

Bill No. 3620

Ordinance No. _____

Requested by: Joe Brazil

Sponsored by: Joe Brazil

AN ORDINANCE PROHIBITING BICYCLES ON HIGHWAY DD, HIGHWAY D, HIGHWAY F, HIGHWAY Z AND HIGHWAY 94 FROM ITS INTERSECTION WITH HIGHWAY 40 TO THE ST. CHARLES COUNTY LINE FOR SO LONG AS THE HIGHWAYS LACK SHOULDERS OR BICYCLE LANES

WHEREAS, the St. Charles County Council are concerned about bicycle and motoring traffic on Highway DD, Highway D, Highway F, Highway Z and Highway 94 from its intersection with Highway 40 to the St. Charles County line, wherever, and for so long as, the highways lack shoulders or bicycle lanes, in that such roadways lack shoulders and carry ever increasing volumes of traffic, including significant truck traffic; and

WHEREAS, pursuant to Section 304.130, RSMo., "For the purpose of promoting the public safety, health and general welfare and to protect life and property..." the St. Charles County governing body is "empowered to adopt, by order or ordinance, regulations to control vehicular traffic upon the public roads and highways in the unincorporated territory of such counties and to establish reasonable speed regulations in congested areas upon such public roads and highways in the unincorporated territory of such counties."

TABLED

7-12-10

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF ST. CHARLES COUNTY, MISSOURI, AS FOLLOWS:

- Section 1. The County of St. Charles hereby prohibits bicycle traffic on Highway DD, Highway D, Highway F, Highway Z and Highway 94 from its intersection with Highway 40 to the St. Charles County line, wherever, and for so long as, the highways lack shoulders or bicycle lanes.
- Section 2. Notwithstanding the provisions of Section 1, an organized bicycle event may be authorized by the County Council through the consent agenda provided the request to allow such an event is submitted to the Council along with a route plan and a safety plan.
- Section 3. The St. Charles County Registrar is hereby directed to forward a certified copy of this ordinance to the Missouri Department of Transportation.
- Section 4. The County Engineer is directed to post the roads described in Section 1 with signs indicating no bicycles are allowed on the roadway and to notify the Sheriff that such signs have been posted.
- Section 5. The Sheriff shall not cite bicyclists for 30 days after the signs have been erected, but instead shall issue warning notices to all bicyclists found upon the above roads.
- Section 6. Penalties. A violation of any provision of this ordinance is a misdemeanor punishable by a fine of not more than .
- Section 7. Enforcement and Prosecution. Enforcement of this ordinance shall be the responsibility of the Sheriff's

Department and prosecution may be by the Prosecuting Attorney or the County Counselor.

Section 8. Publication of Ordinance. Following passage and approval, this ordinance shall be published at least once in a legal publication or in a newspaper of general circulation in St. Charles County and posted in six (6) public places within St. Charles County.

Section 9. Responsibility for Publication. The County Registrar shall be responsible for publishing this ordinance in accordance with Section 7 of this ordinance. Payment to any publication or newspaper publishing this ordinance shall be from the appropriate line item.

Section 10. Effective Date. This ordinance shall be in full force and effect upon passage and approval, however any penalty provisions shall be effective on the thirty-first (31st) day after publication of this ordinance.

DATE PASSED

DATE APPROVED BY COUNTY EXECUTIVE

CHAIR OF THE COUNCIL

COUNTY EXECUTIVE

ATTEST:

COUNTY REGISTRAR