

Chapter 10.54

MOPEDS

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10.54.010 Moped Defined.

Moped shall mean a bicycle with fully operative pedals for propulsion by human power, an automatic transmission, and a motor with a cylinder capacity not exceeding fifty cubic centimeters, which produces no more than two brake horsepower and is capable of propelling the bicycle at a maximum design speed of no more than thirty miles per hour on level ground. (Ord. 15652 §1; July 9, 1990).

10.54.020 License or Permit Required.

It shall be unlawful for any person to operate a moped upon the streets, highways, or alleys of the city unless such person has a valid motor vehicle operator's license or a valid school or learner's permit. (Ord. 15652 §2; July 9, 1990).

10.54.030 Traffic Laws Applicable.

Any person who rides a moped upon a roadway shall have all of the rights and shall be subject to all of the duties applicable to the driver of a motor vehicle under Title 10 of the Lincoln Municipal Code and rules of the road except for those provisions which by their nature can have no application. Regulations applicable to mopeds shall apply whenever a moped is operated upon any highway or upon any path set aside by the Nebraska State Department of Roads or the city for the use of mopeds. (Ord. 15652 §3; July 9, 1990).

10.54.040 Restrictions on Operations.

It shall be unlawful for any person who operates a moped to:

- (a) Ride such moped upon anything other than a permanent and regular seat attached to such moped;
- (b) Carry any other person upon such moped unless the moped is designed by the manufacturer to carry more than one person;
- (c) Ride upon a moped in a reckless manner or in any manner other than while sitting astride the seat, facing forward, with both hands on the handlebars;

(d) Carry any package, bundle, person, or any article that interferes with the operation or control of the moped, the view of the operator, or which prevents the operator from keeping both hands on the handlebars. (Ord. 15652 §4; July 9, 1990).

10.54.050 Operating Mopeds on Roadways Laned for Traffic.

(a) A moped shall be entitled to full use of a traffic lane of any street or highway with an authorized speed limit of forty-five miles per hour or less.

(b) It shall be unlawful for any person operating any vehicle to operate such vehicle so as to deprive any moped of the full use of such lane.

(c) It shall be unlawful for any person to operate a moped between lanes of traffic or between adjacent lines or rows of vehicles.

(d) It shall be unlawful for any person to operate any moped more than two abreast in a single lane.

(e) It shall be unlawful for any person who operates a moped on a roadway with an authorized speed limit of more than forty-five miles per hours to fail to ride as near to the right side of the roadway as practicable.

(f) It shall be unlawful for any person who operates a moped on a roadway with an authorized speed limit of more than forty-five miles per hour to fail to ride such moped in single file. (Ord. 15652 §5; July 9, 1990).

10.54.060 Clinging or Attaching Mopeds to Another Vehicle Prohibited.

It shall be unlawful for any person riding upon or operating a moped upon any roadway to cling to or otherwise attach such moped or persons thereon to any other vehicle. (Ord. 15652 §6; July 9, 1990).

10.54.070 Operation on Freeway or Sidewalks Prohibited.

It shall be unlawful for any person to operate a moped upon any freeway or upon any sidewalks in the city. (Ord. 15652 §7; July 9, 1990).

10.54.080 Footrests and Handlebars Required.

(a) It shall be unlawful for any person to operate any moped which is designed by the manufacturer to carry a passenger unless such moped shall be equipped with footrests for such passenger.

(b) It shall be unlawful for any person to operate any moped with handlebars more than fifteen inches above the mounting point of the handlebars. (Ord. 15652 §8; July 9, 1990).