

Section 1125 - Motor bicycles rentals

1125.01. Definitions. Subdivision 1. For the purpose of this section, the terms defined in this subsection have the meanings given them.

Subd. 2. Motor bicycle. "Motor bicycle" means a self propelled vehicle having a saddle for the use of the rider and designed to travel with not more than three wheels in contact with the ground: the term includes motor scooters and motorcycles, but does not include tractors.

Subd. 3. Motor bicycle business. "Motor bicycle business" means furnishing, renting, or leasing motor bicycles for pay or hire.

1125.03. Licenses. Subdivision 1. License required. No person may engage in the motor bicycle business, either exclusively or in connection with another occupation, without first being licensed as provided herein and paying the fee set by City Council resolution.

Subd. 2. Application. An applicant for a license or renewal shall apply to the clerk in writing. The applicant shall submit an application upon blanks supplied by the clerk. The application shall include the following:

- a) the name and address of the owner or owners;
- b) the address of the business;
- c) the number of motor bicycles to be used in the business;
- d) the number or numbers on the state number license plate of each motor bicycle;
- e) the name of the insurance company, a copy of the insurance policy, contract or policy number or numbers and the amount of insurance in force at the date of such application;
- f) a copy of the receipt showing that such insurance premium has been paid for the entire licensing period; and
- g) a certified copy of the applicant's motor bicycle business license issued by the state of Minnesota.

Subd. 3. Expiration. Licenses expire on the 31st day of December following the date of the issuance thereof.

Subd. 4. Separate license; display of license. A separate license must be obtained for each place of business. The licensee shall display the license in a prominent place on the premises.

Subd. 5. Insurance requirements. No license may be issued until the applicant obtains and files with the clerk a copy of a policy of liability insurance by an insurance company authorized to do business under the laws of the state of Minnesota, to be kept in force for the entire licensing year. The policy shall meet the requirements of the state of Minnesota as set out in Minnesota Statutes, section 168.833 and all amendments thereto and shall require that the clerk shall be notified by letter at least five days before the cancellation of any such insurance policy. The policy shall also contain a provision providing for at least \$200 medical payment to cover the operator or passenger of such vehicle if personal injury results to the operator or passenger from its use.

1125.05. Rental restrictions. Subdivision 1. Licensed drivers only. A licensee shall not rent, lease or furnish any motor bicycle to any person who is not licensed by the state of Minnesota to operate such a vehicle, or, in the case of a non-resident, who is not duly licensed to operate such a vehicle under the laws of the state, or country of residence. A Minnesota chauffeur's license unless accompanied by a valid Minnesota driver's license, is not sufficient to satisfy the provisions of this section.

Subd. 2. Record to be made. Before renting, leasing or furnishing any motor bicycle, the licensee shall make a permanent and legible record containing the name, address and age of the person to whom the motor bicycle is leased, rented or furnished, and shall record on the record the number and dates of issue and expiration of the driver's license, together with any limitations noted thereon and the description of the person as set forth on such driver's license. The record so kept also shall identify the vehicle rented, leased or furnished to the person by the number on the vehicle's state number plate.

Subd. 3. Rental to minors; parental consent. It is unlawful to rent, lease or furnish a motor bicycle to a minor unless such person furnishes and leaves with the licensee a statement in writing showing the consent of the minor's parent or guardian to the rental, lease, or furnishing of a motor bicycle to the minor. The written consent of the parent or guardian shall be retained by the licensee as part of his record.

1125.07. Maintenance, operating instructions, safety helmets. The licensee shall maintain in safe operating condition all motor bicycles rented, leased or furnished. The licensee, agent, or employee shall explain the operation, including, but not limited to the controls, pedals, gears and brakes of the particular motor bicycle to be used by the person before the person uses it, unless the licensee, agent or employee knows that the person is knowledgeable in the operation of the particular motor bicycle. The licensee, agent or his employee shall call to the attention of the user of such vehicle the precautionary measures that must be followed for the safety of the driver and the public and make available for each motor bicycle at least one sanitized safety helmet, or similar headgear, which shall be offered for use to the driver.

1125.09. Use; unlicensed person. It is unlawful for any person to whom a motor bicycle is rented, leased or furnished to rent, sublease or otherwise authorize the use of the vehicle to any person who is not licensed by the state of Minnesota, or by the state of such person's domicile to operate such vehicle.