

1 Introduced by Council Member Cumber and Co-Sponsored by Council
2 Members Diamond, Bowman, Ferraro, Carrico, Salem, Becton, Pittman,
3 Newby and Hazouri, and Amended by the Neighborhoods, Community
4 Services, Public Health & Safety Committee:
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7 **ORDINANCE 2021-183-E**

8 AN ORDINANCE REGARDING DOCKLESS MOBILITY
9 PROGRAMS; AMENDING CHAPTER 235 (DOCKLESS
10 MOBILITY PROGRAMS), *ORDINANCE CODE*, SECTION
11 235.104 (DOCKLESS MOBILITY UNIT PILOT PROGRAM
12 PERMITTING) TO AUTHORIZE UP TO SIX OPERATORS
13 AND SECTION 235.105 (DOCKLESS MOBILITY PROGRAM
14 REQUIREMENTS) TO AUTHORIZE UP TO TWELVE
15 DOCKLESS MOBILITY UNITS TO BE STORED IN
16 CORRALS, TO CLARIFY THE ROLE OF THE CITY'S
17 PUBLIC PARKING DIVISION IN ADMINISTERING AND
18 ENFORCING THE DOCKLESS MOBILITY PROGRAM, AND
19 TO PROVIDE THAT DOCKLESS MOBILITY UNITS
20 UNCLAIMED FOR SEVEN DAYS SHALL BE A VIOLATION
21 AND UNCLAIMED FOR THIRTY DAYS SHALL BECOME
22 CITY PROPERTY; STRIKING THE REQUIREMENT FOR
23 OPERATORS TO PROHIBIT SCOOTER RENTAL TO
24 PERSONS UNDER AGE 16 WITHOUT REQUIRING THE USE
25 OF A HELMET; PROHIBITING HOURS OF OPERATION
26 FROM MIDNIGHT TO 5:00 AM; PROVIDING AN
27 EFFECTIVE DATE.
28

29 **BE IT ORDAINED** by the Council of the City of Jacksonville:

30 **Section 1. Amending a Chapter 235 (Dockless Mobility**

1 **Programs), Ordinance Code.** Chapter 235 (Dockless Mobility
2 Programs), *Ordinance Code*, is hereby amended to read as follows:

3 **CHAPTER 235 - DOCKLESS MOBILITY PROGRAMS.**

4 * * *

5 **Sec. 235.104. - Dockless mobility unit pilot program**
6 **permitting.**

7 (a) It shall be unlawful for an Operator to provide or
8 operate a Dockless mobility program within the City without first
9 obtaining a permit from the Department.

10 (b) No more than ~~four~~ (4)six (6) Operators will be permitted
11 to operate within the City at any time.

12 * * *

13 **Sec. 235.105. - Dockless mobility program requirements.**

14 * * *

15 (b) *Parking and right-of-way.*

16 * * *

17 (2) ~~Operators must comply with F.S. §316.2065(15) which~~
18 ~~prohibits the rental of Dockless mobility units to persons under 16~~
19 ~~years of age without also providing or requiring the use of a~~
20 ~~helmet.~~—The Operator's mobile application must inform users of
21 helmet laws and encourage the use of helmets.

22 (8) The Corrals shall be able to contain up to 512 Units at a
23 time. Parking Corrals shall be clearly marked in a manner approved
24 by the City.

25 (9) Any Dockless mobility unit parked in violation of this
26 subsection may be removed by the CityOffice of Public Parking, and
27 the Operator will be assessed a fee as set forth in section
28 235.107.

29 * * *

30 (d) *Maintenance, operations, and fleet size.*

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2 (4) Dockless mobility units that are inoperable/damaged or do
3 not comply with other subsections of this code must be removed
4 within 2 hours upon receipt of a complaint between the hours of
5 7:00 a.m. and 7:00 p.m., seven (7) days per week and within twelve
6 (12) hours upon receipt of a complaint on holidays. An inoperable
7 or damaged Dockless bicycle, Dockless electric bicycle, or Dockless
8 scooter is one that has non-functioning features (i.e., gear
9 selectors, pedals, bell, lights, dead battery) or is missing
10 components (i.e., fenders, grips, chain guards) as applicable to
11 that vehicle. An Operator whose Dockless bicycle, Dockless electric
12 bicycle, or Dockless scooter is inoperable or damaged or that has
13 non-functioning features and which is removed or stored by the
14 CityOffice of Public Parking is subject to the storage fees set
15 forth in section 235.107.

16 (5) The CityOffice of Public Parking, without notice,
17 reserves the right to remove Dockless mobility units from the
18 right-of-way if an emergency arises. In such instances, the
19 CityOffice of Public Parking will attempt to notify the Operator as
20 soon as reasonably practicable thereafter.

21 (6) Operators must detail a plan to relocate the Dockless
22 mobility units to a safe, indoor facility within twenty-four (24)
23 hours in the result of a declared tropical weather event (tropical
24 storm or hurricane watch or warning, whichever comes first). The
25 plan must detail the amount of time it will take to remove all
26 Dockless mobility units from circulation once a storm watch or
27 warning has been established. The CityOffice of Public Parking may
28 remove any Dockless mobility unit that is not relocated as required
29 by this subsection, and the Operator shall be assessed a removal
30 fee as provided in section 235.107.

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2 (12) Each scooter not retrieved from the Office of Public
3 Parking within seven (7) days shall constitute an unaddressed
4 violation pursuant to section 235.107(b)(ii) and after thirty (30)
5 days such scooter shall become the property of the City.

6 (13) No scooters authorized and regulated under this program
7 shall be operational and available for use between the hours of
8 00:00 (midnight) and 05:00 (5 AM).

9 * * *

10 **Section 2. Effective Date.** This ordinance shall become
11 effective upon signature by the Mayor or upon becoming effective
12 without the Mayor's signature.

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14 Form Approved:

15
16 /s/ Jason R. Teal

17 Office of General Counsel

18 Legislation Prepared By: Jason R. Teal

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