

## **ORDINANCE 2022-7**

### **AN ORDINANCE TO REQUIRE BASIC EQUIPMENT FOR BICYCLE USE ON BAKER STREETS, and to provide for other matters relative thereto.**

**BE IT ORDAINED** by the Mayor and Council of the City of Baker, Parish of East Baton Rouge, State of Louisiana, in regular session assembled, a proper quorum being there and then assembled on March 22, 2022, did declare the following, to-wit:

#### **SECTION 1:**

All bicycles when being used or ridden on the streets of the City of Baker shall be subject to all current and applicable Louisiana Revised Statutes and Laws, including La. R.S. 32: 106 (A)(3); 32: 106(A)(4); 32: 106(B); 32: 329.1(A)(1); 32: 329.1(A)(2); 32: 329.1(A)(3); and 32: 346.

#### **SECTION 2:**

More specifically, all bicycles when being used or ridden on the streets or highways within the City of Baker at any time between the hours of Sunset and Sunrise shall be equipt with the following:

A lamp mounted on the front and on the rear that must emit a white light visible from a distance of at least 500 feet from the front and rear, respectively;

A red reflector mounted on the rear and on each side facing outward at a right angle to the bicycle frame that shall be visible to operators of motor vehicles;

#### **SECTION 3:**

Any person who violates this Ordinance shall be subject to misdemeanor prosecution and a fine of not more than \$50 and the costs of Baker City Court.

#### **SECTION 4: REPEAL**

All Ordinances and parts of Ordinances in conflict herewith shall be and the same are hereby Repealed.

All Ordinances not in conflict herewith and not affected by the Amendments and Supplements hereinabove set forth are hereby maintained in full force and effect as if Re-Enacted herein.

The Repeal of an Ordinance shall not affect any punishment or penalty incurred before the Repeal took effect, or any suit, prosecution or proceedings pending at the time of the Repeal, for an offense committed under the Ordinance Repealed.

#### **SECTION 5: SEVERABILITY**

It is hereby declared to be the intention of the Baker City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by any Court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been Enacted by the Baker City Council without the incorporation in this Ordinance of any such unconstitutional phrases,

clauses, sentence, paragraph or section. If the provisions of this Ordinance, or the application thereof to any person, fact, situation or circumstance are held invalid, the remainder of this Ordinance and the application of such provisions to the other persons, facts, situations or circumstances, shall not be affected thereby.

## **SECTION 6: INVALIDATION**

If any provision of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications and, to that end, any and all provisions of this Ordinance and applications thereof are declared to be severable.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Bryant, Dunn, Jackson, Vincent, Young

NAYS: None

ABSENT: None

And the Ordinance was declared adopted on this, the 22<sup>nd</sup> day of March, 2022, at the regular meeting of the Baker City Council held at the City Hall Building in Baker, Louisiana.

/s/ANGELA CANADY WALL, LCMC, CLERK OF COUNCIL

/s/DARNELL WAITES  
MAYOR, CITY OF BAKER