

ORDINANCE NO. 26-02

AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA, AMENDING CHAPTER 17 OF THE TOWN'S CODE OF ORDINANCES, ENTITLED "TRAFFIC AND MOTOR VEHICLES;" AMENDING ARTICLE I, ENTITLED "IN GENERAL," BY CREATING SECTION 17-4, TO BE ENTITLED "MICROMOBILITY;" PROVIDING FOR DEFINITIONS; PROVIDING FOR GENERAL PROVISIONS FOR MICROMOBILITY DEVICES; AMENDING CHAPTER 13, ENTITLED "PUBLIC SAFETY," BY SPECIFICALLY AMENDING SECTION 13-80, ENTITLED "CITATIONS – OPTIONS OF PERSONS CITED;" PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Cooper City (the "City") wishes to establish regulations for micromobility users and providers operating within the City to protect the general welfare, health, and safety of the public; and

WHEREAS, Section 316.2128, F.S., provides motorized scooters and micromobility devices with all the rights and duties applicable to the rider of a bicycle; and

WHEREAS, Section 316.2128, F.S., further allows for local governments to adopt an ordinance governing the operation of micromobility and motorized scooters on streets, highways, sidewalks, and sidewalk areas within their jurisdiction; and

WHEREAS, the City wishes to establish reasonable regulations for micromobility users to improve the safety for such individuals, protect pedestrians and cyclists, ensure vehicle access, and reduce the risk of micromobility vehicles becoming a nuisance within the City; and

CODING: Words in ~~strike-through~~ type are deletions from existing law;
Words in underlined type are additions.

WHEREAS, the City Commission finds that adopting reasonable regulations for micromobility users operating on City streets is in the best interests of the citizens and residents of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA:

Section 1. **RECITALS ADOPTED.** That each of the above-stated recitals is hereby adopted and confirmed. All exhibits attached hereto are incorporated herein and made a part hereon.

Section 2. **CHAPTER 17 OF CITY CODE AMENDED.** That Article I, entitled “In General” of Chapter 17, entitled “Traffic and Motor Vehicles” of the City of Cooper City Code of Ordinances, is hereby amended by specifically creating Section 17-4, to be entitled “Micromobility,” to read, as follows:

Sec. 17-4 Micromobility

A) Definitions. For purposes of this section, the following terms shall be defined to mean:

- 1) *Electric Bicycles* are electric bicycles or tricycles equipped with fully operable pedals, a seat or saddle for the use of the rider, and an electric motor of less than 750 watts, as defined in F.S. 316.003, as may be amended from time to time.
- 2) *Electric Personal Assistive Mobility Device* is any self-balancing, non-tandem, two-wheeled device designed to transport only one person, with an electric propulsion system with average power of 750 watts (1 horsepower), the maximum speed of which, on a paved level surface when powered solely by such a propulsion system while being ridden by an operator who weighs 170 pounds, is less than 20 miles per hour.
- 3) *Micromobility Device* means any motorized transportation device that is not capable of traveling at a speed greater than 20 miles per hour on level ground. This term includes motorized scooters, electric bicycles,

and electric personal assistive mobility devices as defined by Sec. 316.003, as amended. Devices required by handicapped are exempt.

- 4) Micromobility Parking is approved parking for micromobility devices.
- 5) Motorized Scooters are any vehicle or micromobility device that is powered by a motor with or without a seat or saddle for the use of the rider, which is designed to travel on not more than three wheels, and which is not capable of propelling the vehicle at a speed greater than 20 miles per hour on level ground as defined in F.S. 316.003, as amended.

B) General Provisions

- 1) All micromobility devices and riders of such devices are subject to all the rules and regulations set forth below:
 - a) ~~Sidewalks. Micromobility devices shall only be permitted on sidewalks at speeds that do not exceed ten (10) mph. Riders of such devices shall not ride within five (5) feet of a pedestrian or pass a pedestrian at a speed greater than five (5) mph. The riding of such devices shall be prohibited upon any sidewalk within the City or any area as designated by the City where notice is posted. Operation of such devices, whether privately owned or not, is prohibited on sidewalks except for the purposes of parking the device in an acceptable location.~~
 - b) Streets. Micromobility devices shall be allowed to operate on streets, within designated bike lanes or shared lane markings, if available, shared-use paths designated by the City, or upon streets with a posted speed limit of 25 mph or less. Riders of micromobility devices shall ride in the same direction as traffic.
 - c) Riders of micromobility devices shall obey all traffic signs and traffic signals and shall yield at all driveways and cross streets.
 - d) Riders of micromobility devices shall not operate such devices in a reckless manner. Riders shall not operate such devices in a manner or in a location that destroys City property, including grass and public right-of-way.
 - e) Micromobility devices shall be prohibited in any area designated by the City where notice of such prohibition is clearly posted.
 - b)f) All micromobility devices being operated at night shall be equipped with a headlight and rear reflectors.

e)g) The City Manager, or his/her designee, has the authority to further restrict the use of micromobility devices in cases where a roadway, sidewalk or path may be closed due to an event or to maintain public health, safety or general welfare of the community.

- 2) In addition to the City Code, micromobility devices are subject to any and all state laws pertaining to micromobility devices, motorized scooters, or electric bicycles, as applicable, and as may be amended from time to time.
- 3) ~~No person under the age of 16 years old shall operate a micromobility device within the City.~~ It is unlawful for the parent, legal guardian, or custodian of a minor child to knowingly permit the child to violate any provision of this article.
- 4) Ridership of more than one person on any micromobility device or motorized scooter shall be prohibited. The ridership of more than one person on any bicycle shall be prohibited unless the electric bicycle is specifically designed to carry more than one person.
- 5) All micromobility devices within the City shall be limited to a maximum speed of 15 miles per hour, except electric bicycles shall be limited to a maximum speed of 25 miles per hour.
- 6) All micromobility devices, regardless of ownership shall not be parked in a manner that obstructs any ingress or egress from any building or parking area, or in a manner that prevents any sidewalk or walkway from maintaining at least five (5) feet or walkway clearance.
- 6)7) ~~Penalties.~~ Violations of this section shall be enforced pursuant to Ch. 13 of the City's Code of Ordinances. The City Manager shall have the authority to reduce or refund fines issued pursuant to this section if the offender agrees to attend and successfully completes a City-sponsored educational program related to micromobility devices.

Section 3. **CHAPTER 17 OF CITY CODE AMENDED.** That Chapter 13, entitled “Public Safety” of the City of Cooper City Code of Ordinances, is hereby amended by specifically creating Section 13-80, entitled “Citations – Options of Persons Cited,” to read, as follows:

Sec. 13-80. Citations - options of persons cited

CODING: Words in ~~strike-through~~ type are deletions from existing law;
 Words in underlined type are additions.

...

(c) The following table sets forth the code violation for which civil penalties may be cited under this section. The descriptions of violations are provided for purposes of general identification only. Where specific code provisions apply, the same are indicated following the respective violation description. Amendments affecting the numbering of the referenced sections shall not affect the validity of the fines.

Violation	Code Section	Fine
<u>Micromobility</u>	<u>17-4</u>	\$20050.00 <u>\$250.00 – Repeat Violation</u>

Section 4. It is the intention of the City Commission of the City of Cooper City that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Cooper City, Florida, and that the Sections of this ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article" or such other word or phrase in order to accomplish such intention.

Section 4. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 5. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

Section 6. This Ordinance shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED on First Reading this 13th day of January, 2026.

PASSED AND FINAL ADOPTION on Second Reading this 29th day of January, 2026.

JAMES CURRAN
Mayor

ATTEST:

TEDRA ALLEN
City Clerk

ROLL CALL

Mayor Curran	_____
Commissioner Shrouder	_____
Commissioner Katzman	_____
Commissioner Mallozzi	_____
Commissioner Smith	_____

APPROVED AS TO LEGAL FORM:

JACOB G. HOROWITZ
City Attorney

CODING: Words in ~~strike-through~~ type are deletions from existing law;
Words in underlined type are additions.