



City of Revere  
City Council

City Council Order No. 18-011

Date: December 17, 2018

Offered by Revere City Council

**AN ORDINANCE AMENDING TITLE 8 HEALTH AND SAFETY OF THE REVISED ORDINANCES  
OF THE CITY OF REVERE REGULATING BICYCLES**

*Be it ordained by the City of Revere as follows:*

Title 8 Health and Safety of the Revised Ordinances of the City of Revere is hereby amended by inserting the following new Chapter 8.06 Regulation of Bicycles and Sections 8.06.010 – 8.06.060:

**CHAPTER 8.06 REGULATION OF BICYCLES**

- Section 8.06.010 Title and Purpose
- Section 8.06.020 Definitions
- Section 8.06.030 Use of a Bicycle
- Section 8.06.040 Bicycle Parking on the Public Way
- Section 8.06.050 Abandoned Bicycles
- Section 8.06.060 Redeeming Abandoned Bicycles, Procedure, Storage, and Fees

**Section 8.06.010 Title and Purpose**

This chapter and inclusive sections shall be known as the "Bicycle Ordinance." Its purpose is to regulate the use and storage of bicycles upon the ways and walks of the City; to provide a uniform procedure under which the City may take custody of abandoned bicycles; to provide a uniform procedure for the retrieval of abandoned bicycles taken by the City; and to distinguish bicycles from other two or three-wheeled vehicles.

**Section 8.06.020 Definitions**

***Bicycle:*** A vehicle consisting of a frame and two tandem wheels that is propelled exclusively by human power applied to pedals connected to a rear wheel by a chain, and utilizing handlebars for steering and a seat for its rider. No operator of a bicycle shall be required to possess a driver's license and no bicycle is required to be registered with the Massachusetts Registry of Motor Vehicles.

***Shared Bicycle:*** A bicycle that is owned by a Bicycle Share Business that is made available to persons for renting on a self-service basis. A shared bicycle shall not be a motorized bicycle, motorized scooter, motorcycle, low-speed motor vehicle or limited-use motor vehicle all as defined and/or governed in Sections 1 through 1E, inclusive, of Massachusetts General Laws Chapter 90.

***Bicycle-share Business:*** A person or company in the business of providing or otherwise making available Shared Bicycles for hire. For the purposes of this Ordinance, a Bicycle-share Business shall be deemed the Owner of any such bicycle associated with, provided, or otherwise made available by such Bicycle-share Business.

***Bicycle-share Customer:*** Any person who rents, hires, or uses a Shared Bicycle.

***Bicycle Parking Facility:*** Any facility for the temporary storage of bicycles that allows the frame and one or both wheels to be locked so as to minimize the risk of theft and vandalism.

***Motorized bicycle:*** A bicycle that can be propelled by a helper motor; or a pedal or non-pedal bicycle which has a motor with a cylinder capacity not exceeding 50 cubic centimeters, an automatic transmission, and which is capable of a maximum speed of no more than thirty miles per hour and subject to the requirements set forth in Chapter 90 Sections 1B through 1D of the Massachusetts General Laws. A motorized bicycle shall be registered with the Massachusetts Registry of Motor Vehicles, shall be subject to all Massachusetts traffic laws and regulations, and shall not be operated at a speed greater than 25 miles per hour. An operator of a motorized bicycle must be at least 16 years of age and possess either a valid Massachusetts Learner's Permit or Drivers License.

**Section 8.06.030 Use of a Bicycle:**

The provisions of Massachusetts General Laws ch. 85 Section 11B are incorporated by reference hereto and govern the use and operation of bicycles.

**Section 8.06.040 Bicycle Parking on the Public Way**

- A. Bicycles may be parked free standing and locked against a public building, street sign pole, parking meter, and on or against a bicycle rack, or parked at any location or facilities designated for bicycle parking.
- B. No bicycle shall be parked in a manner that causes the bicycle to obstruct any sidewalk, public way or handicap access ramps. Bicycles shall be parked as near to either edge of a sidewalk as is practical, but must be parked in every case so to leave a minimum of 36 inches of unobstructed passage on a sidewalk.
- C. No bicycle shall be parked or secured to a fire hydrant, public hand railing or bench, public shade trees, trash receptacles, or in any restricted area as posted.

**Section 8.06.050 Abandoned Bicycles**

- A. No less than 24 hours after a bicycle is reported to the City as parked and unattended at one location upon a public sidewalk or street, the City will attempt to identify and contact the Owner of the bicycle, and in the case of an unattended Shared Bicycle contact the Bicycle-share Business associated with the bicycle, and notify the Owner that the bicycle has been reported as parked and unattended, and direct the Owner or business to remove the bicycle.
- B. No less than 72 hours after providing such notice to the Owner as provided in Section (a), and if the bicycle remains parked and unattended, the bicycle shall be deemed abandoned and subject to removal by the City of Revere Police department or Department of Public Works.
- C. An abandoned bicycle removed by the City shall be held not less than 30 days, and during such time the bicycle is held by the City it may be reclaimed by the Owner in accordance with the provisions Section VI of this ordinance.
- D. An abandoned bicycle that has been held by the City at least 30 days and that has not been reclaimed by the Owner during such time may be discarded by the City at its discretion.
- E. In no case shall the City of Revere be responsible for any damage to the bicycle that occurs during the removal, storage, or discard of the bicycle.

**Section 8.06.060 Redeeming Abandoned Bicycles, Procedure, Storage, and Fees**

- A. All abandoned bicycles removed by the City shall be stored, and may be reclaimed, from the City of Revere Department of Public Works, located at 321 Charger Street, Revere Massachusetts 02151.
- B. The Owner of an abandoned bicycle removed by the City of Revere, shall be fined \$50.00 for each bicycle removed and stored by the City of Revere.
- C. The Owner of an abandoned bicycle may reclaim the bicycle by presenting to the City proper identification, proof of ownership of the bicycle, and proof of payment of such fine with a receipt issued by and bearing the stamp of the City of Revere Treasurer's office. Proof of ownership can include receipt of bike registration from the Revere Police Department and or receipt of purchase of the said bike with matching serial number.

October 29, 2018      Ordered to a first reading

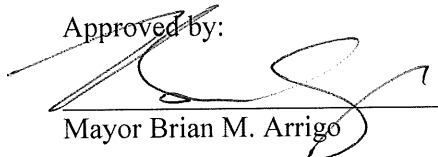
December 3, 2018      Ordered to a second reading.  
Councillor Novoselsky objected.

December 17, 2018      Ordered on a second reading.

December 17, 2018      Ordered on a third and final reading.

December 17, 2018      Ordinance was Ordered Engrossed and Ordained as amended on a Roll Call: Councillors Guinasso, Keefe, McKenna Morabito, Novoselsky, Patch, Powers, Rizzo, Rotondo, Zambuto, and Council President Giannino voting "YES".

Approved by:



Mayor Brian M. Arrigo

12.23.18

Date

Attest:



City Clerk