

1 zone throughout its length. This section does not apply under the conditions described in Section
2 12-6-2.1A(3) or to the driver of a vehicle turning left into or from an alley, private road or
3 driveway. (66-7-315 NMSA 1978)

4 C. When double yellow lines are painted on a pavement, no driver shall drive any
5 vehicle across the lines except the driver of a vehicle turning left into or from an alley, private
6 road or driveway.

7 D. No driver shall overtake and pass any other vehicle proceeding in the same
8 direction in a school zone when the school zone signs are in place.

9 E. Whenever a vehicle is stopped at a marked crosswalk or an unmarked crosswalk
10 at an intersection to permit a pedestrian to cross the street, the driver of the vehicle approaching
11 from the rear shall not overtake and pass the stopped vehicle.

12 F. When approaching or passing a bicyclist, every person operating a motor vehicle
13 shall proceed with caution and shall pass such bicyclist at a reasonable speed and keep a safe
14 distance from him. In no event shall a distance of less than five feet be considered a safe distance
15 within the meaning of this Section. To comply with the requirements of this paragraph, a person
16 operating a motor vehicle may be required to drive at a slower rate of speed. When a bicyclist is
17 traveling in the center of a lane, the bicyclist should move right when it is safe to do so. (*)

18 **Section 3. A new Section 12-6-2.17 of the City of Santa Fe Uniform Traffic**
19 **Ordinance is ordained to read:**

20 **12-6-2.17 DRIVING A MOTOR VEHICLE ON OR ACROSS BICYCLE LANE OR**
21 **PATH.** No person shall drive or operate a motor vehicle upon or across a bicycle path or lane
22 except to cross such path or lane when turning as permitted in Section 12.6-5.11, to park such
23 motor vehicle, or to leave a parking space. No person shall drive upon or across a bicycle lane or
24 path as permitted by this Section until the right-of-way is provided to all bicycles within the lane
25 or path.

1 **Section 4. A new Section 12-6-5.1 of the City of Santa Fe Uniform Traffic**

2 **Ordinance is ordained to read:**

3 **12-6-5.11 MOTORIST TURNING ACROSS BICYCLE LANE.** Whenever a motorist
4 is turning across a bicycle lane or path, such motorist shall maintain a proper lookout for
5 bicyclists and shall yield the right-of-way to any bicyclist traveling in a bicycle lane or path.

6 **Section 5. Section 12-6-12.3 of the City of Santa Fe Uniform Traffic Ordinance**
7 **(being Ord. #2006-34) is amended to read:**

8 **12-6-12.3 RECKLESS DRIVING.**

9 A. Any person who drives any vehicle carelessly and heedlessly in willful or wanton
10 disregard of the rights or safety of others and without due caution and circumspection and at a
11 speed or in a manner so as to endanger or be likely to endanger any person or property is guilty of
12 reckless driving.

13 B. A person operating a motor vehicle shall not endanger a bicyclist.

14 C. Every person convicted of reckless driving shall be punished:

15 (1) Upon a first conviction by imprisonment for not less than five days nor more
16 than ninety days, or by a fine of not less than twenty-five dollars (\$25.00) nor more than
17 one hundred dollars (\$100.00), or both; and

18 (2) On a second or subsequent conviction by imprisonment for not less than ten
19 days nor more than ninety days, or by a fine of not less than fifty dollars (\$50.00) nor
20 more than three hundred dollars (\$300.00), or both. (66-8-113 NMSA, 1978)

21 **Section 6. Section 12-6-13.8 of the City of Santa Fe Uniform Traffic Ordinance**
22 **(being Ord. #2006-34) is amended to read:**

23 **12-6-13.8 IMPROPER OPENING OF DOORS.** A person shall not:

24 A. open any door on a motor vehicle unless and until it is reasonably safe to do so
25 and can be done without interfering with the movement of other traffic including bicycle traffic;

1 or

2 B. leave a door of a vehicle open on the side of the vehicle near moving traffic for
3 a period of time longer than necessary to load or unload passengers. (66-7-367 NMSA 1978)

4 **Section 7. The Table of Contents of Article VII of the City of Santa Fe Uniform**
5 **Traffic Ordinance (being Ord. #2006-34) is amended to read:**

6 **ARTICLE VIII**

7 **OPERATION OF BICYCLES**

- 8 12-8-1 Effect of Regulations
- 9 12-8-2 Traffic Ordinance Applies to Persons Riding Bicycles
- 10 12-8-3 Seated Passenger
- 11 12-8-4 Clinging to Vehicles
- 12 12-8-5 Reserved
- 13 12-8-6 Carrying Articles
- 14 12-8-7 Lamps and Other Equipment on Bicycles
- 15 12-8-8 Obedience to Traffic-Control Devices
- 16 12-8-9 Parking of Bicycles
- 17 12-8-10 Speed
- 18 12-8-11 Riding on Prohibited Streets or controlled Access
- 19 12-8-12 Operation In Bicycle Lane
- 20 12-8-13 Direction of Travel in Bicycle Lane
- 21 12-8-14 Position on the Roadway
- 22 12-8-15 Riding on Sidewalks
- 23 12-8-16 Turning and Hand Signals
- 24 12-8-17 Bicycle Serial Number
- 25 12-8-18 Reserved

- 1 12-8-19 Reserved
- 2 12-8-20 Reserved
- 3 12-8-21 Reserved
- 4 12-8-22 Reserved
- 5 12-8-23 Penalties

6 **Section 8. Section 12-8-2 of the City of Santa Fe Uniform Traffic Ordinance**
7 **(being Ord. #2006-34) is amended to read:**

8 **12-8-2 TRAFFIC ORDINANCE APPLIES TO PERSONS RIDING BICYCLES.**

9 A. Operators of bicycles have the same rights as operators of motor vehicles in the
10 use of streets, highways and roadways within the city, except as otherwise specifically provided
11 herein.

12 B. Every person riding a bicycle upon a roadway, street or highway shall be subject
13 to all the duties applicable to the drivers of motor vehicles, except as otherwise expressly
14 provided in this Traffic Ordinance and except as to those provisions of laws and ordinances
15 which by their nature can have no applications; and each such person shall be subject to the same
16 provisions and sections of this Traffic Ordinance to which a motorist is subject within Sections
17 12-8-1 through 12-8-21. (66-3-702 NMSA 1978)

18 **Section 9. Section 12-8-3 of the City of Santa Fe Uniform Traffic Ordinance**
19 **(being Ord. #2006-34) is amended to read:**

20 **12-8-3 SEATED PASSENGER.**

21 A. A person propelling a bicycle shall not ride other than upon or astride a
22 permanent and regular seat attached thereto.

23 B. No bicycle shall be used to carry more persons at one time than the number for
24 which it is designed and equipped. (66-3-703 NMSA 1978)

25 **Section 10. [REPEAL] Section 12-8-5 of the City of Santa Fe Uniform Traffic**

1 **Ordinance (being Ord. #2006-34) is repealed.**

2 **Section 11. Section 12-8-7 of the City of Santa Fe Uniform Traffic Ordinance**
3 **(being Ord. #2006-34) is amended to read:**

4 **12-8-7 LAMPS AND OTHER EQUIPMENT ON BICYCLES.**

5 A. Every bicycle when in use at nighttime shall be equipped with a lamp on the
6 front which shall emit a white light visible from a distance of at least five hundred feet to the
7 front and with a red reflector on the rear which shall be visible from all distances from fifty feet
8 to three hundred feet to the rear when directly in front of lawful upper beams of head lamps on a
9 motor vehicle. A lamp emitting a red light visible from a distance of five hundred feet to the rear
10 may be used in addition to the red reflector. A lamp or light emitting white light and attached to
11 the helmet of the bicyclist may also be used in lieu of a light attached to the bicycle.

12 B. Every bicycle shall be equipped with a brake or other means which will enable
13 the operator to bring the bicycle promptly to a stop on dry, level, clean pavement. (66-3-707
14 NMSA 1978)

15 **Section 12. Section 12-8-8 of the City of Santa Fe Uniform Traffic Ordinance**
16 **(being Ord. #2006-34) is amended to read:**

17 **12-8-8 OBEDIENCE TO TRAFFIC-CONTROL DEVICES.**

18 A. Any person operating a bicycle shall obey the instructions of official traffic-
19 control devices applicable to vehicles, unless otherwise directed by a police officer or unless a
20 less stringent requirement specifically applicable to bicycle applies.

21 B. Whenever authorized signs are erected indicating that no right or left or U-turn is
22 permitted, no person operating a bicycle shall disobey the direction of any such sign, except
23 where such person dismounts from the bicycle to make any such turn, in which event the person
24 shall then obey the regulations applicable to pedestrians. (*)

25 **Section 13. Section 12-8-9 of the City of Santa Fe Uniform Traffic Ordinance**

1 (being Ord. #2006-34) is amended to read:

2 **12-8-9** **PARKING OF BICYCLE.** A bicycle may be parked in a manner that does not
3 impede movement of pedestrians or other traffic.(*)

4 **Section 14. [REPEAL] Section 12-8-11 of the City of Santa Fe Uniform Traffic**
5 **Ordinance (being Ord. #2006-34) is repealed.**

6 **Section 15. A new Section 12-8-11 of the City of Santa Fe Uniform Traffic**
7 **Ordinance is ordained to read:**

8 **12-8-11** **RIDING ON PROHIBITED STREETS OR CONTROLLED ACCESS.** No
9 person shall ride a bicycle either on any street or path where signs have been erected by the city,
10 which prohibit the use of the street or path to bicycles.

11 **Section 16. [REPEAL] Section 12-8-12 of the City of Santa Fe Uniform Traffic**
12 **Ordinance (being Ord. #2006-34) is repealed.**

13 **Section 17. A new Section 12-8-12 of the City of Santa Fe Uniform Traffic**
14 **Ordinance is ordained to read:**

15 **12-8-12** **OPERATION IN BICYCLE LANE.**

16 A. Where the lane designated by markings on the pavement for the exclusive use of
17 bicyclists provides a minimum of four feet of rideable space, a bicyclist having entered such a
18 lane shall endeavor to maintain the lane, except:

- 19 (1) At intersections; or
20 (2) To pass a slower bicyclist, or to avoid parked cars or obstacles.

21 B. A bicyclist may leave the bicycle lane between intersections in order to make a
22 U-turn, or left hand turn where such a turn is permissible for vehicular traffic, or to turn into
23 driveways.

24 **Section 18. [REPEAL] Section 12-8-13 of the City of Santa Fe Uniform Traffic**
25 **Ordinance (being Ord. #2006-34) is repealed.**

1 **Section 19. A new Section 12-8-13 of the City of Santa Fe Uniform Traffic**
2 **Ordinance is ordained to read:**

3 **12-8-13 DIRECTION OF TRAVEL IN BICYCLE LANE.** No person shall ride or
4 operate a bicycle within a bicycle lane or on the roadway in any direction except that permitted of
5 vehicular traffic traveling on the same side of the roadway; provided, that bicycles may proceed
6 either way along a lane where two-way bicycle traffic is so designated.

7 **Section 20. [REPEAL] Section 12-8-14 of the City of Santa Fe Uniform Traffic**
8 **Ordinance (being Ord. #2006-34) is repealed.**

9 **Section 21. A new Section 12-8-14 of the City of Santa Fe Uniform Traffic**
10 **Ordinance is ordained to read:**

11 **12-8-14 POSITION ON THE ROADWAY.**

12 A. If a right vehicle lane available for traffic is wide enough to be safely shared
13 with overtaking vehicles and a bike lane is not present, a bicycle shall be ridden far enough to the
14 right in said lane to facilitate such overtaking movements unless other conditions make it unsafe
15 to do so.

16 B. Exceptions to driving bicycles on the right vehicle lane:

17 (1) When reasonably necessary to avoid conditions including, but not limited
18 to, fixed or moving objects, parked or moving vehicles, bicycles, pedestrians, animals, or
19 surface hazards.

20 (2) To overtake vehicles making right-hand turns at intersections.

21 (3) A bicyclist may move out of their lane to overtake and pass another
22 vehicle or bicycle.

23 (4) When preparing for a left turn at an intersection, when making a U-turn
24 or turning into a private road or driveway.

25 (5) Upon a one-way road with two or more marked traffic lanes the bicyclist

1 may ride in the center of the most left hand lane for a reasonable distance to complete a
2 left hand turn.

3 (6) If the right vehicle lane available for traffic is not wide enough to be
4 safely shared with overtaking vehicles or if passing is otherwise unsafe, a bicycle may be
5 ridden far enough to the left to temporarily control the lane. Bicyclist must move to the
6 right to allow vehicles to overtake at the earliest and safest location. At no point is a
7 bicyclist required to ride less than three feet from any objects or curb on the right.

8 (7) If a roadway is marked with a sharrow, a bicycle can travel in the center
9 of the lane and should move right when it is safe to do so.

10 (8) During organized bicycling races.

11 **Section 22. [REPEAL] Section 12-8-15 of the City of Santa Fe Uniform Traffic**
12 **Ordinance (being Ord. #2006-34) is repealed.**

13 **Section 23. A new Section 12-8-15 of the City of Santa Fe Uniform Traffic**
14 **Ordinance is ordained to read:**

15 **12-8-15 RIDING ON SIDEWALKS.**

16 A No person shall ride a bicycle on any sidewalk when signs are posted prohibiting
17 the riding of bicycles on the sidewalk.

18 B When signs are posted requiring bicycles to use sidewalks or paths adjacent to a
19 street, no person shall ride a bicycle on the street adjacent to the sidewalks or paths.

20 C. If a bicyclist dismounts, the bicyclist is subject to the laws that apply to
21 pedestrians.

22 D. Whenever any person is riding a bicycle upon a sidewalk, the person shall yield
23 the right way to any pedestrian.

24 **Section 24. [REPEAL] Section 12-8-16 of the City of Santa Fe Uniform Traffic**
25 **Ordinance (being Ord. #2006-34) is repealed.**

1 **Section 25. A new Section 12-8-16 of the City of Santa Fe Uniform Traffic**

2 **Ordinance is ordained to read:**

3 **12-8-16 TURNING AND HAND SIGNALS.**

4 A. While riding a bicycle in traffic, the bicyclist shall make sure that his movement
5 can be made safely and shall give a signal by hand in the same manner as hand signals are given
6 by motorists to indicate the direction in which he intends to proceed, except that when signaling
7 to make a right turn, a bicyclist may do so by extending the right arm

8 B. A signal by hand and arm need not be given if the hand is needed in the control
9 or operation of the bicycle.

10 **Section 26. [REPEAL] Section 12-8-17 of the City of Santa Fe Uniform Traffic**
11 **Ordinance (being Ord. #2006-34) is repealed.**

12 **Section 27. A new Section 12-8-17 of the City of Santa Fe Uniform Traffic**

13 **Ordinance is ordained to read:**

14 **12-8-17 BICYCLE SERIAL NUMBER.**

15 A. No person shall alter, obliterate or change the serial number imprinted on the
16 frame of any bicycle.

17 B. No person shall sell or rent a bicycle on which the serial number imprinted on
18 the frame has been altered, obliterated or changed.

19 C. This Section shall not prohibit the restoration by an owner of an original serial
20 number or mark.

21 **Section 28. [REPEAL] Section 12-8-18 of the City of Santa Fe Uniform Traffic**
22 **Ordinance (being Ord. #2006-34) is repealed.**

23 **Section 29. [REPEAL] Section 12-8-19 of the City of Santa Fe Uniform Traffic**
24 **Ordinance (being Ord. #2006-34) is repealed.**

25 **Section 30. [REPEAL] Section 12-8-20 of the City of Santa Fe Uniform Traffic**

1 Ordinance (being Ord. #2006-34) is repealed.

2 Section 31. [REPEAL] Section 12-8-21 of the City of Santa Fe Uniform Traffic
3 Ordinance (being Ord. #2006-34) is repealed.

4 Section 32. [REPEAL] Section 12-8-22 of the City of Santa Fe Uniform Traffic
5 Ordinance (being Ord. #2006-34) is repealed.

6 Section 33. Section 12-8-23 of the City of Santa Fe Uniform Traffic Ordinance
7 (being Ord. #2006-34) is amended to read:

8 12-8-23 PENALTIES. Every person convicted of a violation of any provision of Sections
9 12-8-1 through 12-8-23 shall be punished by a fine of not more than twenty-five dollars (\$25.00).

10 Section 34. Schedule A of the City of Santa Fe Uniform Traffic Ordinance
11 (being Ord. #2006-34, as amended) is amended to include the following penalties and
12 assessments:

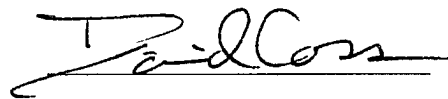
Driving Vehicle On Or Across Bicycle Lane Or Path.	12-16-2.17	\$25.00
Motorist Turning Across Bicycle Lane.	12-6-5.11	\$25.00

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14 PASSED, APPROVED and ADOPTED this 29th day of June, 2011.

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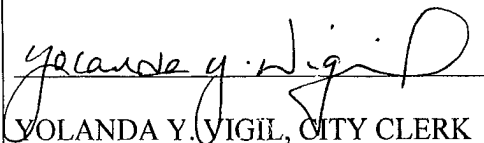
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DAVID COSS, MAYOR

18 ATTEST:

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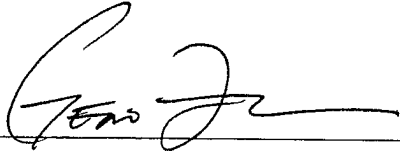

YOLANDA Y. VIGIL, CITY CLERK

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APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Geno Zamora", is written over a horizontal line.

GENO ZAMORA, CITY ATTORNEY

CAO/melissa/Ordinances 2011/2011-23 (Bicycle Revisions)