

ORDINANCE NO. 581

AN ORDINANCE PROVIDING FOR THE REGISTRATION, INSPECTION AND REGULATION OF USE OF BICYCLES IN THE CITY OF CANBY; AND PROVIDING PENALTIES FOR VIOLATIONS.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: Effect of Regulations.

(A) No parent of any minor child and no guardian of any minor ward shall authorize or knowingly permit any such child to violate any of the provisions of this Ordinance.

(B) Provisions of this Ordinance shall apply whenever a bicycle is operated on any street or public property in the City of Canby.

Section 2: Registration Required. No person who resides in the City of Canby shall ride a bicycle on any street or public property unless such bicycle has been registered with the Chief of Police. The Chief of Police shall register a bicycle, providing the applicant submits satisfactory proof of ownership of the bicycle and evidences reasonable knowledge of safety rules. No fee shall be charged for registering bicycles.

Section 3: Inspection of Bicycle. The Chief of Police shall inspect each bicycle before registering and shall refuse to register any bicycle which he determines is in unsafe mechanical condition and/or is not properly equipped.

Section 4: Tampering with Serial Numbers. It shall be unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame registered pursuant to this Ordinance. It shall also be unlawful for any person to destroy, mutilate or alter any registration card during the time

in which said registration card is operative; provided, however, that nothing in this article shall prohibit the Chief of Police from stamping numbers and/or letters on the frames of bicycles on which no serial number can be found or on which said number is illegible or insufficient for identification purposes.

Section 5: Transfer of Ownership. Upon the sale or other transfer of a registered bicycle, the registered owner may, upon proper application and without payment of a fee, have the registration assigned to the purchaser or to another bicycle owned by the applicant.

Section 6: Dismantling. Within 10 days after any bicycle registered hereunder shall have been dismantled and taken out of operation, such information shall be reported to the Chief of Police by the person in whose name the bicycle has been registered.

Section 7: Brakes. Every bicycle shall be equipped with brakes adequate to control the movement of and to stop and to hold such vehicle and as required by O.R.S. 483.404 (4).

Section 8: Lights. No bicycle shall be permitted on any street or highway of the City between 30 minutes after sunset and 30 minutes before sunrise without a clear white headlight visible under normal atmospheric conditions from the front thereof for not less than 500 feet indicating the approach or presence of the bicycle, firmly attached to such bicycle and properly lighted, or without a red light or reflector attached to and visible for 200 feet from the rear thereof.

Section 9: Bicycle Dealers. Every person engaged in the business of buying second-hand bicycles shall maintain a record of

every bicycle purchased, the name and address of the person from whom purchased, a description of such bicycle by name or make, the frame number thereof, and the registration number, if any.

Section 10: Rental Agencies. A rental agency shall not rent or offer any bicycle for rent unless the bicycle is registered and equipped as required by the motor vehicle laws of Oregon and this Ordinance.

Section 11: Riding on Bicycles.

(A) A person propelling a bicycle shall do so with his feet on the pedals and facing the front of the bicycle.

(B) No bicycle shall be used to carry more persons at one time than the number for which ~~it is~~ designed and equipped.

Section 12: Riding on Streets and Bicycle Paths.

(A) Every person operating a bicycle upon a street shall ride as near to the right-hand side of the street as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(B) Persons riding bicycles upon a street shall not ride more than two abreast except upon paths or parts of the streets set aside for the exclusive use of bicycles.

Section 13: Speed. No person shall operate a bicycle at a speed greater than is reasonable and prudent under the conditions ~~then~~ existing.

Section 14: Racing. No person shall engage in, or cause others to engage in, bicycle racing.

Section 15: Emerging from Alley or Driveway. The operator of a bicycle entering or emerging from an alley, driveway or building

shall, upon approaching a sidewalk or the sidewalk area extending across any alley way, yield the right-of-way to all pedestrians approaching on said sidewalk or sidewalk area, and upon entering the roadway, shall yield the right-of-way to all vehicles approaching on said roadway.

Section 16: Carrying Articles. No person operating a bicycle shall carry any package, bundle or article which prevents the rider from keeping at least one hand upon the handlebars and in full control of such bicycle.

Section 17: Riding on Sidewalks. No person shall ride or operate any bicycle upon a sidewalk in the City of Canby.

Section 18: Parking. No person shall park a bicycle upon a street or sidewalk so as to obstruct pedestrian traffic.

Section 19: Authority to Revoke or Suspend Registrations and Impound Bicycles.

(A) Procedure. The Chief of Police is hereby authorized and empowered to administer the provisions of this Ordinance; and all police officers are hereby charged with the duty of enforcing the provisions hereof. The Chief of Police is hereby empowered to suspend or revoke any registration issued under the provisions of this Ordinance for any violation thereof, or of any of the Ordinances of the City relating to street traffic insofar as the same are applicable; the Chief of Police is also empowered to impound any unregistered or improperly registered bicycle. The action of the Chief of Police as to any of the matters referred to in this Section shall be conclusive and final. No registration shall be issued to or for any person who has had a registration revoked, until the expiration

of the period of suspension or ~~revocation~~. The revocation or suspension of registrations or impounding of bicycles may be in addition to other penalties provided hereunder.

Section 20: Penalty. 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 \$100.00, or by imprisonment in the County jail for a period of not more than 10 days, or by both such fine and imprisonment, or impoundment of said vehicles for a period of not more than 30 days.


Section 21: Repeal of Conflicting Ordinances. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Passed on first reading at a regular meeting of the Canby City Council on the 15th day of September, 1975; ordered posted in three (3) public and conspicuous places in the City of Canby for a period of two (2) full calendar weeks as provided by the Canby City Charter, and to come up for final reading and action of the Canby City Council at a regular meeting thereof on the 6th day of October, 1975, at the hour of 8:00 o'clock p.m. at the Canby City Hall.



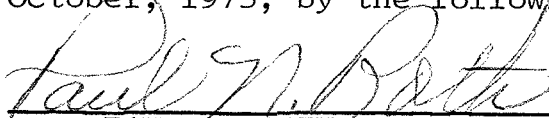
PAUL N. ROTH - Mayor

ATTEST:



HAROLD A. WYMAN - City Recorder

Passed on final reading of the Canby City Council at a regular meeting thereof on the 6th day of October, 1975, by the following vote: Yeas 4. Nays 1.



PAUL N. ROTH - Mayor

ATTEST:



HAROLD A. WYMAN - City Recorder

AFFIDAVIT OF POSTING

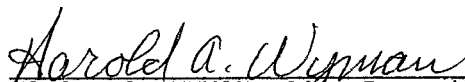
STATE OF OREGON)
) ss.
County of Clackamas)

I, HAROLD A. WYMAN, being first duly sworn depose and say that I am the Recorder for the City of Canby, Clackamas County, Oregon, a City duly incorporated under and by virtue of the laws of the State of Oregon; that the Common Council for said City of Canby held a special Council meeting on the 8th day of September, 1975, at which said meeting Ordinance No. 581 was read for the first time and passed by the vote of said Council, and was then and there ordered posted in at least three (3) public and conspicuous places in said City for a period of two (2) full calendar weeks prior to the second reading and final vote on said Ordinance, and as is provided by Section 3 of Chapter V of the Charter for the City of Canby, and

Thereafter, and on the 10th day of September, 1975, I HAROLD A. WYMAN, the undersigned, personally posted said Ordinance in the following three (3) public and conspicuous places all within the said City of Canby, to-wit:

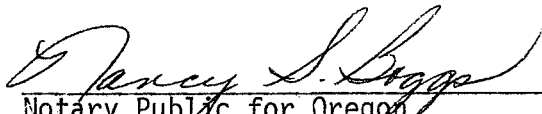
1. Canby City Hall
2. Canby Post Office
3. Canby Union Bank

That since said posting on the date aforesaid, the said Ordinance has remained posted in the said three (3) public and conspicuous places continuously for a period of the two (2) full calendar weeks and until the very 29th day of September, 1975.



HAROLD A. WYMAN, City Recorder

Subscribed and sworn to before me this 9th day of September, 1975.



Notary Public for Oregon
My Commission Expires: 6-12-78

SCHEDULE OF FEES
FOR
ENGINEERING SERVICES*

January 1, 1974

Principal Engineer	\$22.50/hour
Registered Engineer	\$19.00/hour
Engineer	\$16.50/hour
Registered Surveyor	\$15.00/hour
Design Draftsman	\$14.50/hour
Draftsman	\$12.00/hour
4-Man Survey Crew	\$37.00/hour
3-Man Survey Crew	\$30.00/hour
2-Man Survey Crew	\$22.00/hour
Secretarial Work	\$ 7.00/hour

*Non-salary job related expenses charged to client at cost.

NOTE: Professional Engineering services may also be negotiated on the following basis:

1. Computed on cost of construction in accordance with Consulting Engineers Council of Oregon, 1969 Edition. "The Procurement of Professional Engineering Services."
2. Salary cost plus multiplier of 2.5 plus non-salary expense.
3. Fixed Payment.

Zarosinski-Tatone Engineers, Inc.
3737 S. E. Eighth Avenue
Portland, Oregon 97202

Phone: 235-8795

Roth



ZAROSINSKI-TATONE ENGINEERS, INC.

STRUCTURAL-CIVIL-WATER AND SEWERAGE SYSTEMS

DONALD J. ZAROSINSKI, P. E.

RONALD G. TATONE, P. E.

PHONE (503) 235-8795
3737 S. E. EIGHTH AVENUE
PORTLAND, OREGON 97202

March 5, 1974

Mr. Harold Wyman
City Administrator
City of Canby
City Hall
Canby, Oregon 97013

RE: Sanitary Trunk Sewer

Dear Mr. Wyman:

This is to acknowledge your request to secure engineering services for construction of a sanitary trunk sewer from the sewage treatment plat to South Ivy Street.

This sewer is designated in the Master Plan as Trunk F, a portion of Trunk E, and Main E-1.

The total length of the proposed sewer installation is over 11,000 feet and varies in pipe diameter from 21 inches to 36 inches.

The cost of construction is estimated to be \$300,000. Fifteen percent (15%) of the construction cost should be allowed for engineering, legal and contingencies.

This would result in a budget allotment of \$345,000.

We propose to furnish engineering services as follows:

1. Provide horizontal and vertical control for design and construction at all changes in alignment.
2. Prepare plans and specifications for construction.
3. Provide construction review during construction progress and furnish "As Constructed" drawings.

The above services include assistance in award of contract and consultation during construction.

These services would be provided for a fee of seven and one-half percent (7½%) of the construction cost.





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Should you desire a fixed, lump sum payment to limit engineering costs, a maximum fee of twenty-two thousand five hundred dollars (\$22,500.00) may be used (7½% of \$300,000).

Special services not included in the basic fee would include subsurface soil investigations, preparation of easements, special railroad, State and County permits, establishing boundaries, inspection of construction by full-time, resident engineer.

These services, if requested, would be provided based on our standard rate schedule, a copy of which is enclosed.

Should you select our firm to provide engineering services, the above basic cost would be reduced \$1800. This is a result of a proportionate amount of the fee relating to the Master Plan regarding sanitary sewers.

We thank you for the invitation of this proposal.

We welcome the opportunity to be of service to you once again.

Very truly yours,

ZAROSINSKI-TATONE ENGINEERS, INC.

Ronald G. Tatone

RGT:sks

Enclosure 1



Project _____

Client City of Canby

By RGT

Date _____

File No. _____

Sheet No. _____

15% of estimated cost of Sanitary Sewer study
deduct 15% (12,000⁰⁰) = 1800⁰⁰

300,000⁰⁰ @ 6% = 18,000⁰⁰

1% General Supervision ~ Construction Review

2% Initial Field Survey Profile

2% Design & Specifications

5.5%

A 25% Design & General Supervision

1.50% Field work

5.75%

CURVE B for 300,000 = 7 1/2%

1. Bidding Time & Advertising

Z

Roth

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Civil-Structural

Portland, Oregon

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Polk

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7-22-74

Al Tate moved that the Canby City Council direct the City Atty to prepare an Ordinance for the expenditure of funds for the implimentation of the acceptance of the proposal ~~designated in~~ of ZT engineers for the design of a Sanitary Sewer designated in ZT's March 5, 1974 letter a copy of which is attached to these minutes & incorporated herein as if fully set forth and instruct ZT engineers to work with the staff to prepare an applacation for Federal grant monies.