

ORDINANCE NO. 2931

AN ORDINANCE to amend Article A, Chapter 3, Title 10 of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding a new section numbered 10-3-13; which Title 10 relates to MOTOR VEHICLES AND TRAFFIC, which Chapter 3 relates to OPERATION OF VEHICLES, which Article A relates to GENERAL PROVISIONS and which new Section 10-3-13 relates to RIDING UPON MOTORCYCLES AND PLACE OF OPERATION OF MOTORCYCLES OR MOPEDS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article A, Chapter 3, Title 10 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended by adding a new section numbered 10-3-13 to read as follows:

Sec. 10-3-13. Riding upon motorcycles and place of operation of motorcycles or mopeds.

(a) A person operating a motorcycle as defined in section 10-1-1 herein, but excluding four-wheeled and three-wheeled vehicles for the purpose of this subsection, shall ride only upon the permanent and regular seat attached to the motorcycle, and such operator shall not carry any other person, and no other person shall ride on a motorcycle unless such 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 persons, or upon another seat firmly attached to the rear or side of the seat for the operator. If such motorcycle is designed to carry more than one (1) person, it shall also be equipped with a foot-rest for the use of such passenger.

A person operating a motorcycle shall wear a face shield, safety glasses or goggles or have his motorcycle equipped with safety glass or a windshield at all times while operating said vehicle, and operators and passengers thereon, if any, shall wear protective helmets. Operators and passengers riding on motorcycles with wheels of eight (8) inches or less in diameter or in three-wheeled motorcycles which have a non-removable roof, windshield and enclosed body shall not be required to wear protective helmets.

(b) No person shall operate any motorcycle or moped upon any public property in the city, except that this provision shall not apply to the operation of such vehicles upon the streets in compliance with applicable sections of this code and of the Code of Virginia (1950), as amended, nor shall this provision apply to the operation of publicly owned motorcycles, of emergency vehicles, or of implements including self-propelled mowers designed

and used for mowing lawns. This provision shall be applicable only where there has been posted upon the property in question a sign or signs indicating that such operation is prohibited by the use of the words "motorcycle or moped riding prohibited" or words of similar import.

Any person who violates this section shall be guilty of a class 3 misdemeanor and shall be punished as provided in section 1-1-8 of this code.

Section 2. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

CHARLES E. BEATLEY, JR.  
Mayor

Final Passage: June 18, 1984