

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE #2018-11

Title: **AMENDING CHAPTER 7 – TRAFFIC – OF THE CODE OF THE TOWNSHIP OF LOWER; ADDING ARTICLE II, REGULATING THE USE AND OPERATION OF BICYCLES WITHIN THE TOWNSHIP OF LOWER**

WHEREAS, Chapter 7, Traffic, of the Code of the Township of Lower outlines the regulations relating to Traffic throughout the Township of Lower; and

WHEREAS, Lower Township Council wishes to amend Chapter 7 of the Township Code in order to add Article II, Bicycle Regulations, in order to regulate the use and operation of bicycles on repaved/re-constructed roads and sidewalks/curbs located within the Township.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey as follows:

Section 1. Chapter 7, shall have the following Article and sections added:

ARTICLE II – BICYCLE REGULATIONS

7-16 SCOPE

The provisions of this section shall apply whenever a bicycle is operated upon any street or upon any public right of way within the Township of Lower, subject only to those exceptions set forth herein.

7-17 DEFINITIONS

All words and phrases set forth herein shall be afforded their ordinary meaning as defined and outlined within N.J.S.A. 39:1-1.

7-18 MOTOR VEHICLE TRAFFIC REGULATIONS

Any person operating, using and/or riding a bicycle upon a street, roadway or highway located within the Township of Lower shall be granted all rights and shall be subject to all laws and regulations as outlined within N.J.S.A. 39:4-1 et. seq. and Chapter 7 of the Township Code regulating traffic.

7-19 OPERATION/USE OF BICYCLES

Any person operating and/or riding a bicycle shall:

- A. Comply with any and all traffic regulations, traffic signals, traffic control signs and any other device, mechanism and/or sign which applies to vehicles operated within the Township of Lower, unless otherwise directed by a police officer or unless specifically exempted herein.
- B. Obey all rules and regulations applicable to the operators/drivers of motor vehicles unless specifically exempted or inappropriate.
- C. Travel in the same direction, and on the same side of the roadway as motor vehicle traffic.
- D. Ride in single file when two (2) or more bicycles are being operated by two (2) or more individuals within a group.

- E. Stop for all pedestrians in crosswalks.
- F. Utilize marked bicycled lanes whenever and wherever said lanes have been established, and shall ride in the same direction as the normal flow of motor vehicle traffic.
- G. Not operate and/or ride said bicycle on the sidewalks located within the Township of Lower in the following locations:
 - a. Beach Drive and Shore Drive – Lincoln Boulevard to Pinewood Road.

7-20

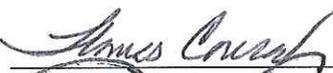
PENALTIES

Any individual who violates the terms and provisions of this Article shall be subject to a fine of \$100 for a first offense and a fine of \$200 for a second and/or subsequent violation.

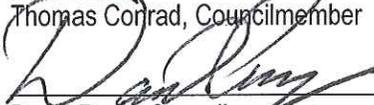
Section 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

Section 3. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provision of this Ordinance are hereby declared to be severable.

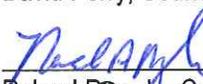
Section 4. This Ordinance shall become effective immediately after final passage and publication according to law.



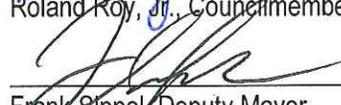
 Thomas Conrad, Councilmember



 David Perry, Councilmember



 Roland Roy, Jr., Councilmember



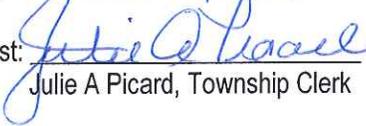
 Frank Sippel, Deputy Mayor



 Erik Simonsen, Mayor

First Reading: June 4, 2018

Adopted: June 15, 2018

Attest: 
 Julie A Picard, Township Clerk