

ORDINANCE NO. 219

AN ORDINANCE RELATING TO THE OPERATION OF MOTORCYCLES ON THE STREETS AND ALLEYS OF THE TOWN OF MILLS; PROVIDING RULES PERTAINING TO THE OPERATION OF MOTORCYCLES ON THE STREETS AND ALLEYS OF THE TOWN; REQUIRING CERTAIN EQUIPMENT ON MOTORCYCLES; REQUIRING PROTECTIVE EQUIPMENT FOR MOTORCYCLE RIDERS; AND ADOPTING SECTION 31-92, WYOMING STATUTES, AS AMENDED, 1973, TOGETHER WITH THE RULE MAKING AUTHORITY CONTAINED THEREIN AND ANY AND ALL RULES AND REGULATIONS ADOPTED AS A RESULT THEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MILLS, WYOMING.

SECTION 1. NAME OF ORDINANCE:

This Ordinance shall be known and may be cited as the "Motor-cycle Safety Equipment Ordinance of the Town of Mills."

SECTION 2. OPERATION OF MOTORCYCLES:

(a) A person operating a motorcycle within the Town of Mills shall ride only upon the permanent and regular seat attached thereto and shall not carry any other person nor shall any other person ride on a motorcycle unless the motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two (2) persons, or upon another seat firmly attached to the motorcycle at the rear or side of the operator.

(b) A person shall ride upon a motorcycle only while sitting astride the seat, facing forward.

(c) No person shall operate a motorcycle while carrying any package, bundle or other article which prevents him from keeping both hands on the handlebars, or obstructs his vision, or interferes with the safe operation of the motorcycle.

(d) No operator shall carry any person, nor shall any person ride in a position that will interfere with the safe operation or control

of the motorcycle or the view of the operator.

(e) All motorcycles are entitled to full use of a lane and no motor vehicle shall be driven in such a manner as to deprive any motorcycle of the full use of a lane. This subsection shall not apply to motorcycles operated two abreast in a single lane.

(f) The operator of a motorcycle shall not overtake and pass any vehicle except a single motorcycle in the same lane occupied by the vehicle being overtaken.

(g) No person shall operate a motorcycle between lanes of traffic, or between adjacent lines or rows of vehicles.

(h) Paragraphs (f) and (g) shall not apply to police officers in the performance of their official duties.

(j) Motorcycles shall not be operated more than two abreast in a single lane.

(k) No person riding upon a motorcycle shall attach himself or the motorcycle to any other moving vehicle on a roadway.

(m) Any motorcycle carrying a passenger, other than in a side-car or enclosed cab, shall be equipped with footrests for the passenger.

(n) No person shall operate any motorcycle with handlebars more than fifteen (15) inches in height above that portion of the seat occupied by the operator.

(o) No person shall operate or ride nor shall the operator permit a person to ride upon a motorcycle unless he is wearing protective headgear securely fastened on his head, and of a type which complies with standards established by the Wyoming Highway Commission and such rules are herewith adopted as the rules within the Town of Mills, Wyoming. This subsection shall not apply to persons riding within an enclosed cab. This subsection shall only apply to motorcycles used on

public highways, streets, thoroughfares and alleys.

(p) Any person operating a motorcycle shall have the head-lamps of the motorcycle activated at all times, including daylight hours.

(q) Operators of motorcycles operating in an officially authorized parade shall be exempt from subsections (e) through (o).

(r) For the purpose of this Ordinance, any and all rules and regulations adopted by the Wyoming Highway Commission with respect to the approval or disapproval of protective headgear and eye protective devices as required herein are herewith adopted by the Town of Mills, Wyoming.

SECTION 3. DECLARATION OF EMERGENCY:

WHEREAS the Forty-Second State Legislature of the State of Wyoming on the 7th day of March, 1973, passed an Act relating to the safety of motorcycles in the State of Wyoming; and,

WHEREAS the Ordinances of the Town of Mills do not comply with the state law; and,

WHEREAS the Town Council of the Town of Mills, Wyoming, deems it in the best interests of public safety that the ordinances of the Town of Mills be uniform with the Statutes of the State of Wyoming; therefore an emergency is hereby declared and this Ordinance is passed as an emergency measure and the Town Council does, by the vote by which this Ordinance is passed, hereby declare that an emergency exists which makes it imperative that this Ordinance shall be effective forthwith in order to preserve the public safety of the citizens of the Town of Mills, Wyoming.

PASSED, APPROVED and ADOPTED this 11th day of July, 1973.

TOWN OF MILLS, a Municipal Corporation

Attest:

By: Lawrence Wilcox  
Lawrence Wilcox, Mayor

Norene Reed  
Norene Reed, Clerk of Town of Mills,  
a Municipal Corporation

I, Norene Reed, Town Clerk of the Town of Mills, Wyoming, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 219 entitled "AN ORDINANCE RELATING TO THE OPERATION OF MOTORCYCLES ON THE STREETS AND ALLEYS OF THE TOWN OF MILLS; PROVIDING RULES PERTAINING TO THE OPERATION OF MOTORCYCLES ON THE STREETS AND ALLEYS OF THE TOWN; REQUIRING CERTAIN EQUIPMENT ON MOTORCYCLES; REQUIRING PROTECTIVE EQUIPMENT FOR MOTORCYCLE RIDERS; AND ADOPTING SECTION 31-92, WYOMING STATUTES, AS AMENDED, 1973, TOGETHER WITH THE RULE MAKING AUTHORITY CONTAINED THEREIN AND ANY AND ALL RULES AND REGULATIONS ADOPTED AS A RESULT THEREOF." Passed as an emergency ordinance by the Town Council of the Town of Mills, Wyoming, at a regular meeting held at the Council Chambers on the 11th day of July, 1973.

Sign: Norene Reed  
Norene Reed, Town Clerk

I, regularly appointed, duly qualified and acting Town Clerk of the Town of Mills, Wyoming, do hereby certify that signed, attested, sealed and certified copies of this Ordinance No. 219 approved and passed as certified above, were, following its passage by the Town Council, posted up in the Town Clerk's office and the Mills Post Office for a period of ten (10) days as required by law; that it took effect and became in force as a legal Ordinance of the Town of Mills, Wyoming, on the 27 day of July, 1973.

Signed: Norene Reed  
Norene Reed, Town Clerk