

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE REGISTRATION AND LICENSING OF BICYCLES; PROVIDING A FEE THEREFOR; PROVIDING FOR THE TAGGING AND IDENTIFICATION OF BICYCLES AND REGULATIONS THEREFOR; REGULATING ALL PERSONS ENGAGED IN THE BUSINESS OF DEALING IN SECONDHAND BICYCLES; REQUIRING ALL BICYCLES RIDDEN BETWEEN THE HOURS OF SEVEN P.M. AND FIVE A.M. TO BE EQUIPPED WITH A ~~REAR LIGHT~~ HEADLIGHT ON THE FRONT AND A REFLECTOR ON THE REAR; PROVIDING A PENALTY FOR THE VIOLATION HEREOF; PROVIDING THAT THE INVALIDITY OF ANY PART HEREOF SHALL NOT AFFECT THE VALIDITY OF THE REMAINDER, ~~AND IN AN EMERGENCY.~~

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF ABILENE, TEXAS.

~~SECTION 1.~~

Section 1. It shall be unlawful for any person to operate or use a bicycle propelled wholly or in part by muscular power upon any of the streets, alleys or public highways of the City of Abilene without first obtaining from the Police Department a license therefor as hereinafter provided.

~~SECTION 11.~~

Section 2. The Police Department is hereby authorized and directed to issue, upon written application, bicycle license which shall be effective for one year, and all such licenses shall be dated ~~October~~ ^{MAY} 1st of the year of issue, which license, when issued, shall entitle the licensee to operate such bicycles for which said licenses have been issued upon all the streets, alleys and public highways, exclusive of the sidewalks thereof, in the City of Abilene.

~~SECTION 111.~~

Section 3. The Police Department shall provide each year metallic tags and seals having registration number stamped thereon, commencing with the number "1" and indicating the year for which same is issued, and the letters "ABL" stamped thereon suitable for attachment upon the frame of each bicycle. It shall be the duty of the Police Department to attach one of said metallic tags to the frame of each bicycle upon the payment of the license fee herein provided, and said tag shall at all times during the license year for which it is issued remain so attached. At the time of the issuance of the license, the Police Department shall also issue to the person obtaining the license a registration card, which said card shall bear the license and registration number of such bicycle. The Police Department shall keep a record of the date of the issuance of each license, the name of the person to whom the same issued and the number thereof, together with a description of the bicycle licensed

~~SECTION 4.~~

Section 4. It shall be the duty of every person who sells or transfers ownership of any bicycle to report such sale or transfer by returning to the Police Department the registration card issued to such person as licensee thereof, together with the name and address of the person to whom said bicycle was sold or transferred, and such report shall be made within five (5) days ^{from} of the date of said sale or transfer. It shall be the duty of the purchaser or transferee of such bicycle to apply for a transfer of registration therefor within five (5) days ^{of} said sale or transfer.

~~SECTION 5.~~

Section 5. It shall be unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame licensed pursuant to this ordinance. It shall also be unlawful for any person to remove, destroy, mutilate or alter the number of any license plate, seal or registration card during the time in which such license plate, seal or registration card is operative, provided, however, that nothing in this ordinance shall prohibit the Police Department from stamping numbers on the frames of bicycles on which no serial numbers can be found, or on which said number is illegible or insufficient for identification purposes.

~~SECTION 6.~~

Section 6. All persons engaged in the business of buying secondhand bicycles are hereby required to make a daily report to the Police Department, giving the name and address of the person from whom each bicycle is purchased, the description of each bicycle purchased, the frame number thereof and the number of the metallic license plate found thereon, if any. All persons engaged in the business of selling new or secondhand bicycles are hereby required to make a daily report to the Police Department, giving a list of all sales made by such dealers, which list shall include the name and address of each person to whom sold, the kind of bicycle sold, together with a description and frame numbers thereof, and the number of the metallic license plate attached thereto if any.

~~SECTION 7.~~

Section 7. It shall be unlawful for any person, firm or corporation to do any repair work on any bicycle, ^{except the Owner thereof} required to be licensed hereunder which is not properly licensed and registered as required by this ordinance,

and it shall be the duty of any such person, firm or corporation to see that any such bicycle has the City license tag thereon before doing any repair work on the same.

~~SECTION 8.~~

Section 8. Within ten (10) days after any bicycle registered and licensed hereunder shall have been dismantled and taken out of operation, such information shall be reported to the Police Department by the person in whose name the bicycle has been licensed and registered.

~~SECTION 9.~~

Section 9. The annual license fee to be paid for each bicycle shall be fifty cents (50¢) and shall be paid in advance; and pursuant to Section 4 of this ordinance, such license may be transferred when the ownership of said bicycle is transferred, and a fee of twenty-five cents (25¢) shall be paid for such transfer. Any licensee who has lost his registration card or license plate shall pay a fee of ten cents (10¢) for a re-issuance thereof. All license fees collected under this ordinance shall be paid into the General Fund of the City of Abilene.

~~SECTION 10.~~

Section 10. Any person who rides a bicycle between the hours of 7:00 P. M. and 5:00 A. M. must have said bicycle equipped on the front thereof with a ~~burning headlight~~ *burning headlight* at least two and one-half (2½) inches in diameter, and the rear of said bicycle must be equipped with a red reflector of at least two and one-half (2½) inches in diameter.

~~SECTION 11.~~

Section 11. Every person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction shall be punishable by a fine of not more than One Hundred Dollars (\$100.00) nor less than ~~five~~ ^{five} Dollars, (\$5.00).

~~SECTION 12.~~

Section 12. If any section or provision of this ordinance is declared to be invalid, said fact shall not affect the validity of any other provisions herein.

~~SECTION 13.~~

Section 13. This ordinance after its publication as required by law will become effective May 11, 1942.

Passed on its first reading this 20th day of March,
1942.

Passed on its second and final reading this 27th day of
March, 1942.

ATTEST:

Sila Zuma Marston
CITY SECRETARY

W. H. Fair

MAYOR

Approved as to form of passage.

Frank Buchanan
Corporation Counsel