

**CITY OF WEST ALLIS
ORDINANCE O-2024-0022**

**ORDINANCE TO AMEND REGULATIONS RELATED TO ELECTRIC SCOOTER
OPERATION AND ALLOW LIMITED SHORT-TERM COMMERCIAL RENTAL**

AMENDING SECTIONS 10.20 AND 10.23

WHEREAS, Wis. Stat. 349.237 allows the City to:

- (1) Restrict or prohibit the operation of electric scooters on any roadway under its jurisdiction having a speed limit of more than 25 miles per hour.
- (2) Restrict or prohibit the operation of electric scooters on any sidewalk or bicycle way under its jurisdiction.
- (3) Establish requirements for and limitations on the parking of electric scooters on roadways, sidewalks, bicycle lanes, or bicycle ways under its jurisdiction.
- (4) Restrict or prohibit the short-term commercial rental of electric scooters to the general public.

NOW THEREFORE, the common council of the City of West Allis do ordain as follows:

SECTION 1: **AMENDMENT** “10.20 Riding Bicycle On Sidewalk” of the City Of West Allis Municipal Code is hereby *amended* as follows:

AMENDMENT

10.20 Riding Bicycle On Sidewalk

1. Pursuant to ~~See Wis. Stat. 346.94(1) of the Wisconsin Statutes~~, the operation of bicycles upon a sidewalk is permitted in the City, except as stated below.; ~~except in the following locations: [Ord. O-2013-0050, 11-5-2013]~~
 - a. The operator of a bicycle may not drive upon any sSidewalks in the Central Business District along West Greenfield Avenue, from South 70th Street to South 76th Street, unless that operator is under 12 years of age.
 - i. ~~This exception shall not apply to bicycles when operated by children under the age of twelve (12) years old.~~
 - b. The ~~person operating~~operator of a bicycle on a sidewalk shall follow all other applicable rules of the road.
2. ~~Every~~ bicycle being operated on a sidewalk and passing a pedestrian proceeding in the same direction shall be equipped with a device such as a horn, bell or buzzer to give the audible signal required by ~~Wis. Stat. 346.804 of the Wisconsin Statutes~~, or the bicyclist shall verbally inform the pedestrian that the pedestrian is going to be passed and on which side.
3. The penalties set forth in ~~See Wis. Stat. 346.82 of the Wisconsin Statutes~~ shall apply to violations of this section.

~~{Ord. 6363, 2/3/1998; Ord. 6383, 4/21/1998}~~

SECTION 2: AMENDMENT “10.23 Electric Scooters” of the City Of West Allis Municipal Code is hereby *amended* as follows:

AMENDMENT

10.23 Electric Scooters

1. Operating restrictions
 - a. No person may operate an electric scooter on any roadway having a speed limit of more than ~~25~~ 30 miles per hour, except when operating:
 - i. Within a marked crosswalk, or
 - ii. Within a bicycle lane.
 - b. Notwithstanding Wis. Stat. 346.805, and pursuant to Wis. Stat. 349.237(2), ~~No~~ person may operate an electric scooter on ~~any~~ a sidewalk.
2. Parking requirements. Pursuant to Wis. Stat. 349.13(1d), the owner and operator of an electric scooter involved in a parking violation are jointly liable for the violation.
 - a. No person may park an electric scooter on a roadway, bicycle lane, or bicycle way.
 - b. A person may park an electric scooter only in an upright position on a sidewalk, within a bicycle rack, or an area designated for parking electric scooters. Any person who parks an electric scooter on a sidewalk shall position the electric scooter in a manner that leaves a path on the sidewalk at least ~~four~~ 5 feet wide and does not obstruct the normal path of pedestrians.
 - c. No person may park an electric scooter in a manner that obstructs:
 - i. A crosswalk or access to a crosswalk
 - ii. A driveway or private road
 - iii. A carriage walk
 - d. Whenever any traffic officer finds an electric scooter parked ~~upon a roadway or sidewalk~~ in violation of this section, the traffic officer is authorized to move the electric scooter to a storage premises. The removal may be performed by, or under the direction of, the traffic officer. If the owner of the electric scooter is known, the traffic officer causing the removal of that electric scooter shall, within 24 hours after removal, notify the owner of the procedure for reclaiming the electric scooter and inform the owner that the electric scooter will be disposed of pursuant to Wis. Stat. 66.0139 if it remains unclaimed for a period of 30 days. The owner of the electric scooter removed shall, within 30 days of removal, reclaim the electric scooter by paying the reasonable charges for moving, ~~or towing~~ and or any storage ~~before it may be returned to the owner.~~
3. Short-term commercial rental ~~restriction~~ prohibition
 - a. No person may engage in the business of short-term commercial rental of

electric scooters to the general public without a short-term commercial rental agreement approved by the City.

- b. No person who engages in the business of short-term commercial rental of electric scooters to the general public in another municipality may allow a rented scooter to be operated in the City of West Allis without a short-term commercial rental agreement approved by the City.

SECTION 3: EFFECTIVE DATE This Ordinance shall be in full force and effect on and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL JULY 10, 2024.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Ray Turner	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Kimberlee Grob	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Chad Halvorsen	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Marissa Nowling	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Suzzette Grisham	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Danna Kuehn	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Dan Roadt	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Patty Novak	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Kevin Haass	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Marty Weigel	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Attest

Presiding Officer

Rebecca Grill, City Clerk, City Of West Allis

Dan Devine, Mayor, City Of West Allis

