

Proposed Pedi Cabs and other human-powered vehicles amendments

TXT-58516 – TEXT AMENDMENT – Discussion and possible action to amend LVMC Title 6 to add a new section to provide business licensing regulations for the use of pedicabs and pedalbuses, amend LVMC 11.39 to revise and clarify the rules and regulations for pedicabs and pedalbuses, amend LVMC 6.44 for horse-drawn carriages and amend LVMC 11.02 to clarify where such vehicles may operate.

Contents:

- Summary of the proposed changes
- Draft of the proposed ordinance

Please note:

[abc] bracketed text reflects a deletion
abc underlined text reflects an addition

Where language indicates that a new Code section is to be added, all provisions in that section are new, although in some cases it is just a replacement for language repealed in a previous section of the ordinance amendment.

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Code Requirement	Existing Regulation	Proposed Regulation
6.44.030 Prior to the issuance of any license by the Department, the applicant must:	Obtain pursuant to Chapter 11.30 the following regarding operations that are proposed for City streets and alleys: (1) The approval of the City Council, upon the recommendation of the Traffic and Parking Commission, for all proposed operational routes, and (2) The approval of the Traffic and Parking Commission for all proposed time schedules, parking areas and passenger loading and unloading areas	Receive any and all approvals as required pursuant to LVMC Section 11.39
6.63 Pedicabs and Other Human-Powered Vehicles	N/A	Creates a new chapter devoted to licensing regulations for pedicabs and pedalbuses and other human-powered vehicles
6.63.010 Pedicabs – Definitions	N/A	Provides definitions specific to the proposed Chapter: <ul style="list-style-type: none"> • Fare Card • Human-powered vehicle • Operator • Pedicab • Pedalbus
6.63.020 Pedicabs – Licensing - Required	N/A	Indicates that a license is required to operate a human-powered vehicle within the City, whether for fares, tips, donations or gratuities or under contract to another business or organization
6.63.030 Pedicabs – License - Application	N/A	An application for a license to operate a pedicab or pedalbus must include specific information regarding the business, including: <ul style="list-style-type: none"> • Number of vehicles to be operated • Seating capacity, manufacturer and a scale drawing or photograph showing each vehicle • Rate schedule • Street map showing routes used and storage areas • Schedule of hours of operation

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6.63.040 Pedicabs – License - Requirements	N/A	<ul style="list-style-type: none"> • Applicants shall conform to LVMC 11.39 regarding proposed operational routes, time schedules, passenger loading and unloading areas, and parking locations • Applicants shall obtain approval of the Nevada Transportation Authority and any other state agency having jurisdiction over operation of human-powered vehicles on City streets
6.63.050 Pedicabs – Display of rates, operator’s name and address, and approved routes	N/A	<ul style="list-style-type: none"> • Drivers shall carry fare cards, which must be affixed on each vehicle in a conspicuous location and be made available for review upon request of code enforcement officers, parking enforcement officers, business license officers, or law enforcement agents upon demand. • Display to passengers a map of the approved route • Display on the rear upper left of vehicle the business license number and identification number particular to the vehicle
6.63.060 Pedicabs – New license issuance restrictions	N/A	The Director of Planning may limit the number of approved vehicles overall and per license within the City

Code Requirement	Existing Regulation	Proposed Regulation
6.63.070 Pedicabs and pedalbuses shall not obstruct	N/A	Pedicab and pedalbus operators shall not obstruct the movement of a person in any manner or follow a person, for the purpose of soliciting patronage.
6.63.080 Pedicabs and pedalbuses must comply with the following	N/A	<ul style="list-style-type: none"> • Vehicle must be equipped with operating brakes • Vehicle must be equipped with headlamps, tail lamps, brake lamps, and turn signals. • Passengers only allowed to ride while in seats • Must comply with state statutes and regulations • Must be maintained in a clean and sanitary condition at all times

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6.63.090 Pedicabs – passenger capacity	N/A	Pedicab limited to three passengers and the operator
6.63.100 Pedicabs - Insurance	N/A	Requires that the applicant obtain and maintain at least \$1.0 million comprehensive liability insurance with excess umbrella policy of \$5.0 million. Insurance coverage shall be issued by a carrier authorized to issue coverage in Nevada. The City must be named as an additional insured party under this insurance. Certificate of insurance is required prior to issuance of business license. Any coverage provided shall contain a provision that the city be given 30 days prior written notification of the cancelation or material change in the coverage.
6.63.110 Pedicabs - Applicability	N/A	Indicates this Chapter applies to businesses licensed before or subsequent to the adoption of this Chapter. Existing businesses must apply and receive all approvals prior to midnight on July 1, 2016 or they shall cease any and all operations.
6.63.120 Pedicabs – License fee	N/A	A licensee shall pay an annual license fee of one hundred dollars for each pedicab operated as a part of the business.
6.63.130 Pedalbus – License fee	N/A	A licensee shall pay an annual license fee of three hundred dollars for each pedalbus operated as a part of the business
11.02.025 “Central Traffic District”	N/A	Defines “Central Traffic District”
11.02.035 “Central Traffic District, Northern Sector”	N/A	Defines “Central Traffic District, Northern Sector”
11.02.037 “Central Traffic District, Southern Sector”	N/A	Defines “Central Traffic, District Southern Sector”
11.39.010	Because of the influx of pedestrians and motor vehicles, the streets of downtown Las Vegas are becoming more congested.	Eliminates “rickshaw” and adds “pedalbus.”

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	<p>In this context, the introduction of slower-moving vehicles such as animal-drawn vehicles, rickshaws and pedicabs into downtown traffic poses unacceptable hazards to those persons using the streets downtown. Hence, regulations are necessary for public safety and welfare.</p>	
<p>11.39.020</p>	<ul style="list-style-type: none"> • “Bicycle” defined • “Human-powered vehicle” defined • “Pedicab” defined • “Pedalbus” defined • “Rickshaw” defined 	<ul style="list-style-type: none"> • Eliminates use of the term “Rickshaw”
<p>11.39.030</p>	<p>It is unlawful for any person, unless exempted by Section 11.39.040 or by specific action of the City Council, to operate, drive or propel an animal-drawn vehicle, pedicab or rickshaw on public streets in that area of the City bounded by Main Street on the west, Stewart Avenue on the north, Seventh Street on the east, and Bridger Avenue on the south. The area described by this Section shall include those portions of Main Street, Stewart Avenue, Seventh Street and Bridger Avenue that make up the boundaries of the area.</p>	<p>It is unlawful for any person, unless exempted by Section 11.39.040 or by specific action of the City Council, to operate, drive or propel an animal-drawn vehicle, pedicab or pedalbus on public streets beyond the boundaries of the area designated as the Central Traffic District.</p>
<p>11.39.050</p>	<p>Routes for the operation of rickshaws, pedicabs, and animal-drawn vehicles may be established on public streets subject to the provisions of Section 11.39.030 of this Chapter and enumerated restrictions.</p>	<p>A person may operate an animal-drawn vehicle, pedicab or pedalbus on any public street within the Central Traffic District, except as otherwise follows:</p> <p style="padding-left: 40px;">(A) Between the hours of three p.m. and six p.m., animal-drawn vehicles, pedicabs and pedalbuses are prohibited on the entire length of Main Street and 4th Street, or on Stewart Avenue between 4th Street and 6th Street, except on Saturdays, Sundays, and holidays.</p> <p style="padding-left: 40px;">(B) Animal-drawn vehicles,</p>

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		<p>pedicabs and pedalbuses are prohibited on the entire length of Las Vegas Boulevard, Maryland Parkway, and Charleston Boulevard, or on Casino Center Boulevard south of Carson Avenue, notwithstanding the inclusion of these streets within the Central Traffic District.</p> <p>(C) Animal-drawn vehicles not permitted on the entire length of Fremont Street.</p> <p>(D) Upon the request of the Traffic Engineer, the Traffic and Parking Commission shall review the boundaries of the Central Traffic District, the prohibited streets, the restricted streets, and hours of restriction in light of changed conditions on those routes that affect the public health, safety or welfare, or the safe and efficient operation of vehicular traffic on the affected public streets. If the operating conditions within the Central Traffic District have changed as to adversely affect the public health, safety or welfare, or the safe and efficient operation of vehicular traffic on a continuing basis, the Commission shall recommend to the City Council modifications to the Central Traffic District boundaries, the prohibited streets, the restricted streets, or hours of restriction.</p> <p>(E) The City may prohibit or suspend the use of the public streets by an operator of an animal-drawn vehicle, pedicab or pedalbus when such operation would pose a hazard to the public or interfere with special events approved by the City. Except for emergency declarations, the Traffic Engineer shall endeavor to provide seventy-two hours notice of a prohibition or suspension to such operators, and such prohibition or modification shall not exceed sixty days without another notice of prohibition or suspension from the Traffic Engineer.</p>
<p>11.39.060</p>	<p>Rickshaws, pedicabs and animal-drawn vehicles may be operated on approved routes, subject to the following</p>	<p>Pedicabs, pedalbuses and animal-drawn vehicles may be operated within the Central Traffic District, subject to the following restrictions:</p>

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	<p>restrictions:</p> <p>(1) The vehicles shall pick up, and discharge passengers only at designated stands approved by the Traffic and Parking Commission.</p> <p>(B) The vehicles shall park only in designated stands approved by the Traffic and Parking Commission.</p> <p>(C) Except when making left turns, the vehicles shall be operated only in the traffic lane nearest the curb on any public street and the driver shall obey all applicable State and local traffic laws, ordinances and regulations.</p>	<p>(A) Animal-drawn vehicles. The vehicles shall pick up, discharge passengers and park only at designated stands approved by the Traffic Engineer and the Parking Services Manager, and the operator shall receive approval of such designated areas prior to receiving a Title 6 business license to operate. If the operator chooses to utilize a spot on a public street to park, the operator must enter into a space rental agreement or other agreement, as applicable, with the CLV Parking Services division prior to receiving a Title 6 business license to operate.</p> <p>(B) Pedicabs. (1) Loading and unloading passengers. A pedicab shall only remain standing upon a public street provided that such pedicab is located within a legal, metered parking space or a designated loading zone, and only for the time required to load or unload passengers not to exceed three minutes, or if parked in conformance with this Section as provided herein. Notwithstanding any provision of the Code to the contrary, if the operator of a pedicab is actively loading or unloading passengers as provided above within a legal, metered parking space, activation of the parking meter for such space pursuant to LVMC Section 11.54 not required.</p> <p>(2) Parking. (a) If a pedicab is standing in a legal, metered parking space, but not actively loading or unloading passengers, the operator of that pedicab shall immediately activate the meter for such space as required by LVMC Section 11.54, unless that specific pedicab is the subject of a space rental agreement with the City of Las Vegas Parking Service Department for that specified parking space. (b) A provided by subsection (B)(1) above, a pedicab may only stand in a designated loading zone for the time required to load or unload passengers, not to exceed three minutes, and shall not park in such loading zone</p>
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		<p>for any reason.</p> <p>(c) Notwithstanding subsection (a), above, a pedicab is prohibited from parking or standing for any amount of time in specially-designated spaces by the City, such as designated spaces for animal-drawn carriages, taxicabs, busses, and handicapped individuals, except and unless the pedicab operator has executed a space rental agreement designating a specific parking space or spaces for specified pedicabs with the City of Las Vegas Parking Service Department.</p> <p>(C) Pedalbuses. Pedalbuses shall not park or remain standing upon any public street for any reason, unless the pedalbus is wholly-contained within an activated, metered parking space or spaces, or is parking or standing in a parking space that is the subject of a space rental agreement with the City of Las Vegas Parking Service division for that specified pedalbus.</p> <p>(D) Except when making left turns, such vehicles shall be operated only in the traffic lane nearest the curb on any public street and the operator shall obey all applicable State and local traffic laws, ordinances and regulations.</p>
<p>11.39.070</p>	<p>City Council has power to reverse, modify or confirm any action of the Traffic and Parking Commission under this Chapter if any member of the City Council makes a request to review the decision to the Secretary of the Traffic and Parking Commission within fourteen days of the date of the decision of the Traffic and Parking Commission. If any member of the City Council makes such a request, the matter shall be placed on the agenda for the next meeting of the City Council and the decision of the Traffic and Parking Commission shall be stayed</p>	<p>This section is deleted</p>

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BILL NO. 2016-

ORDINANCE NO. _____

AN ORDINANCE REGARDING THE USE OF NON-MOTORIZED VEHICLES ON CITY STREETS, INCLUDING ANIMAL-DRAWN VEHICLES, BY AMENDING LVMC TITLE SIX TO ADD A NEW SECTION TO PROVIDE BUSINESS LICENSING REGULATIONS FOR THE USE OF PEDICABS AND PEDALBUSES, BY AMENDING LVMC 11.39 TO REVISE AND CLARIFY THE RULES AND REGULATIONS FOR PEDICABS AND PEDALBUSES, BY AMENDING LVMC 6.44 FOR HORSE-DRAWN CARRIAGES, AND BY AMENDING LVMC 11.02 TO CLARIFY WHERE SUCH VEHICLES MAY OPERATE, AND FOR OTHER RELATED MATTERS.

Proposed by: Tom Perrigo, Planning Director

Summary: This ordinance amends LVMC Title Six to add a new section to provide business licensing regulations for the use of pedicabs and pedalbuses, amends LVMC 11.39 to revise and clarify the rules and regulations for pedicabs and pedalbuses, amends LVMC 6.44 for horse-drawn carriages and amends LVMC 11.02 to clarify where such vehicles may operate.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS

FOLLOWS:

SECTION 1: Title 6, Chapter 44, Section 030, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.44.030: Prior to the issuance of any license by the Department, the applicant must:

(A) [Obtain pursuant to Chapter 11.30 the following regarding operations that are proposed for City streets and alleys:

(1) The approval of the City Council, upon the recommendation of the Traffic and Parking Commission, for all proposed operational routes, and

(2) The approval of the Traffic and Parking Commission for all proposed time schedules, parking areas and passenger loading and unloading areas;] Receive any and all approvals as required pursuant to LVMC Section 11.39;

(B) Obtain an Animal Inspection Certificate for each animal to be used in the operation of the business pursuant to Section 6.44.110 of this Chapter;

1 (C) Obtain and maintain a professional animal handler permit pursuant to Chapter 7.40;

2 and

3 (D) Obtain the approval of all other State agencies, if any, which may have jurisdiction
4 over the operation of animal-drawn vehicles on public streets, including but not necessarily limited to, the
5 Transportation Services Authority.

6 SECTION 2: Title 6, of the Municipal Code of the City of Las Vegas, Nevada, 1983
7 Edition, is hereby amended by adding a new chapter, designated as Chapter 63, consisting of Sections 10 to
8 120 inclusive, to read as follows:

9 **6.63.010:** For purposes of this chapter, the following words shall have the meaning ascribed to them
10 as follows:

11 “Fare card” means a laminated document no larger than 8.5 by 11 inches, posted inside a human-powered
12 vehicle, that includes the following information: applicable fares, whether by distance, zone, or time of
13 operation, a picture of the operator and his or her name, the licensee’s name, address, telephone number, the
14 City business license number and City-issued identification number for the human-powered vehicle.

15 “Human-powered vehicle” means a vehicle primarily moved by muscle power supplied by the operator, or
16 the passengers, or both operators and passengers. Supplemental power may be supplied by an electric motor,
17 provided that the electric motor is used only to augment the muscle power of the operator and/or passengers.
18 Such supplemental power shall not be engaged as the sole means of propulsion at any time. “Operator” means
19 any person operating or in actual physical control of a human-powered vehicle, or any person sitting in the
20 driver’s seat of such vehicle with the intention of causing it to be moved.

21 “Pedicab” means a three-wheeled human-powered vehicle moved solely by the muscle power of the operator,
22 which is capable of carrying up to three passengers plus the operator.

23 “Pedalbus” means a human-powered vehicle that is capable of transporting four or more passengers, which
24 is steered by an operator that is not a passenger, and is powered by more than one individual, whether the
25 operator or passengers.

26 **6.63.020:** No person shall operate a pedicab or pedalbus, whether for fares, tips, donations or gratuities

1 or under contract to another business or organization, within the City without a valid business license issued
2 pursuant to this Chapter.

3 **6.63.030:** Applications for a license to operate a pedicab or pedalbus shall be made to the Department
4 pursuant to the provisions of LVMC Section 6.02. In addition to the information required by Chapter 6.02,
5 the applicant shall furnish with the application the following information:

6 (A) The number of pedicabs or pedalbuses to be operated pursuant to the license, and
7 the seating capacity, manufacturer and a scale drawing or photograph of each pedicab or pedalbus;

8 (B) A schedule of the rates charged to passengers;

9 (C) A street map showing the areas to be used by the pedicabs or pedalbuses, which
10 must be in conformance with LVMC Section 11.39, including the sites to be used for off-street storage of
11 vehicles and the location of all areas used for pick-up and discharge of passengers and areas for operator rest;
12 and

13 (D) A schedule of the hours of operation, which must be in conformance with LVMC
14 Section 11.39.

15 **6.63.040:** Prior to the issuance of any license by the Department, the applicant must:

16 (A) Receive any and all approvals required pursuant to LVMC Section 11.39; and

17 (B) Obtain the approval of all other State agencies, if any, which may have jurisdiction
18 over the operation of pedicabs or pedalbuses on public streets, including but not necessarily limited to, the
19 Nevada Transportation Authority.

20 **6.63.050:** (A) Operators shall, at all times, display fare cards in a prominent and conspicuous
21 location within the vehicle in a font size easily readable to passengers. The look, size, and quality of such
22 fare cards, and the display location within the vehicle shall be approved by the Director. In addition, operators
23 shall produce fare cards to city code enforcement officers, parking enforcement officers, business license
24 officers, or law enforcement agents upon demand.

25 (B) At all times, operators shall display to passengers in the pedicab or pedalbus, a map
26 of the approved operating areas within the Central Traffic District. The look, size and quality of such map,

1 and its location in the pedicab or pedalbus shall be approved by the Director.

2 (C) Licensee must display in a conspicuous manner, on the rear, upper left corner area
3 of each pedicab or pedalbus, the number of the business license associated with it and an identification
4 number particular to that vehicle that has been provided by the Director. The display shall be of such color,
5 size and placement that the identification number can be easily read at a distance of ten feet.

6 **6.63.060:** (A) The Director may, by written department policy, limit the number of approved
7 pedicabs and/or pedalbuses within the City, but only after consultation with the Director of Public Works
8 and a showing that the public interest and safety of passengers and operators might be compromised if the
9 number of pedicabs and/or pedalbuses is not so limited in number. The Director's decision is final.

10 (B) The Director may limit the number of approved pedicabs or pedalbuses pursuant to
11 an issued license.

12 **6.63.070:** Operators of pedicabs or pedalbuses shall not obstruct the movement of a person in any
13 manner or follow any person, for the purpose of soliciting patronage.

14 **6.63.080:** All pedicabs or pedalbuses utilized by a licensee in the conduct of his business must comply
15 with the following requirements:

16 (A) Each shall be equipped with operating brakes meeting the performance requirements
17 of NRS 484D.255.

18 (B) Operating headlamps, tail lamps, brake lamps and turn signals shall be provided in
19 conformance with NRS 484D.

20 (C) No person shall be allowed to ride anywhere other than on the vehicle's seats.

21 (D) Each shall comply with all applicable state statutes and regulations.

22 (E) Each shall be maintained in a clean and sanitary condition at all times.

23 **6.63.090** No pedicab shall be larger in capacity than for transport of three passengers, not including
24 the operator.

25 **6.63.100:** (A) Before any license required in this Chapter is issued, the applicant shall obtain and
26 maintain, at its own expense during the existence of its license or the operation of its business, a

1 comprehensive general public liability insurance in the amount of one million dollars, combined single limit,
2 with an excess umbrella policy of five million dollars. Coverage under this policy shall include as a minimum
3 the following: premises/operation, independent contractors, bodily injury, property damage,
4 products/completed operation, contractual liability and operation of human-powered vehicles.

5 (B) Insurance coverage shall be issued by a carrier authorized to issue such coverage in
6 the State of Nevada and approved by the Director.

7 (C) A certificate of insurance shall be provided to the Department prior to the issuance
8 of a business license.

9 (D) Any coverage provided in this section shall also contain a provision that the
10 cancelation, or material change in the coverage, of the insurance provided under this section shall not become
11 effective until the City has been given thirty days prior written notification.

12 (E) The City shall be named as an additional insured party under this insurance.

13 **6.63.110:** The provisions of this Chapter shall apply to any pedicab or pedalbus business licensed or
14 otherwise permitted by any provision of this Code prior to the adoption of this Chapter. Any such existing
15 pedicab or pedalbus business shall apply for and receive all necessary Title 6 licenses and LVMC Section
16 11.39 approvals, if necessary, prior to midnight on July 1, 2016. After such date, any existing business not
17 otherwise licensed pursuant to this Chapter shall cease any and all operations.

18 **6.63.120:** A licensee shall pay an annual license fee of one hundred dollars for each pedicab operated
19 as a part of the business. For purposes of this subsection, operation means a use of a pedicab on more than
20 one occasion during any annual period.

21 **6.63.130:** A licensee shall pay an annual license fee of three hundred dollars for each pedalbus operated
22 as a part of the business. For purposes of this subsection, operation means a use of a pedalbus on more than
23 one occasion during any annual period.

24 SECTION 3: Title 11, Chapter 2, Section 025 of the Municipal Code of the City of Las
25 Vegas, Nevada, 1983 Edition, is hereby added to read as follows:

26 **11.02.025** "Central Traffic District" means the entirety of discrete area that is defined below as the

1 Northern Sector and Southern Sector of Central Traffic District.

2 SECTION 4: Title 11, Chapter 2, Section 035 of the Municipal Code of the City of Las
3 Vegas, Nevada, 1983 Edition, is hereby added to read as follows:

4 **11.02.035:** “Central Traffic District, Northern Sector” means an area that includes all streets, to include
5 curb, gutter and sidewalk, and portions of streets within the area described as follows: that discrete area
6 bounded by Grand Central Parkway from City Parkway to Charleston Boulevard on the west, Maryland
7 Parkway from Stewart Avenue to Charleston Boulevard on the east, Ogden Avenue from City Parkway to
8 Main Street, then Stewart Avenue from Main Street to Maryland Parkway on the north, and the northern curb
9 line of Charleston Boulevard from Grand Central Parkway to Maryland Parkway on the south.

10 SECTION 5: Title 11, Chapter 2, Section 037 of the Municipal Code of the City of Las
11 Vegas, Nevada, 1983 Edition, is hereby amended read as follows:

12 **11.02.037:** “Central Traffic District, Southern Sector” means an area that includes all streets and
13 portions of streets within the area described as follows: that discrete area bounded Commerce Street from
14 the southern curb line of Charleston Boulevard to Philadelphia Avenue on the west, Las Vegas Boulevard
15 from Charleston Boulevard to Oakey Boulevard on the east, Oakey Boulevard from Commerce Street to Las
16 Vegas Boulevard on the South and the southern curb line of Charleston Boulevard from Commerce Street to
17 Las Vegas Boulevard on the North.

18 SECTION 6: Title 11, Chapter 39, of the Municipal Code of the City of Las Vegas,
19 Nevada, 1983 Edition, is hereby amended to read as follows:

20 **11.39.010:** The City Council declares as a matter of legislative determination that:

21 (A) The growth of Las Vegas and the continuing expansion of hotels, casinos and other
22 businesses in downtown Las Vegas are drawing increasing numbers of pedestrians and vehicles to the
23 downtown area.

24 (B) Because of the influx of pedestrians and motor vehicles, the streets are becoming
25 more congested. In this context, the introduction of slower-moving vehicles such as animal-drawn vehicles, [
26 rickshaws] [and] pedicabs, and pedalbuses into downtown traffic poses unacceptable hazards to those persons

1 using the streets downtown.

2 (C) In hearings conducted regarding the use of such vehicles, the predecessor to the
3 Public Utilities Commission of Nevada acknowledged the authority of the City to regulate the use of its
4 streets for the public safety and welfare.

5 (D) The regulations contained in this Chapter are necessary for the public safety and
6 welfare.

7 **11.39.020:** Unless the context otherwise requires, the terms and words used in this chapter shall have
8 the meaning ascribed to them in Chapter 11.02 of this Title and in this Section:

9 (A) “Bicycle” means a device propelled by human power upon which a person may ride,
10 having two tandem wheels, either of which is over fourteen inches in diameter, or every such device generally
11 recognized as a bicycle, though equipped with two front or two rear wheels, except a moped.

12 (B) “Human-powered vehicle” means a vehicle primarily moved by muscle power
13 supplied by the operator, or the passengers, or both operators and passengers. Supplemental power may be
14 supplied by an electric motor, provided that the electric motor is used only to augment the muscle power of
15 the operator and/or passengers. Such supplemental power shall not be engaged as the sole means of
16 propulsion at any time.

17 ([B]C) “Pedicab” means a three-wheeled human-powered vehicle moved solely by the
18 muscle power of the operator, which is capable of carrying up to three passengers plus the operator.

19 ([C]D) “Pedalbus” means a human-powered vehicle that is capable of transporting four or
20 more passengers, which is steered by an operator that is not a passenger, and is powered by more than one
21 individual, whether the operator or passengers. [“Rickshaw” means a two-wheeled vehicle designed to carry
22 one or more passengers that is pulled by one or more persons.]

23 **11.39.030:** It is unlawful for any person, unless exempted by Section 11.39.040 or by
24 specific action of the City Council, to operate, drive or propel an animal-drawn vehicle[, pedicab or rickshaw
25 on public streets in that area of the City bounded by Main Street on the west, Stewart Avenue on the north,
26 Seventh Street on the east, and Bridger Avenue on the south. The area described by this Section shall include

1 those portions of Main Street, Stewart Avenue, Seventh Street and Bridger Avenue that make up the
2 boundaries of the area.] pedicab or pedibus on public streets beyond the boundaries of the area designated
3 as the Central Traffic District.

4 **11.39.040:** The following persons are exempt from the restriction of Section 11.39.030:

5 (A) Persons riding bicycles and not carrying passengers for hire; and

6 (B) Persons operating, driving or propelling animal-drawn vehicles[, pedicabs or
7 rickshaws] in any parade for which a permit has been issued pursuant to this Title.

8 **11.39.050:** [Routes for the operation of rickshaws, pedicabs, and animal-drawn vehicles may be
9 established on public streets subject to the provisions of Section 11.39.030 of this Chapter and the following
10 restrictions:

11 (A) A vehicle subject to this Chapter shall be operated only upon the routes approved by
12 the City Council upon the recommendation of the Traffic and Parking Commission and pursuant to time
13 schedules approved by the Traffic and Parking Commission.

14 (B) The City Traffic Engineer may reject any proposed route or time schedule that would
15 present a hazard to the public health, safety or welfare, or interfere with the safe and efficient operation of
16 vehicular traffic on any public street.

17 (C) The Traffic and Parking Commission shall review annually all routes approved
18 pursuant to this Section in light of changed conditions on those routes that affect the public health, safety or
19 welfare, or the safe and efficient operation of vehicular traffic on the affected public streets.

20 (1) If the operating conditions on a given route have not changed so as to
21 adversely affect the public health, safety or welfare, or the safe and efficient operation of vehicular traffic on
22 the affected public streets, the Commission shall recommend that the City Council approve the licensee's use
23 of those routes for the following year.

24 (2) If the operating conditions on a given route have changed to as to adversely
25 affect the public health, safety or welfare, or the safe and efficient operation of vehicular traffic on the affected
26 public streets on a continuing basis, the Commission shall recommend that the City Council prohibit the

1 licensee's use of that portion of the route so affected.]

2 A person may operate an animal-drawn vehicle, pedicab or pedibus on any public street within the Central
3 Traffic District, except as otherwise follows:

4 (A) Between the hours of three p.m. and six p.m., animal-drawn vehicles, pedicabs and
5 pedaluses are prohibited on the entire length of Main Street and 4th Street, or on Stewart Avenue between
6 4th Street and 6th Street, except on Saturdays, Sundays, and holidays.

7 (B) Animal-drawn vehicles, pedicabs and and pedaluses are prohibited on the entire
8 length of Las Vegas Boulevard, Maryland Parkway, and Charleston Boulevard, or on Casino Center
9 Boulevard south of Carson Avenue, notwithstanding the inclusion of these streets within the Central Traffic
10 District.

11 (C) Animal-drawn vehicles are not permitted on the entire length of Fremont Street.

12 (D) Upon the request of the Traffic Engineer, the Traffic and Parking Commission shall
13 review the boundaries of the Central Traffic District, the prohibited streets, the restricted streets, and hours
14 of restriction in light of changed conditions on those routes that affect the public health, safety or welfare, or
15 the safe and efficient operation of vehicular traffic on the affected public streets. If the operating conditions
16 within the Central Traffic District have changed as to adversely affect the public health, safety or welfare, or
17 the safe and efficient operation of vehicular traffic on a continuing basis, the Commission shall recommend
18 to the City Council modifications to the Central Traffic District boundaries, the prohibited streets, the
19 restricted streets, or hours of restriction.

20 [(D)] (E) [Any route or time schedule approved pursuant to this Chapter shall be subject to
21 the right of] [t]The City may [to] prohibit or suspend the use of the [City] public streets by [the licensee] an
22 operator of an animal-drawn vehicle, pedicab or pedibus when such operation would pose a[n] [immediate]
23 hazard to the [safety requirements of the] public or interfere with special events approved by the City. Except
24 for emergency declarations, the Traffic Engineer shall endeavor to provide seventy-two hours notice of a
25 prohibition or suspension to such operators, and such prohibition or modification shall not exceed sixty days
26 without another notice of prohibition or suspension from the Traffic Engineer.

1 (E) Modifications to the approved route and time schedule may be issued by the Traffic
2 Engineer to the licensee for special purposes for a period not to exceed ten days. Permanent modifications to
3 the approved route and time schedule must be approved by the Traffic and Parking Commission. Said
4 modifications shall be subject to approval by any other regulatory agency having jurisdiction over the
5 licensee, such as the Public Service Commission.]

6 **11.39.060:** [Rickshaws, pedicabs] Pedicabs, pedalbuses and animal-drawn vehicles may be operated [on
7 approved routes,] within the Central Traffic District, subject to the following restrictions:

8 (A) Animal-drawn vehicles.

9 (1) The vehicles shall pick up, [and] discharge passengers and park only at
10 designated stands approved by the Traffic [and Parking Commission.]

11 (B) The vehicles shall park only in designated stands approved by the Traffic and
12 Parking Commission.] Engineer and the Parking Services Manager, and the operator shall receive approval
13 of such designated areas prior to receiving a Title 6 business license to operate. If the operator chooses to
14 utilize a spot on a public street to park, the operator must enter into a space rental agreement or other
15 agreement, as applicable, with the CLV Parking Services division prior to receiving a Title 6 business license
16 to operate.

17 (B) Pedicabs.

18 (1) Loading and unloading passengers. A pedicab shall only remain
19 standing upon a public street provided that such pedicab is located within a legal, metered parking space or
20 a designated loading zone, and only for the time required to load or unload passengers not to exceed three
21 minutes, or if parked in conformance with this Section as provided herein. Notwithstanding any provision of
22 the Code to the contrary, if the operator of a pedicab is actively loading or unloading passengers as provided
23 above within a legal, metered parking space, activation of the parking meter for such space pursuant to LVMC
24 Section 11.54 not required.

25 (2) Parking.

26 (a) If a pedicab is standing in a legal, metered parking space, but not actively

1 loading or unloading passengers, the operator of that pedicab shall immediately activate the meter for such
2 space as required by LVMC Section 11.54, unless that specific pedicab is the subject of a space rental
3 agreement with the City of Las Vegas Parking Service Department for that specified parking space.

4 (b) A provided by subsection (B)(1) above, a pedicab may only stand in a
5 designated loading zone for the time required to load or unload passengers, not to exceed three minutes, and
6 shall not park in such loading zone for any reason.

7 (c) Notwithstanding subsection (a), above, a pedicab is prohibited from
8 parking or standing for any amount of time in specially-designated spaces by the City, such as designated
9 spaces for animal-drawn carriages, taxicabs, busses, and handicapped individuals, except and unless the
10 pedicab operator has executed a space rental agreement designating a specific parking space or spaces for
11 specified pedicabs with the City of Las Vegas Parking Service Department.

12 (C) Pedalbuses. Pedalbuses shall not park or remain standing upon any public street
13 for any reason, unless the pedibus is wholly-contained within an activated, metered parking space or spaces,
14 or is parking or standing in a parking space that is the subject of a space rental agreement with the City of
15 Las Vegas Parking Service division for that specified pedibus.

16 [C](D) Except when making left turns, [the] such vehicles shall be operated only in the
17 traffic lane nearest the curb on any public street and the [driver] operator shall obey all applicable State and
18 local traffic laws, ordinances and regulations.

19 SECTION 6: Title 11, Chapter 39, Section 070 of the Municipal Code of the City of Las
20 Vegas, Nevada, 1983 Edition, is hereby deleted in its entirety.

21 SECTION 7: If any section, subsection, subdivision, paragraph, sentence, clause or phrase
22 in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by
23 any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the
24 remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby
25 declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase

26

1 thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs,
2 sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

3 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,
4 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983
5 Edition, in conflict herewith are hereby repealed.

6 SECTION 9: Whenever in this ordinance any act is prohibited or is made or declared to
7 be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required
8 or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of
9 such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon
10 conviction thereof, shall be punished by a fine of not more than \$1,000.00 or by imprisonment for a term of
11 not more than six months, or by any combination of such fine and imprisonment. Any day of any violation
12 of this ordinance shall constitute a separate offense.

13 PASSED, ADOPTED and APPROVED this ____ day of _____, 2015.

14 APPROVED:

15
16 By _____
CAROLYN G. GOODMAN, Mayor

17 ATTEST:

18 _____
19 LUANN D. HOLMES, MMC
City Clerk

20 APPROVED AS TO FORM:

21 _____
22 James B. Lewis, Date
Deputy City Attorney

23
24
25
26

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the ____ day
2 of _____, 2015, and referred to a committee for recommendation, the committee being
3 composed of the following members _____;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2015, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council as first
7 introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11 APPROVED:

12
13 By _____
CAROLYN G. GOODMAN, Mayor

14 ATTEST:

15 _____
16 LUANN D. HOLMES, MMC
City Clerk