

## ORDINANCE NO. 1025

AN ORDINANCE OF THE CITY OF ORD, NEBRASKA, AMENDING CHAPTER 5, ARTICLE 5 BICYCLES OF THE CITY OF ORD, NEBRASKA, CODE OF ORDINANCES; REPEALING ALL ORDINANCES AND SECTIONS IN CONFLICT HERewith; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF ORD, NEBRASKA:

Section 1. That the Mayor and City Council of Ord, Nebraska, do hereby amend Chapter 5, Article 5 of the City of Ord, Nebraska, Code of Ordinances to regulate bicycles, electric bicycles (e-bikes) and electric personal conveyance devices.

Section 2. Said Article shall now read as follows:

### Article 5 – Bicycles and Electric Personal Conveyances

#### §5-501 DEFINITIONS.

As used in this Article, the following definitions shall apply in alignment with Nebraska State Law:

- **Bicycle:** Every device propelled solely by human power upon which any person may ride, having two or more wheels.
- **Electric Bicycle (E-Bike):** A bicycle equipped with fully operable pedals and an electric motor of less than 750 watts, classified into three tiers pursuant to Neb. Rev. Stat. §§ 60-614.02 and 60-614.04:
  - **Class I:** Pedal-assist only; motor ceases providing power at **20 miles per hour**.
  - **Class II:** Throttle-assisted; motor is capable of propelling the device without pedaling but ceases providing power at **20 miles per hour**.
  - **Class III:** Pedal-assist only; equipped with a speedometer, and the motor ceases providing power at **28 miles per hour**.
- **Electric Personal Conveyance:** Any lightweight, low-speed regulated device intended for recreational or personal transport, including electric foot scooters, hoverboards, and electrically motorized skateboards. This term excludes electric personal assistive mobility devices (EPAMDs) utilized for medical mobility under Neb. Rev. Stat. § 60-6,376. (Ord. No. 1025, 6/1/26)

#### §5-502 OPERATION.

- **(A) Passengers:** No person shall operate a bicycle, electric bicycle, or electric personal conveyance on a street or highway within the City with another person on the handlebars, floorboards, or in any position in front of or behind the operator, unless the device is explicitly designed, manufactured, and equipped with a permanent extra seat for passenger transit.
- **(B) Speed and Care:** No device covered under this Article shall be operated faster than is reasonable and proper under existing conditions. Every device shall be operated with reasonable

regard to the safety of the operator and any other persons upon the streets, public paths, and highways.

- **(C) Traffic Compliance:** Persons operating bicycles, electric bicycles, or electric personal conveyances shall observe all official traffic control signals, signs, and must come to a complete stop at all stop signs.
- **(D) Nighttime Equipment:** No bicycle, electric bicycle, or electric personal conveyance shall be operated on any street, highway, or public path from sunset to sunrise without a headlight visible from the front thereof for not less than 500 feet on a clear night, and a red reflector on the rear which shall be visible on a clear night from all distances between 100 feet and 600 feet to the rear when directly in front of lawful lower beams of headlights on a motor vehicle. A red light visible from a distance of 500 feet to the rear may be used in addition to such red reflector.
- **(E) Formation:** Operators upon a street or highway shall not ride more than single file except on parts of streets, highways, or public paths set aside for the exclusive use of bicycles or electric conveyances.
- **(F) Roadway Positioning & Substandard Lanes:**
  - Any person operating a device under this Article upon a roadway at less than the normal speed of traffic shall ride as near to the right-hand curb or right-hand edge of the roadway as practicable, except when overtaking another vehicle, preparing for a left turn, avoiding safety hazards, or navigating a lane of substandard width too narrow for a device and a motor vehicle to travel safely side-by-side.
  - On roadways with a posted speed limit of 35 miles per hour or less where traffic is restricted to one direction, operators may ride as near to the left-hand curb or edge as practicable. Operators entering or leaving a paved shoulder must clearly signal their intention and yield the right-of-way to all oncoming roadway vehicles.
- **(G) Parking:** No person shall park a bicycle, electric bicycle, or electric personal conveyance on any public sidewalk unless a designated parking rack or bicycle stand is located on said sidewalk. Devices must never be parked in a manner that blocks pedestrian right-of-way or ADA accessibility ramps.
- **(H) Sidewalk Prohibitions:** No person shall operate a bicycle, electric bicycle, or electric personal conveyance on the sidewalks within the designated Business District of the City of Ord. Class III electric bicycles are strictly prohibited from operating on any pedestrian sidewalks citywide. Operators must dismount and walk their devices when transitioning through restricted zones. (Neb. Rev. Stat. §60-6,315, 60-6,317, 60-6,318 (Am. By Ord. No. 505, 5/2/94; Ord. No. 1025, 6/1/26)

#### **§5-503 IMPOUNDMENT AND FEES.**

- **(A) Authority to Impound:** The City Police Department shall have the express right to immediately halt, seize, and impound any bicycle, electric bicycle, or electric personal conveyance found being operated or parked in violation of any municipal ordinance of the City of Ord, or any applicable Nebraska State traffic law within the city corporate limits.

- **(B) Impoundment Costs and Fees:** Prior to the release of any impounded vehicle to its lawful owner, an impound fee shall be paid to the City Clerk. The fees shall be determined by City Council resolution.
- **(C) Release Proof:** An impounded device shall only be released to an individual who provides satisfactory proof of ownership to the Police Chief and presents a formal receipt of paid fees from the City Clerk. If the operator is a minor under the age of 18, the device shall only be released directly to a parent or legal guardian. (Ord. No. 824, 8/5/13; Ord. No. 1025, 6/1/26)

**§5-504 DISPOSAL FROM CITY IMPOUND LOT.**

Any bicycle, electric bicycle, or electric personal conveyance left unclaimed in the city impound lot for a period of 120 days will, at the discretion of the City Police Chief, be sold at public auction, destroyed, or donated to a needy child or to a non-profit organization that provides conveyance devices for children or individuals in need.

Section 3. Any other ordinance or code section passed and approved prior to passage, approval and publication or posting of this ordinance and in conflict with its provisions is repealed.

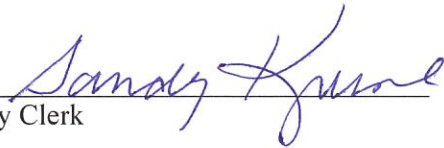
Section 4. That this ordinance shall take effect and be in full force and effect from and after its passage, approval and publication or posting as required by law.

PASSED AND ADOPTED this 1st day of June, 2026.

ATTEST:

CITY OF ORD

City Clerk

  
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BY:

Mayor

  
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