

CITY OF KELOWNA

BYLAW NO. 11804

Amendment No. 32 to Traffic Bylaw No. 8120

The Municipal Council of the City of Kelowna, in open meeting assembled, enacts that the City of Kelowna Traffic Bylaw No. 8120 be amended as follows:

1. THAT **PART 1 – INTRODUCTIONS, 1.4 Definitions** be amended by adding new definitions in their appropriate locations as follows:

“Bikeshare Service” means a system of bikeshare devices, placed in the public right-of-way, available for customers to rent.

“Bikeshare Device” means a personal device, under 500 kilograms, with any number of wheels on which a person may ride that is propelled by human or electric power such as, but not limited to, **cycle**, and **electric cycle**.

“Electric Cycle means a device having any number of wheels that is propelled by electric power and on which a person may ride.”

2. AND THAT **Part 7 – SIDEWALK/ROADWAY OCCUPANCY PERMITS**, be amended by:

- a) Adding a new sub-section **7.3 Bikeshare Program Permit** that reads:

“7.3 Bikeshare Program Permit

7.3.1 Permit Required. No person may operate a **bikeshare service**, without first obtaining a Bikeshare Permit from the **City** in accordance with the conditions outlined in this Bylaw and the Bikeshare Permit Program.

7.3.2 Security Deposit. Successful applicants for the bikeshare permit must submit a security deposit as outlined on Schedule "A" prior to being issued a permit. The security deposit fee is refundable, less any deductions.

7.3.3 Penalty Fee. Permit holders pay any penalty fees outlined on Schedule "A" of this bylaw, in accordance with an invoice, received from the **City**. Penalty fees will be deducted from the security deposit.

Penalty fees will be issued for contravention of the requirements and conditions of the Permit.”

3. AND THAT **SCHEDULE “A” FEES, PART 7 – SIDEWALK/ROADWAY OCCUPANCY PERMITS** be amended by adding a new subsection in it’s appropriate location that reads:

“Subsection 7.3.2 – Security Deposit for Bikeshare Permit
\$15.00 per bikeshare device deployed to a maximum of \$5,000 per permit holder.

Subsection 7.3.3 - Penalty Fee for Bikeshare Permit
Fines for contravening of any requirements or conditions of the permit holder will be assessed at a rate of \$50.00 for each occurrence, per bikeshare device, if applicable.”

4. This bylaw may be cited for all purposes as "Bylaw No. 11804, being Amendment No. 32 to Traffic Bylaw No. 8120."
5. This bylaw shall come into full force and effect and is binding on all persons as and from the date of adoption.

Read a first, second and third time by the Municipal Council this 6th day of May, 2019.

Adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk