

## ORDINANCE 1490

### AN ORDINANCE AMENDING CITY OF VERMILLION CODE OF ORDINANCES, TITLE VII, TRAFFIC CODE; CHAPTER 70, GENERAL TRAFFIC AND PARKING REGULATIONS; AMENDING 70.002, DEFINITIONS; AND AMENDING 70.053, DRIVING OVER SIDEWALK

**BE IT ORDAINED**, by the Governing Body of the City of Vermillion, South Dakota, that the following amendments be made to sections 70.002 Definitions and to 70.053 Driving over Sidewalk of Chapter 70. All other portions of 70.002 Definitions and of 70.053 Driving over Sidewalk will remain as they are. Following are the amendments.

#### **§70.002 DEFINITIONS.**

**Authorized Parking Zone.** A geo-fenced area, designated by a license-holding Operating Authority and authorized by the City Manager or designee, that limits where dockless vehicles can be parked or stored on public property.

**Dockless Vehicle.** An electric motorized vehicle for commercial use, e.g., electric bicycle, motorized foot scooter.

**Electric Bicycle.** A bicycle or tricycle that is equipped with a seat or saddle, with operable pedals for propulsion, and with an electric motor of seven hundred and fifty watts or less. This includes electrically assisted bicycles. (SDCL 32-20B-9)

**Electric Personal Assistive Device.** A self-balancing two non-tandem wheeled device, designed to transport only one person, with an electric propulsion system that limits the maximum speed of the device to fifteen miles per hour or less, e.g., hoverboard, one-wheel.

**Motorized Foot Scooter.** A wheeled conveyance, with handlebars, designed to be stood or sat upon by the operator, and powered by an electric motor that is capable of propelling the device with or without human propulsion, and that has more than two – twelve-inch or smaller diameter wheels and has a motor that is capable of a maximum speed of fifteen miles per hour on a flat surface with not more than one percent grade in any direction when the motor is engaged.

**Operating Authority.** An entity licensed by the City to own, operate, and offer dockless vehicles for use.

**Rebalance.** The collection of dockless vehicles on public property, by the Operating Authority, back to the Operating Authority's business address.

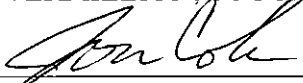
**Wheelchair.** A manually operated, or power driven, device designed primarily for use by an individual with a mobility disability for the main purposes of indoor or of both indoor and outdoor locomotion.

**§70.053 DRIVING OVER SIDEWALK.**

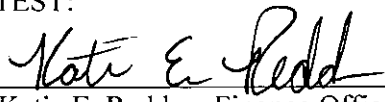
(A) The driver of a motor vehicle other than a bicycle, wheelchair, electric personal assistive device, dockless vehicle or motorized foot scooter shall not drive the vehicle upon any sidewalk except at a permanent or temporary driveway and shall yield to pedestrians.

Dated at Vermillion, South Dakota this 5<sup>th</sup> day of September 2023.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA

BY   
Jonathan D. Cole, Mayor

ATTEST:

BY   
Katie E. Redden, Finance Officer

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Second Reading: September 5, 2023  
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