



AN ORDINANCE: By the Public Services and Safety Committee
Re: Amending Article IV. And Sec. 11-2 To Allow For Electric Scooters

ORDINANCE NO. 2022-08
Introduced: _____
Committee/Commission Action: _____

AN ORDINANCE

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

Section 1. Chapter 16 Article IV of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows:

Sec. 16-160. - Operation of bicycles and electric scooters.

- (a) Riding on sidewalks. No person shall ride a bicycle, electric scooter, or a skateboard on any sidewalk in the business district of the City. The business district shall include the 100 and 200 blocks of East and West Wisconsin Avenue along with any future area in the downtown designated as such by the police department.
- (b) Careless operation. No person shall operate a bicycle or electric scooter upon a street, sidewalk or alley in the City carelessly or heedlessly in disregard of, or in danger to, the rights or safety of others' property or person. No person shall operate a bicycle or electric scooter upon the streets of the City without having manual control of the handlebars or operate a bicycle in any manner, which necessitates the element of unusual or extraordinary skill or involves unnecessary risk.
- (c) Attaching wagon, sidecar, etc. No person shall attach in any manner any wagon, sidecar, kiddy car, tricycle or similar riding device to any bicycle or electric scooter unless designed by the manufacturer to be pulled by a bicycle, while the same is being operated upon the streets of the City.
- (d) Riding bicycles, electric scooters, in-line skates, etc. No person shall bicycle, in-line skate, skateboard, or use any electric scooter, or play vehicle as defined at Wis. Stats. § 340.01(43m) on any parking ramp in the City of Neenah.
- (e) No person shall operate a bicycle or electric scooter at speeds greater than is reasonable and prudent under the conditions and circumstances and having regard for the actual and potential hazards then existing.

Sec. 16-161. - Traffic ordinances apply to bicycle and electric scooter operators.

Every person operating a bicycle or electric scooter upon a roadway shall have all the rights and shall be subject to all the duties applicable to the driver of a motor vehicle by State laws declaring rules of the road applicable to vehicles or by the traffic ordinances of the City applicable to the driver of a vehicle, except as to special regulations and those provisions of laws and ordinances which by their nature can have no applications.

Sec. 16-162. - Reserved.

Section 2. Section 11-2 of the Code of Ordinances of the City of Neenah is amended by adding the highlighted language to read as follows:

Sec. 11-2. – Use of recreational vehicles.

(c) *Definition.* The term “motor driven recreational vehicle” means a vehicle, other than an electric scooter, propelled by power, other than human power, designed to travel along the ground by use of wheels, treads, runners or slides, which shall include, without limitation, automobiles, trucks, trailers, motorcycles, trail bikes, mini-bikes, all-terrain vehicles, go-carts, tractors, buggies and wagons.

Section 3. Severability. In the event any section, subsection, clause, phase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

Section 4. Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Adopted: April 6, 2022

Moved: Bates/Stevenson

Published: April 11, 2022

Approved:



Dean R. Kaufert, Mayor

Attest:



Charlotte Nagel, City Clerk

