

ORDINANCE NO. 965

BE IT ORDAINED by the City Council of the City of Prichard, Alabama, as follows:

SECTION 1. It shall be unlawful for any person to operate or use a bicycle, operated alone or in part by muscular power, on any of the streets, alleys or other public ways of the City of Prichard, Alabama, without having first obtained a license therefor as hereinafter provided.

SECTION 2. Application for a bicycle license shall be made to the Chief of Police of the City of Prichard or to such other person as the City Council of the City of Prichard may designate, upon blanks provided by the City Clerk of the City of Prichard. The application shall be signed in duplicate by the applicant under oath and shall contain the name, date of birth, sex, race and address of the owner, together with a complete description of the bicycle for which a license is sought, including the number given said bicycle by the person to whom application for license is made. The Chief of Police, or such other person designated by the City Council of the City of Prichard shall prescribe the method or system for supplying numbers for bicycles, and the person to whom application for the license is made shall stamp or cause to be stamped upon the frame of each bicycle the number given said bicycle by such person. Upon proper application and payment of a license fee of fifty cents to the Chief of Police, or to such person as may be designated by the City Council, the Chief of Police or the person designated is hereby authorized to issue a bicycle license which shall be effective for two calendar years following the issuance of such license. Such license, when issued, shall enable the licensee and authorized persons, after a corresponding registration card and license tag have been issued, to operate such bicycle for which said license has been issued, upon the streets, alleys and other public ways of the City of Prichard in accordance with and subject to the laws and ordinances governing traffic. The Chief of Police or such person designated by the City Council shall keep a record of the date of issuance of each license, to whom issued, the date of birth, the sex, race and address of the licensee, and the number of the license. Registrations shall be serially numbered and kept on file in the office of the City of Prichard.

SECTION 3. Upon the payment of the required bicycle license fee, the City of Prichard or such person designated by the City Council shall issue a license tag of such size, shape, color and of such material as may be designated by the City Council of the City of Prichard, which tag the owner shall permanently affix to the saddle post frame of the bicycle. The said tag shall remain so affixed until re-registration or until it is removed by competent authorities for cause. In case of theft or loss of such tag, a duplicate tag shall be issued upon the payment of ten cents.

SECTION 4. Each separate two year period after commencement of December 1, 1963, shall constitute a separate bicycle license period, and when any license is issued for any bicycle license period prior to commencement of such two year period or during the first year of such period, the full fee of fifty cents shall be charged, but when such license is issued for such two year period during any portion of the last year thereof, only twenty five cents shall be charged therefor.

SECTION 5. It shall be unlawful for any person to sell or purchase any second hand bicycle unless the same shall be duly registered as provided in this ordinance and shall bear a license tag as provided for herein. Whenever a person buys a bicycle which has been so registered and which bears a license tag, it shall be unlawful for any person purchasing such bicycle to operate the same upon any street, alley or other public way in the City of Prichard before obtaining a certificate of transfer of ownership and registration number from the Chief of Police of the City of Prichard,

or such person designated by the City Council. Such certificate of transfer of ownership and registration number shall be made or issued without charge.

SECTION 6. It shall be the duty of every person who sells or transfers ownership of any second hand bicycle to report such a transfer by returning to the office of the Chief of Police the registration card issued to such person as licensee thereof, together with the name and address of the person to whom said bicycle was sold or transferred, and such report shall be made within 24 hours of such sale or transfer. It shall be the duty of the purchaser or transferee of such bicycle to apply for a transfer of the registration thereof within 24 hours of such sale or transfer. When any person purchases a second hand bicycle, it shall be unlawful for such person to dispose of such bicycle, or to disassemble, or to paint, or in any way substantially change or alter the appearance of such bicycle, unless authorized in writing to so do by the City of Prichard or the person designated by the City Council.

SECTION 7. It shall be unlawful for any person to remove, destroy, mutilate or alter any license plate, seal or registration card during the time in which such license plate, seal or registration card shall be effective; provided, however, that nothing in this ordinance shall prohibit any person or persons designated by the Police Department, from stamping numbers on the frames of bicycles as required herein.

SECTION 8. It shall be unlawful for any person to refuse to show his or her registration card to any police officer of the City of Prichard upon demand of such officer.

SECTION 9. Any person found guilty of violation of this ordinance or any section thereof shall, upon conviction be fined not more than \$100.00 or sentenced to hard labor or jail for the City of Prichard for a term not to exceed six months, one or both, at the discretion of the Judge or Recorder trying the case.

SECTION 10. Should any section, paragraph, sentence, phrase or word contained herein be declared unconstitutional by any Court of Competent Jurisdiction, the remainder of this ordinance shall remain in full force and effect, it being the expressed intention of the City Council of the City of Prichard to adopt such portions of this Ordinance as were not declared unconstitutional.

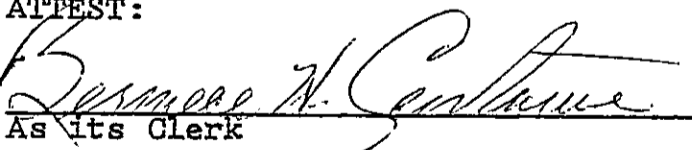
SECTION 11. All ordinances or parts of ordinances in conflict herewith are hereby repealed insofar as they are in conflict herewith.

SECTION 12. This ordinance shall take effect immediately upon its passage and advertisement according to law.

ADOPTED, this the 26th day of November, 1963.


Mayor

ATTEST:


As its Clerk