



CITY COUNCIL TRANSMITTAL

Patrick W. Leary
Patrick Leary, Chief of Staff

Date Received: *February 2, 2018*
Date sent to Council: *February 2, 2018*

TO: Salt Lake City Council
Erin Mendenhall, Chair

DATE: *February 2, 2018*
Mike Brown

FROM: Mike Brown, Chief, Salt Lake City Police Department

SUBJECT: Bicycle Licensing Ordinance Amendments

STAFF CONTACTS: Scott Teerlink, Captain – Patrol Bureau, (801) 799-3000

DOCUMENT TYPE: Ordinance

RECOMMENDATION: Request City Council to approve amendments to ordinance sections 5.18.030, 12.80.010, 12.80.020, and 12.80.030 which will streamline the licensing of bicycles in Salt Lake City.

BUDGET IMPACT:

The Police service desk revenue for bike licenses was approximately \$380 in FY 2016 and \$310 in FY 2017.

The City also shows a revenue for bicycle permits that are sold in bulk. These revenues were \$2300 in FY 2016, \$2285 in FY 2017 and \$1000 to date in FY 2018. It may be that an ordinance change would result in unused permits being returned to the city for credit.

Overall, based on the historical revenues, the financial impact would be less than \$3000 per year less related expenses to purchase the stickers. This change would also result in a reduction in workload to inspect and register the bicycles by employees.

BACKGROUND/DISCUSSION:

Licensing bicycles in Salt Lake City is a priority for the Salt Lake City Police Department ("SLCPD") because it allows officers to identify stolen and lost bicycles and return them to their rightful owners. However, the current ordinances governing the licensing and registration of bicycles create a cumbersome and antiquated process for licensing and registering bicycles which discourages licensing and registration by both bicycle dealers and bicycle owners. For example, the current process involves the use of City-supplied paper forms that must be filled out in triplicate and then forwarded to relevant entities. The amendments to the ordinances governing licensing and registration of bicycles will eliminate the use of paper forms and allow

governing licensing and registration of bicycles will eliminate the use of paper forms and allow bicycle dealers and residents to license their bicycles online. The amendments also eliminate the collection of a \$2.00 fee to license a bicycle, which should further encourage licensure.

Amendments to Section 5.18.030

The amendments to this section eliminate references to registration because there is no need to distinguish between “registering” a bicycle and “licensing” a bicycle. Additionally, Utah Code does not require registration, but does require licensure of bicycles. *See Utah Code 11-21-1.*

The amendments to this section also strike language that required paper forms provided by the City. In its place, the amendments contemplate licensure online through a link on the SLCPD’s webpage.

Finally, the amendments eliminate the \$2.00 fee for licensure and registration.

Amendments to Section 12.80.010

The amendments to this section eliminate references to registration, the requirement that a bicycle must be inspected before it is licensed, and the fee that is charged to license a bicycle.

Amendments to Section 12.80.020

The amendments to this section eliminate reference to the requirement that a bicycle must be inspected before it is licensed, as well as references to bicycle owners or users who may be residents of Salt Lake County to determine whether licensure must occur.

Amendments to Section 12.80.030

The amendments to this section strike language referencing a physical license as well as references to fees to be charged for licensure.

SALT LAKE CITY ORDINANCE

No. _____ of 2017

(Bicycle Licensing Required)

An ordinance amending Sections 5.18.030, 12.80.010, 12.80.020, and 12.80.030 of the Salt Lake City Code, relating to the registration of bicycles sold in Salt Lake City.

WHEREAS, the licensing of bicycles in Salt Lake City allows the Salt Lake City Police Department to identify lost and stolen bicycles and return them to their rightful owners;

WHEREAS, the current bicycle licensure and registration ordinances are cumbersome and antiquated and discourage the licensure of bicycles in Salt Lake City;

WHEREAS, the amendments to the ordinances that govern bicycle licensure will streamline and facilitate the licensure of bicycles;

WHEREAS, the increased number of licensed bicycles will facilitate crime fighting efforts by the Salt Lake City Police Department and the return of bicycles to their rightful owners;

Be it ordained by the City Council of Salt Lake City, Utah:

SECTION 1. That Section 5.18.030 of the Salt Lake City Code is hereby amended as follows:

5.18.030: Bicycle Licensing Required:

It is unlawful for any bicycle dealer to fail to license any used or new bicycle sold, bartered, given away, exchanged or repaired by such dealer. The licensing shall be completed as follows:

A. Licensing shall be required of all bicycles sold in Salt Lake City. The Salt Lake City Police Department will facilitate licensing through a bicycle licensing link on its website at www.slcpd.com. Licensing will require the following information:

1. Name and address of bicycle dealer;
2. Name and address of purchaser;

3. Make and model year of the bicycle;
4. General description of the bicycle; and
5. Frame and/or serial number of the bicycle.

B. There shall be no cost to bicycle dealers or purchasers to license a bicycle through the Salt Lake City Police Department.

SECTION 2. That Section 12.80.010 of the Salt Lake City Code is hereby amended as follows:

12.80.010: Licensing for Owners:

A. It is unlawful for any person to operate or ride a bicycle upon any of the streets, alleys, sidewalks or public ways of this city:

1. If such bicycle has not been licensed; or
2. If the license for such bicycle has been duly suspended or revoked.

B. Any license issued under the provisions of this chapter shall be valid until either:

1. the transfer of ownership of the bicycle; or
2. the suspension or revocation of the license.

C. No fee will be charged to license a bicycle through the Salt Lake City Police Department.

D. Owners may license a bicycle through the bicycle licensing link on the Salt Lake City Police Department's website at www.slcpd.com. Licensing will require the following information:

1. Name and address of bicycle dealer where bicycle purchased, if available;
2. Name and address of owner;
3. Make and model year of the bicycle;
4. General description of the bicycle; and
5. Frame and/or serial number of the bicycle.

SECTION 3. That Section 12.80.020 of the Salt Lake City Code is hereby amended as follows:

12.80.020: Dealer Licensing:

All dealers required to obtain a license pursuant to the provisions of section 5.18.020 et seq., of this code, or successor sections, will, at the time of sale of a new or used bicycle,

license such bicycle in accord with the provisions of section 5.18.030 of this code, or its successor.

SECTION 4. That Section 12.80.030 of the Salt Lake City Code is hereby amended as follows:

12.80.030: Police Licensing Powers and Duties:

The chief of police is authorized and directed to prepare and issue regulations governing the inspection and licensing of bicycles required to be licensed but not validly licensed by dealers as above required; provided, that any such license so issued or heretofore issued by the police department shall, unless revoked or suspended, be valid for the life of such bicycle or until the transfer of ownership thereof. No fee will be charged to license a bicycle under the provisions of this section.

SECTION 5. Effective Date. That this ordinance shall take effect immediately upon the date of its first publication.

Passed by the City Council of Salt Lake City, Utah this ____ day of _____, 2018.

CHAIRPERSON

ATTEST AND COUNTERSIGN:

CITY RECORDER

Transmitted to Mayor on _____.

Mayor's Action: _____ Approved. _____ Vetoed.

MAYOR

CITY RECORDER
(SEAL)

Bill No. _____ of 2018.
Published: _____.

APPROVED AS TO FORM Salt Lake City Attorney's Office Date: <u>Feb 2, 2018</u> By: <u>Mark E. Kittrell</u> Mark E. Kittrell, Senior City Attorney

Bill No. _____ of 2017.

Published: _____.