NONTANDEM WHEELS AND AN ELECTRIC PROPULSION SYSTEM THAT LIMITS THE MAXIMUM SPEED OF THE DEVICE TO FIFTEEN MILES PER HOUR OR LESS AND THAT IS DESIGNED TO TRANSPORT ONLY ONE PERSON.

E. "ELECTRIC MINIATURE SCOOTER" MEANS A DEVICE THAT WEIGHS LESS THAN THIRTY POUNDS, HAS TWO OR THREE WHEELS, HAS HANDLEBARS, HAS A FLOORBOARD ON WHICH A PERSON MAY STAND WHEN RIDING, IS POWERED BY AN ELECTRIC MOTOR OR HUMAN POWER, OR BOTH, AND HAS A MAXIMUM SPEED THAT DOES NOT EXCEED TEN MILES PER HOUR, WITH OR WITHOUT HUMAN PROPULSION, ON A HARD LEVEL SERVICE.

F. "ELECTRIC STANDUP SCOOTER" MEANS A DEVICE THAT WEIGHS LESS THAN SEVENTY-FIVE POUNDS, HAS TWO OR THREE WHEELS, HAS HANDLEBARS, HAS A FLOORBOARD ON WHICH A PERSON MAY STAND WHILE RIDING, IS POWERED BY AN ELECTRIC MOTOR OR HUMAN POWER, OR BOTH, HAS A MAXIMUM SPEED THAT DOES NOT EXCEED TWENTY MILES PER HOUR, WITH OR WITHOUT HUMAN PROPULSION, ON A HARD LEVEL SERVICE. THIS DOES NOT INCLUDE AN ELECTRIC MINIATURE SCOOTER.

G.ⓓ: "Exempt vehicles," when used for the purposes for which they are intended, means wagons, wheelchairs, and strollers or other devices designed and used for the purpose of transporting children, infants, physically challenged, or incapacitated persons, or carts or other devices intended and used for transporting merchandise or materials.

H. "OWNER" MEANS ANY PERSON HOLDING THE LEGAL TITLE TO A BICYCLE, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE.

I. "MOTORIZED BICYCLE" MEANS A MOTORIZED GAS-POWERED BICYCLE OR TRICYCLE THAT IS EQUIPPED WITH A HELPER MOTOR THAT HAS A MAXIMUM PISTON DISPLACEMENT OF FORTY-EIGHT CUBIC CENTIMETERS OR LESS, THAT MAY ALSO BE SELF-PROPELLED AND THAT IS OPERATED AT SPEEDS OF LESS THAN TWENTY MILES PER HOUR.

J. "PEDESTRIAN THROUGH ZONE" IS THE PORTION OF THE SIDEWALK USED PRIMARILY BY PEDESTRIANS FOR TRAVEL AND ACCESSING TRANSIT OR BUILDINGS.

~~H. "Path" means a shared use pathway designed and intended for the use of bicycles, pedestrians, and other non-motorized users that is physically separated from the roadway.~~

K. "MULTIUSE PATH" MEANS A HARD SURFACED OR AGGREGATE PATH THAT IS PHYSICALLY SEPARATED FROM THE ROADWAY AND DESIGNED AND INTENDED FOR THE SHARED USE OF BICYCLES, PEDESTRIANS AND OTHER HUMAN-POWERED VEHICLES. MULTIUSE PATHS INCLUDE, BUT ARE NOT LIMITED TO, PATHS THAT ARE SIGNED, DESIGNATED, AND ILLUSTRATED ON OFFICIAL MAPS AS PART OF THE FLAGSTAFF URBAN TRAILS SYSTEM (FUTS).

~~C. "Play vehicle" means a coaster, rollerskates, scooter, roller ski, child's tricycle, unicycle, sled, toboggan, or any other non-motorized device with wheels, rollers or rails upon which a person may ride.~~

L. "LIGHTWEIGHT WHEELED VEHICLE" MEANS ROLLER SKATES, INLINE SKATES, SCOOTERS, ROLLER SKIS, UNICYCLES, OR ANY OTHER HUMAN-POWERED NON-MOTORIZED CONVEYANCE DEVICE WITH WHEELS OR ROLLERS.

~~M.E. "Ride or riding" means operating a bicycle, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER, ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE either wholly or partially sitting, standing or lying upon SUCH a bicycle, skateboard or play-vehicle by a person whether such bicycle, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER, skateboard or play LIGHTWEIGHT WHEELED vehicle is in motion or stationary.~~

~~N.F. "Roadway" means all of the improved portion of a street which is intended for vehicular travel or parking.~~

~~O.I. "Sidewalk" means that portion of a street that is between the curb lines or the lateral lines of a roadway and the adjacent property lines that is intended for the use of pedestrians.~~

~~P.B. "Skateboard" means a platform mounted on wheels that is propelled by human power.~~

Q. "SERVICE PROVIDER" MEANS AN INDIVIDUAL OR ENTITY THAT DISPLAYS, OFFERS OR MAKES AVAILABLE FOR RENT OVER 50 BICYCLES, ELECTRIC BICYCLES, ELECTRIC MINIATURE SCOOTERS OR ELECTRIC STANDUP SCOOTERS FOR SHARED USE ON A SHORT-TERM BASIS AT NO COST OR FOR A FEE.

9-05-001-0003 TRAFFIC LAWS APPLY

Every person riding a bicycle, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER upon a roadway is granted all the rights and shall be subject to all of the duties applicable to the driver of a vehicle PURSUANT TO by this CODE Chapter AND THE ARIZONA REVISED STATUTES, except as to special regulations OF

~~SUCH in this Chapter and except as to those provisions of this Chapter which by their nature can have no application.~~

9-05-001-0004 RIDING ON BICYCLES AND OTHER DEVICES

A. A person riding a bicycle, **ELECTRIC BICYCLE OR MOTORIZED BICYCLE** shall not ride other than upon or astride a permanent and regular seat attached thereto.

B. No bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE** shall be used to carry more persons at one time than the number for which it is designed and equipped.

C. No person riding upon any bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE** shall attach the same or themselves to any vehicle upon a roadway.

D. No person operating a bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER** shall carry any package or article which prevents the driver from keeping at least one hand upon the handlebars.

E. No person shall operate a bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER** at a speed greater than is reasonable and prudent under the circumstances, conditions and actual and potential hazards then existing, or in excess of the posted speed limit.

~~F.C.~~ Penalty. Violation of any provisions of **9-05-001-0004(A) - (E)** ~~9-05-001-0007~~ by any person shall be a civil traffic offense punishable by a fine of not less than twenty-five (\$25.00) nor more than seventy-five dollars (\$75.00) for each offense.

G. NO PERSON SHALL OPERATE A BICYCLE, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER WITH RECKLESS DISREGARD FOR PERSONS AND PROPERTY. A VIOLATION OF THIS SECTION IS A CLASS TWO MISDEMEANOR.

9-05-001-0005 EQUIPMENT

A. Every bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER** when in use at nighttime shall be equipped with a lamp on the front, **EITHER AFFIXED TO THE DEVICE OR WORN ON THE PERSON**, which shall emit a white light visible from a distance of at least five hundred feet (500') to the front and with a red reflector on the rear of a type approved by the Arizona Department of Transportation, which shall be visible from all distances from fifty feet (50') to three hundred feet (300') to the rear, when directly in front of lawful upper beams of headlamps on motor vehicles. A lamp on the rear emitting a red light visible from

a distance of five hundred feet (500') to the rear may be used in **PLACE OF** ~~addition to~~ the red reflector.

B. Every bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER** shall be equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement.

C. **PENALTY. VIOLATION OF ANY PROVISIONS OF 9-001-0005 BY ANY PERSON SHALL BE A CIVIL TRAFFIC OFFENSE PUNISHABLE BY A FINE OF NOT LESS THAN TWENTY-FIVE (\$25.00) NOR MORE THAN SEVENTY-FIVE DOLLARS (\$75.00) FOR EACH OFFENSE.**

9-05-001-0006 RIDING OPERATION ON ROADWAYS AND BICYCLE LANES

A. A person riding a bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER** on the roadway **OR BICYCLE LANE** 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. If overtaking and passing another bicycle or vehicle proceeding in the same direction.
2. If preparing for a left turn at an intersection or into a private road or driveway.
3. If reasonably necessary to avoid conditions, including fixed or moving objects, parked or moving vehicles, bicycles, pedestrians, animals, snow and ice, or surface hazards.
4. If the lane in which the person is operating the bicycle is too narrow for a bicycle and a vehicle to travel **SAFELY** side by side within the lane.
5. When proceeding straight, through an area where a right-turn is permitted, in order to avoid conflicts with right-turning vehicles.

B. When parking is allowed along the roadway, then the "right side of the roadway" shall be deemed to be to the left of any parked vehicles or parking lane, including the area occupied by open car doors, or to the right of any parked vehicles or parking lane on the left side of one-way streets.

C. Persons riding bicycles, **ELECTRIC OR MOTORIZED BICYCLES, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES, ELECTRIC MINIATURE SCOOTERS OR ELECTRIC STANDUP SCOOTERS, SKATEBOARDS OR LIGHTWEIGHT WHEELED VEHICLES** upon a roadway, **MULTIUSE PATH OR BICYCLE LANE** shall not ride more than two (2) abreast except on paths or parts of roadways **SUCH** set aside for the exclusive use of bicycles, **ELECTRIC OR MOTORIZED BICYCLES, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES, ELECTRIC MINIATURE SCOOTERS OR ELECTRIC STANDUP SCOOTERS, SKATEBOARDS OR LIGHTWEIGHT WHEELED VEHICLES.**

D. **A PERSON MAY RIDE A BICYCLE, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER OR**

ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE IN A BICYCLE LANE.

E. PENALTY. VIOLATION OF ANY PROVISIONS OF 9-05-001-0006 BY ANY PERSON SHALL BE A CIVIL TRAFFIC OFFENSE PUNISHABLE BY A FINE OF NOT LESS THAN TWENTY-FIVE DOLLARS (\$25.00) NOR MORE THAN SEVENTY-FIVE DOLLARS (\$75.00) FOR EACH OFFENSE.

9-05-001-0007 RIDING OPERATION ON SIDEWALKS

A. Where signs are erected giving notice thereof, no person shall ride a bicycle, **ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE** upon a sidewalk. ~~This prohibition shall also apply to any bicycle, skateboard or play vehicle which is equipped or assisted by a motor.~~ Signs prohibiting such activity shall be installed at locations as directed by the Office of the Traffic Engineer.

B. IT IS PROHIBITED TO RIDE AN ELECTRIC BICYCLE, MOTORIZED BICYCLE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER UPON A SIDEWALK.

~~C.~~ **B** A PERSON MAY RIDE A BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE ON A ~~public~~ SIDEWALK BUT shall be subject to the following provisions:

1. ~~A person riding a bicycle, skateboard, or play vehicle upon a sidewalk~~ **SUCH PERSON** shall yield the right-of-way to all pedestrians and exempt vehicles.
2. Such person shall give an audible signal before overtaking and passing any pedestrian or exempt vehicle traveling in the same direction on the sidewalk.
3. No person shall operate a bicycle, **ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE** on a sidewalk at a speed greater than is reasonable and prudent under the circumstances, conditions and actual and potential hazards then existing.

~~D.~~ **C** Penalty. Violation of any provisions of 9-05-001-0007 by any person shall be a civil traffic offense punishable by a fine of not less than twenty-five **DOLLARS** (\$25.00) nor more than seventy-five dollars (\$75.00) for each offense.

9-05-001-0008 RIDING OPERATION ON MULTIUSE PATHS

A. A PERSON MAY RIDE A BICYCLE, CLASS 1 OR CLASS 2 ELECTRIC BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER, ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE ON A MULTIUSE PATH.

B. A PERSON RIDING A BICYCLE, CLASS 1 OR CLASS 2 ELECTRIC BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER, ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE UPON ANY MULTIUSE PATH SHALL BE SUBJECT TO THE FOLLOWING PROVISIONS:

1.A. ~~A person riding a bicycle, skateboard, or play vehicle upon a sidewalk~~ **SUCH PERSON** shall yield the right-of-way to all pedestrians and exempt vehicles.

2.B. Such person shall give an audible signal before overtaking and passing any pedestrian or exempt vehicle traveling in the same direction on the path.

3. **NO PERSON SHALL OPERATE A BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE ON A MULTIUSE PATH AT A SPEED GREATER THAN IS REASONABLE AND PRUDENT UNDER THE CIRCUMSTANCES, CONDITIONS AND ACTUAL AND POTENTIAL HAZARDS THEN EXISTING.**

C. **NO PERSON SHALL RIDE A CLASS 3 ELECTRIC BICYCLE OR MOTORIZED BICYCLE ON A MULTIUSE PATH.**

D. **PENALTY. VIOLATION OF ANY PROVISIONS OF 9-05-001-0008 BY ANY PERSON SHALL BE A CIVIL TRAFFIC OFFENSE PUNISHABLE BY A FINE OF NOT LESS THAN TWENTY-FIVE DOLLARS (\$25.00) NOR MORE THAN SEVENTY-FIVE DOLLARS (\$75.00) FOR EACH OFFENSE.**

9-05-001-0009 BICYCLE REGISTRATION

The Chief of Police, or his or her designee, is hereby authorized and directed to issue, upon written application, bicycle registration tags. The Chief of Police shall designate and provide tags for the use of the registrant, direct the manner of placing such tags on the bicycles by the registrants, and keep a record of the name of the registrant, the number of the tag, the date of issuance of the tag, and pertinent information about the bicycle. A fee may be charged for registration and the tag.

9-05-001-0010 BICYCLE HELMETS/PROTECTIVE EQUIPMENT

A. It shall be unlawful for any person under eighteen (18) years of age to operate or ride upon a bicycle, **ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, ELECTRIC MINIATURE SCOOTER, ELECTRIC STANDUP SCOOTER, SKATEBOARD OR LIGHTWEIGHT WHEELED VEHICLE** on any ~~highway, street, road,~~ **ROADWAY**, sidewalk, ~~bike-way or trail,~~ **OR MULTIUSE PATH** unless that person wears a protective helmet that is properly fitted and fastened.

B. No parent or guardian of any unemancipated minor under eighteen (18) years of age shall knowingly allow the minor to violate this section.

C. Violation of this section shall constitute a civil traffic offense and shall be punishable by a fine of not less than twenty-five dollars (\$25.00) nor more than seventy-five dollars (\$75.00) for each offense.

D. The first time a person is charged with a violation of this section the Court may dismiss the charge upon presentation of evidence that the person has purchased or obtained a protective helmet.

E. For purposes of this section "protective bicycle helmet" means a helmet containing a manufacturer's certification that it meets the standards of either the American National Standards Institute (ANSI), the American Society for Testing and Materials (ASTM), or the United States Consumer Product Safety Commission (CPSC).

F. Except as authorized by A.R.S. § 28-1599, a violation of this ordinance cannot be used as evidence of negligence or comparative negligence in a subsequent civil or criminal proceeding.

G. PENALTY. VIOLATION OF ANY PROVISIONS OF 9-05-001-0010 BY ANY PERSON SHALL BE A CIVIL TRAFFIC OFFENSE PUNISHABLE BY A FINE OF NOT LESS THAN TWENTY-FIVE DOLLARS (\$25.00) NOR MORE THAN SEVENTY-FIVE DOLLARS (\$75.00) FOR EACH OFFENSE.

9-05-001-0011 SERVICE PROVIDERS

A. NO SERVICE PROVIDER SHALL DISPLAY, OFFER, OR MAKE AVAILABLE FOR RENT A BICYCLE, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER WITHIN THE CITY, UNLESS THE SERVICE PROVIDER HAS A VALID, FULLY EXECUTED CONTRACT FOR SERVICES WITH THE CITY. A VIOLATION OF THIS SECTION MAY BE PUNISHABLE BY A FINE OF FIVE-HUNDRED DOLLARS (\$500.00) PER DEVICE PER DAY.

B. A BICYCLE, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER MAY BE SUBJECT TO IMPOUNDMENT IF IT IS DISPLAYED, OFFERED, OR MADE AVAILABLE FOR RENT WITHOUT A VALID CONTRACT FOR SERVICES.

C. THE OWNER OF AN UNLAWFULLY PARKED, INOPERABLE OR ABANDONED BICYCLE, ELECTRIC OR MOTORIZED BICYCLE, ELECTRIC MINIATURE SCOOTER OR ELECTRIC STANDUP SCOOTER IN LOCATIONS DEFINED IN THE FLAGSTAFF CITY CODE, CHAPTER 9-01, *TRAFFIC*, SECTION 9-01-001-0003(E), *STOPPING, STANDING AND PARKING RESTRICTIONS*, MAY BE SUBJECT TO A FINE OF ONE-HUNDRED DOLLARS (\$100.00) PER DEVICE PER DAY AND MAY BE IMPOUNDED OR RELOCATED BY CITY EMPLOYEES AS NECESSARY TO PROTECT THE HEALTH, SAFETY AND WELFARE OF THE PUBLIC OR AS OTHERWISE AUTHORIZED BY LAW.

D. A VIOLATION OF ANY PROVISIONS OF 9-05-001-0011 SHALL BE CONSIDERED A CODE ENFORCEMENT VIOLATION.