

**AN ORDINANCE TO AMEND THE CITY OF JOHNS CREEK CODE OF
ORDINANCES, CHAPTER 54 – TRAFFIC AND VEHICLES, ARTICLE I, TO
AUTHORIZE CONDITIONAL BICYCLE USE ON DESIGNATED PUBLIC MULTI-
USE TRAILS AND ALLOW THE USE OF BICYCLES ON SIDEWALKS BY PERSONS
18 YEARS OF AGE OR YOUNGER**

WHEREAS, pursuant to its Charter and other laws of the State of Georgia, the City of Johns Creek, Georgia, has the power to adopt reasonable ordinances, resolutions and regulations for the protection and preservation of the public health, safety and welfare of its citizens; and

WHEREAS, pursuant to O.C.G.A. § 40-6-144, the use of bicycles on sidewalks are prohibited, except where the local government authorizes the operation of bicycles on sidewalks; and

WHEREAS, to promote bicycle use and multi-modal transportation, the City desires to authorize the use of bicycles on public multi-use trails at least 8 feet in width; and

WHEREAS, to promote bicycle use by persons 18 years of age or younger, the City desires to authorize the use of bicycles on all sidewalks regardless of width; and

WHEREAS, in the interests of the health, safety, and general welfare of the citizens of the City, the City adopts all traffic rules and regulations in O.C.G.A. Title 40, Article 6, Part 1 (O.C.G.A. §40-6-290 to §40-6-299), including equipment requirements (lights, brakes, helmet, etc.), riding manners (riding on the right side of the street, signaling when making turns, riding in the same direction as traffic, etc.), passenger limitations (under-age children, etc.); and

WHEREAS, an enforcement procedure has been established, and the ordinance is enforceable by the City Police Department.

NOW THEREFORE, the Mayor and Council of the City of Johns Creek hereby ordain that Chapter 54 – Traffic and Vehicles, Article I “In General,” Section “54-6. Skateboards and bicycles” is amended as follows:

Chapter 54 – TRAFFIC AND VEHICLES

Article I. In General.

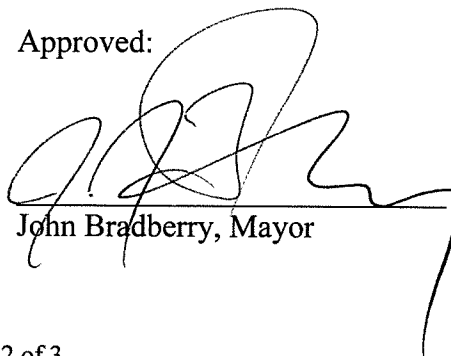
Section 54-6. Skateboards and bicycles.

- a) No person shall ride a bicycle or propel roller skates, skateboards or other similar devices upon a public street, highway or sidewalk in a manner which would constitute an unreasonable danger to the public or which would disrupt the public's ordinary and customary use of such street, highway or sidewalk.

- b) No person shall ride a bicycle or propel roller skates, skateboards or other similar devices on sidewalks which are properly designated for pedestrians only. The chief of police and department of public works are authorized to erect or have erected signs on any sidewalk or roadway prohibiting the riding of bicycles or propelling of roller skates, skateboards or other similar devices when public safety so requires. When such signs are in place, no person shall disobey the signs.
- c) Bicycles may be operated on a public multi-use trail at least 8 feet in width. Whenever any person is riding a bicycle upon a multi-use trail at least 8 feet in width, that person shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing the pedestrian.
- d) Bicycles may be operated on a public sidewalk regardless of width for persons 18 years of age or younger. Whenever any person is riding a bicycle upon a sidewalk, that person shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing the pedestrian.
- e) Any person riding a bicycle shall follow and comply with all traffic rules and regulations adopted by the State of Georgia O.C.G.A. Title 40, Article 6, Part 1 (O.C.G.A. §40-6-290 to §40-6-299).
- f) The parent of any child and the guardian of the person of any ward shall not authorize or knowingly permit that child or ward to violate any provision of this section.
- g) A violation of any provision of this Section shall constitute a violation of the Johns Creek City Code, enforceable by the City Police Department in accordance with Section 54-2(c).
- h) This Article is not to be relied upon as a determination that riding a bicycle on public streets or public multi-use trails is safe or advisable if done in accordance with this Section. All persons who ride a bicycle on public streets or public multi-use trails do so at their own risk and peril, and must be observant of, and attentive to the safety of themselves and others, including motorists, other bicycles, and pedestrians. The City has no liability under any theory of liability and the City assumes no liability for permitting biking on public streets and public multi-use trails.

SO ORDAINED, this 17th day of October, 2022.

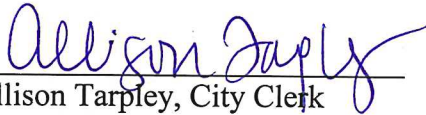
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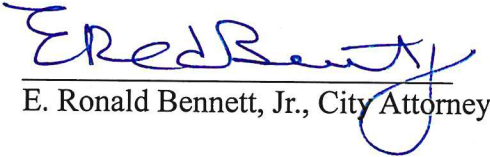


John Bradberry, Mayor

ATTEST:

Approved as to Form:


Allison Tarpley, City Clerk


E. Ronald Bennett, Jr., City Attorney

