City of Minden

P.O. Box 239, 325 N. Colorado
Minden, Nebraska 68959

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The Christmas City
Minden NEBRASKA

ORDINANCE NO. 1312

AN ORDINANCE TO AMEND CHAPTER 70 BY ADDING ARTICLE V, LIGHTWEIGHT E-SCOOTER, E-BIKE AND HOVERBOARD USAGE ON PUBLIC PROPERTY TO THE MUNICIPAL CODE OF MINDEN, KEARNEY COUNTY, NEBRASKA:

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA.

Section 1. That Article V., and Sections 70-90 through 70-92 – LIGHTWEIGHT E-SCOOTER, E-BIKE AND HOVERBOARD USAGE ON PUBLIC PROPERTY be added to the Municipal Code of the City of Minden, Kearney County, Nebraska, the same to read as follows:

ARTICLE V. - LIGHTWEIGHT E-SCOOTER, E-BIKE AND HOVERBOARD USAGE ON PUBLIC PROPERTY

Section 70-90. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Business District: the entirety of the area running north-to-south from the north side of 5th Street to the south side of 3rd Street, and running east-to-west from the east side of Minden Avenue to the west side of Colorado Avenue, and all those buildings and storefronts, roadways, sidewalks, green spaces, and public areas or accessways therein, and all sidewalks and alleys immediately bordering or adjoining said streets in any direction.

Lightweight E-Scooter: propelled by an electronic or gas motor, stand on deck, with handlebars, two to three wheels, 12" or smaller wheels.

Hoverboard: Self-balancing single- or double-wheel electronic board scooter or electric skateboard.

E-bike: Propelled by electronic or gas motor, fully operative pedals for human propulsion, capable of exceeding 15 miles per hour, two to three wheels.

Electric Personal Assistive Mobility Device: Any motorized wheelchair or other self-balancing, two-non-tandem-wheeled device designed to transport only one person, powered solely by such a propulsion system, not capable of exceeding 20 miles per hour on a level surface.

Section 70-91. Penalties for Violation of this Article.

Unless otherwise specifically stated, any person violating any of the provisions of this article shall be deemed guilty of an infraction and, upon conviction thereof, shall be fined in any sum not less than $10.00 or exceeding $50.00 for the first offense; not less than $50.00 nor more than $100.00 for the second offense and $150.00 for the third offense or successive offenses.

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Section 70-92. Regulations.

(a) No person shall ride a lightweight e-scooter, e-bike, or hoverboard upon a roadway within the corporate limits or extraterritorial jurisdiction of the City of Minden in which the posted speed limit is greater than 25 miles per hour. Any person riding a lightweight e-scooter, e-bike, or one-wheeled scooter may cross such roadways at a marked intersection, obeying all posted signage and warnings and in accordance with all applicable laws.

(b) No person shall ride a lightweight e-scooter, e-bike, or hoverboard within the Business District. No person shall be permitted to park, store, or otherwise leave unattended their lightweight e-scooter, e-bike, or hoverboard within the Business District. However, any such person is permitted to carry or walk alongside such lightweight e-scooter, e-bike, or hoverboard on the sidewalk located in the business district if such person is passing through the Business District to another area.

(c) It shall be lawful for any person to operate an e-scooter, e-bike, or hoverboard on hike and bike trails, unless such activity is expressly prohibited by posted signage. Any person riding on such a hike and bike trail must travel at a speed deemed safe and reasonable, but in no event to exceed 25 miles per hour or the posted speed limit for the bordering street, if less than 25 miles per hour.

(d) Any person operating a lightweight e-scooter, e-bike, or hoverboard shall obey all applicable Nebraska Statutes and local Ordinances, and the instruction of official traffic control signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a law enforcement officer.

(e) Any person operating a lightweight e-scooter, e-bike, or hoverboard upon a street shall clearly signal their intention for turning left and right by utilizing hand signals in a clear and visible manner. Such person shall ride as near to the right side of the street as practicable, exercising due care when passing a standing vehicle or pedestrian. In no event shall any person operating a lightweight e-scooter, e-bike, or hoverboard pass a vehicle which is moving in the same direction.

(f) It shall be unlawful for any person to ride, use or operate any lightweight e-scooter, e-bike or hoverboard and attach such or themselves to any vehicle upon a street and no person shall hitch to or cling upon any vehicle which is in motion.

(g) Any person operating an e-scooter, e-bike, or hoverboard shall be in compliance with all applicable helmet safety laws.

(h) Any lightweight e-scooter, e-bike, or hoverboard being ridden at nighttime shall be equipped with a light on the front which shall emit a white light visible from a distance of a least five hundred (500) feet to the front on a clear night and with a red reflector on the rear which shall be visible on a clear night from all distances between one hundred (100) feet and six hundred (600) feet to the rear when directly in front of lawful lower beams of headlights on a motor vehicle. A light emitting a red light visible from a distance of five hundred (500) feet to the rear may be used in addition to such red reflector.

(i) When riding a lightweight e-scooter, e-bike, or hoverboard on a sidewalk, hike and bike trail or other pedestrian walkway, the user shall yield the right of way to all pedestrians and give an audible signal

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before overtaking and passing such pedestrians. When three or more lightweight e-scooters, e-bikes, and or hoverboards ride in a group, such group must proceed in a single file so as not to impede others.

(j) The operator of a lightweight e-scooter, e-bike, or hoverboard emerging from an alley, driveway, or building, shall upon approaching a sidewalk, or the sidewalk area extending across any alleyway, yield the right of way to all pedestrians approaching on the sidewalk or sidewalk area, and upon entering the roadway shall yield the right of way to all vehicles approaching on the roadway.

(k) Any person operating an Electric Personal Assistive Mobility Device is exempt from the provisions of this section. This exemption applies to devices designed primarily for individuals with mobility impairments and operated in accordance with applicable state and federal accessibility laws and regulations.

Section 2. That any other ordinance or section passed and approved prior to the passage, approval and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

Section 3. This ordinance shall be known as Ordinance No. 1312 and shall be in full force and effect from and after its passage, approval and publication according to law.

Passed and approved this 5th day of January, 2026.

/s/ Larry Evans
Larry Evans, Mayor

ATTEST:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

(SEAL)