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### Sec. 2-3. City emblem.

- (a) *Description.* The emblem of the city shall be represented by a design formed within a shield with an inner circle. Directly above the arc of the inner circle shall be the words "Nansemond 1646" and "Suffolk 1742," and below these words shall be the year "1974." Surrounding the lower portion of the shield shall be the words "City of Suffolk, Virginia." On both sides of the outside of the inner circle shall be three leaves, meeting in a single point. The design within the inner circle shall consist of four illustrations representing Suffolk, with a peanut in its center. The upper left illustration shall consist of a tractor, barn and corn stalks, typifying agriculture; the upper right illustration shall be a drawing of Captain John Smith, typifying the history of the city; the lower right illustration shall be a drawing of a factory, typifying industry; the lower left portion shall be a drawing of a fisherman catching a fish, typifying recreation. No other design or emblem shall be used as the emblem of the city.



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- (b) *Sale of the emblem.* Any individual or organization desiring to purchase a copy of the city emblem shall make such request in writing to the city manager and shall state the intended use of the emblem. The cost of purchasing a copy of the city emblem shall be such that the printing cost to the city will be recovered.
- (c) *Use.* The city emblem may be used for, but not limited to the city letterheads, automobile license decals, bicycle license decals, municipal motor vehicle identification decals, shoulder patches for uniforms, municipal flag, business cards, municipal book covers, embroidered medallions, certificates of appreciation and engraved awards.

(Code 1976, § 2-2.2)

### Sec. 18-31. 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:

*Automobile graveyard* means any lot or place exposed to weather upon which more than five motor vehicles of any kind, incapable of being operated, and which it would not be economically practical to make operative, are placed, located or found.

*Automobile storage yard* means any lot or place exposed to weather to which more than five vehicles of any kind are towed, secured and then stored for a period not to exceed 60 days.

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*Junk* means old or scrapped copper, brass, rope, rags, batteries, paper, trash, rubber, debris, waste or junk, dismantled or wrecked automobiles or parts, iron, steel and other old or scrapped ferrous or nonferrous material.

*Junkyard* means any establishment or place of business maintained, operated or used for storing, keeping, buying or selling junk, or for the maintenance or operation of an automobile graveyard; and the term shall include garbage dumps and sanitary landfills, which shall be subject to approved city, state and federal environmental and engineering principles and regulations pertaining to the burying or depositing of solid waste, so as not to create nuisances or hazards to public health or safety.

*Motor vehicle* means any vehicle propelled by its own motor and operating on ordinary roads. The term includes but is not limited to passenger cars, trucks, motorcycles, motor scooters, motorized bicycles and the like. The term is also intended to include motorized farm vehicles, such as tractors.

*Roadside dumping* means the dumping or disposal of trash, garbage, refuse, litter or other unsightly matter, on a public highway, right-of-way, property adjacent to such highway or right-of-way; or on private property, without the written consent of the owner of the property or his agent.

*Scrap metal processing yard* means any lot, establishment or place of business that utilizes machines and equipment for processing and manufacturing iron, steel or nonferrous metallic scrap into prepared grades and whose principal product is scrap iron, scrap steel or nonferrous metallic scrap for remelting purposes.

(Code 1976, § 4.2-2)

Cross reference(s)—Definitions generally, § 1-2.

### **Sec. 46-31. 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:

*Unclaimed personal property* means any personal property belonging to another, which has been acquired by a law enforcement officer pursuant to his duties, which is not needed in any criminal prosecution, which has not been claimed by its rightful owner and which the state treasurer has indicated will be declined if remitted under the Uniform Disposition of Unclaimed Property Act, Code of Virginia, § 55-210.1 et seq. Unclaimed bicycles and mopeds may be disposed of in accordance with Code of Virginia, § 15.2-1720. Unclaimed firearms may be disposed of in accordance with Code of Virginia, § 15.2-1721.

Cross reference(s)—Definitions generally, § 1-2.

State law reference(s)—Similar provisions, Code of Virginia, § 15.2-1719.

### **Sec. 82-221. Generally.**

- (a) The following classes of household goods and personal effects are exempted from tangible personal property taxation pursuant to the provisions of Code of Virginia, § 58.1-3504:
- (1) Bicycles.
  - (2) Household and kitchen furniture, including gold and silver plates, plated ware, watches and clocks, sewing machines, refrigerators, automatic refrigerating machinery of any type, vacuum cleaners and all other household machinery, books, firearms and weapons of all kinds.
  - (3) Pianos, organs, phonographs and record players and records to be used therewith, and all other musical instruments of whatever kind, radio and television instruments and equipment.
  - (4) Oil paintings, pictures, statuary, curios, articles of virtu and works of art.

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- (5) Diamonds, cameos and other precious stones and all precious metals used as ornaments or jewelry.
  - (6) Sporting and photographic equipment.
  - (7) Clothing and objects of apparel.
  - (8) All other tangible personal property, except motor vehicles, trailers and semitrailers, which are subject to registration and licensing under the motor vehicle laws of the state, used by an individual or a family or household incident to maintaining an abode.
- (b) The classifications set forth in subsection (a) and exempted shall apply only to such property owned and used by an individual or by a family or household incident to maintaining an abode.

(Code 1976, § 10-18)

**Sec. 82-1061. License tax, requirements.**

- (a) Every person conducting, operating or engaging in personal, business or repair service or all other businesses and occupations not specifically listed or exempt in this article shall pay an annual license tax of \$50.00. However, if gross receipts of the business are greater than \$100,000.00, the person shall instead pay an annual license tax of \$0.36 per \$100.00 of gross receipts .
- (b) Personal, business or repair services shall include, but not be limited to the following:
  - Advertising agencies
  - Airports
  - Ambulance services
  - Amusement and recreation businesses
  - Animal hospitals, grooming services, kennels or stable (except for the services of a veterinarian)
  - Arcades
  - Artists
  - ATM
  - Authors
  - Auctioneers
  - Barbershops, beauty parlors, hairdressing establishments, schools and services
  - Baseball alley, shooting or archery gallery and other games
  - Billboard services
  - Billiard, pool tables
  - Bondsman
  - Booking agents or concert managers
  - Bookkeeping and tax preparers (other than professionals)
  - Bowling alleys
  - Business research and consulting services
  - Brokers and commission merchants other than real estate or financial brokers

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Car washes  
Carpet cleaning services  
Child care services  
Collection agencies  
Commercial photography  
Computer services  
Consulting services  
Copying services  
Court reporting  
Dance studios, dance schools or dance halls  
Data processing, computer and systems development services  
Detective agency or protective services  
Drafting services  
Employment agencies  
Engraving  
Erecting, installing, removing or storing awnings  
Extermination, fumigating or disinfecting services  
Farrier or blacksmith services  
Fitness centers  
Forester services  
Funeral services and crematories  
Furniture upholstery  
Golf courses, driving ranges and miniature golf courses  
Gunsmith, gun repair  
Hauling of sand, gravel or dirt (excavated by others)  
Hospitals (other than the performance of medical services falling within the definition of professional services)  
Hotels, motels, boarding and rooming houses  
House cleaning services  
Information bureaus  
Instructors, tutors, schools and studios of music, ceramics, art, sewing, sports and the like  
Interior decorators  
Janitorial services  
Laundry cleaning and garment services including laundries, dry cleaners, linen supply, diaper service, coin operated laundries, carpet and upholstery cleaning

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Lawn care services

Locksmith services

Mailing and messenger services

Marinas

Mobile home parks, transient trailer parks and campsites

Movie theaters and drive-in theaters

Nickel plating, chromizing and electroplating

Nurses and physician registries

Nursing and personal care facilities including nursing homes, convalescent homes, homes for the mentally impaired, old age homes and rest homes

Packaging, shipping, crating, hauling or moving goods for others

Parcel delivery services

Parking lots, public garages and valet parking

Photographers (local)

Piano tuning

Picture framing

Pressure washing

Promotional agents or agencies

Public relations services

Renting or leasing tangible personal property

Repair services, including but not limited to, repair of airplanes, appliances, autos, engines, bicycles, machinery, equipment, boats, ships, shoes, watches, clocks, jewelry

Riding academy, stables and boarding

Sign painting

Skating rinks

Storage

Swimming pool maintenance and management

Taxi services

Taxidermist

Telephone answering services

Telephone, cellular and paging (nonpublic service corporations)

Theatrical productions

Towing services

Transportation services, including buses and taxis

Travel agencies

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Tree surgeons, trimmers and removal services

Trucking companies

All services not otherwise taxed in this article

- (c) No license shall be issued under this section to any professional bondsman unless there is presented to the commissioner of the revenue a certificate from a judge of the circuit court of the city permitting the operation of this business and certifying that the professional bondsman is entitled to be so licensed.

(Code 1976, § 15-47; Ord. No. 75-96, § 15-47, 6-19-1996; Ord. No. 52-97, § 15-47, 5-21-1997; Ord. No. 08-O-038, 5-21-2008)

## **ARTICLE VI. BICYCLES<sup>1</sup>**

### ***DIVISION 1. GENERALLY***

#### **Sec. 86-326. 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:

*Bicycle* means a device having pedals, two or more wheels, and a seat height of more than 25 inches from the ground when adjusted to its maximum height upon which a person may ride, propelled by human power, or by a motor not to exceed two-brake horsepower, which shall produce speeds not in excess of 30 miles per hour and shall not include police bicycles.

(Code 1976, § 4.7-1)

Cross reference(s)—Definitions generally, § 1-2.

#### **Sec. 86-327. Operation on sidewalks in business district.**

- (a) Persons walking bicycles on public sidewalks are subject to the same provision of law applicable to pedestrians.
- (b) No person shall ride a bicycle upon any sidewalk in a business district. No person 14 or more years of age shall ride a bicycle upon any sidewalk within the city. No person shall operate a bicycle with a motor of any type upon any sidewalk within the city.
- (c) A business district, within the meaning of this article, shall mean the territory contiguous to any sidewalk, whether paved or unpaved, in any block where 75 percent or more of the total frontage abutting the sidewalks in the block is occupied by structures actually in use and operation for business purposes.
- (d) Whenever any person shall ride a bicycle on a sidewalk, whether paved or unpaved, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing any pedestrian.

(Code 1976, §§ 4.7-32, 4.7-39)

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<sup>1</sup>State law reference(s)—Bicycles, Code of Virginia, §§ 46.2-800, 46.2-903 et seq.

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**Sec. 86-328. Penalty.**

Any person violating any of the provisions of this article shall be guilty of an infraction and shall, upon conviction, be fined not more than \$200.00.

(Code 1976, § 4.7-2)

**Sec. 86-329. Operation of mopeds on public streets; safety equipment required.**

- (a) It shall be unlawful for any person to operate a moped, as defined in Code of Virginia, § 46.2-100, upon a public street or highway without wearing a face shield, safety glasses or goggles of a type approved by the superintendent of state police, unless the moped is equipped with a safety glass or a windshield at all times while the moped is in operation.
- (b) It shall be unlawful to operate or to ride upon a moped, as defined in Code of Virginia, § 46.2-100, upon a public street or highway without wearing protective helmets of a type approved by the superintendent of state police.
- (c) Violations of this section shall be a traffic infraction, punishable by a fine of not more than \$50.00.

(Ord. No. 04-O-116, § 1, 9-15-2004)

**Secs. 86-330—86-350. Reserved.**

*DIVISION 2. LICENSE*

**Sec. 86-351. Required.**

It shall be unlawful for any person who resides in the city to operate or use a bicycle upon any of the streets, alleys, lanes or public highways of the city unless such bicycle has been properly registered as provided in this division.

(Code 1976, § 4.7-11)

**Sec. 86-352. Deadline for registration after acquisition.**

Upon the acquisition of a new or used bicycle, by gift, purchase, trade or in any other manner, the owner must register said bicycle as prescribed in this division within ten days of such acquisition.

(Code 1976, § 4.7-12)

**Sec. 86-353. Who must register.**

If the owner of any bicycle is under the age of 18, the parent, legal guardian or any person over the age of 18 having legal custody of the owner shall have the bicycle registered as provided in this division in his name as parent, legal guardian or custodian of the owner. Upon the owner's reaching the age of 18 years, the owner shall make application to the city treasurer's office for a new registration.

(Code 1976, § 4.7-13)

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### **Sec. 86-354. Application.**

The registration of bicycles, as required in section 86-351, shall be on written application made to the city treasurer's office, upon forms prescribed by that office. Upon proper application and payment of the registration fee as prescribed in this division, the city treasurer shall issue to the applicant a registration card and a license decal as prescribed by that office.

(Code 1976, § 4.7-14)

### **Sec. 86-355. Fees.**

When a bicycle is registered as prescribed in this division, there shall be paid the sum established by the city council and on file in the city clerk's office. When ownership of a bicycle is transferred as prescribed in this division, there shall be paid the sum established by the city council and on file in the city clerk's office. When a replacement license decal is issued as prescribed in this division, there shall be paid the sum established by the city council and on file in the city clerk's office. All such fees shall be paid to the city treasurer.

(Code 1976, § 4.7-15)

### **Sec. 86-356. Attaching license decal.**

The license issued in registration as prescribed in this division shall be securely affixed in a conspicuous place on that part of the bicycle frame into which the seat post is fitted. It shall be unlawful to affix any such decal to any bicycle other than the one for which the decal was issued.

(Code 1976, § 4.7-16)

### **Sec. 86-357. Record of registration.**

The city treasurer and the chief of police shall keep a complete record of all bicycles registered as prescribed in this division, showing:

- (1) The owner's full name, address, phone number, if any, and signature;
- (2) The bicycle's frame number, size, style, make, model, color;
- (3) Registration number;
- (4) Date registered;
- (5) Date and place purchased, if known; and
- (6) Such other information as the city treasurer or chief of police may prescribe in order to fulfill the purpose of this division.

(Code 1976, § 4.7-17)

### **Sec. 86-358. Frame number.**

It shall be unlawful for any person to remove, change, alter or mutilate any bicycle frame number. If at the time of registration it appears that the frame number is illegible, or there is no frame number, the chief of police may cause to be placed a frame number on the bicycle for registration purposes.

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(Code 1976, § 4.7-18)

**Sec. 86-359. Transfer of ownership.**

When title to any bicycle registered under this division shall be transferred to another person outside the registered owner's immediate family, the new owner shall, within ten days of such transfer, report such transfer to the city treasurer's office, make application as prescribed by that office, and pay a fee as prescribed in this division.

(Code 1976, § 4.7-19)

**Sec. 86-360. Lost, mutilated, destroyed, stolen license.**

When any license decal issued under this division is lost, mutilated, destroyed or stolen and cannot be found, upon presentation of the original registration card to the city treasurer's office, that office shall issue another decal and change the registration of that bicycle accordingly. Such issuance shall be upon the payment of a fee prescribed in this division.

(Code 1976, § 4.7-20)

**Sec. 86-361. Unregistered and abandoned bicycles.**

Any bicycle found without a license decal affixed to the frame as prescribed in this division shall be deemed unregistered and if the owner is unknown or cannot be located, shall be deemed abandoned. Any bicycle so unregistered and abandoned shall be taken into custody and impounded by the chief of police or any officer of the department of police.

(Code 1976, § 4.7-21)

**Sec. 86-362. Release from impoundment.**

No abandoned bicycle shall be released or removed from impoundment except upon satisfactory proof of ownership, payment established by the city council and on file in the city clerk's office for storage charges, and the showing of proper registration for the bicycle as prescribed in this division. The storage fee shall be paid to the city treasurer.

(Code 1976, § 4.7-22)

**Sec. 86-363. Sale of impounded bicycles.**

If an abandoned bicycle is not reclaimed as provided in this division within 30 days from the date of impounding, the chief of police shall cause the bicycle to be sold at public auction; all funds realized from such auction shall be paid to the city treasurer, who shall cause all costs of the auction to be paid. The excess funds, if any, shall become a part of the general fund of the city.

(Code 1976, § 4.7-23)

**Secs. 86-364—86-395. Reserved.**

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**Sec. 94-172. 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:

*Director* means the director of the Suffolk Department of Public Works.

*Fleet* means the total number of shared mobility devices.

*Operator* means a private entity that operates a shared mobility device system.

*Permit* means a permit required to operate a shared mobility device system in the city.

*Shared mobility device* means a bicycle, an electric power-assisted bicycle, a motorized skateboard, a motorized scooter as defined in Code of Virginia, § 46.2-100, or any other human-powered device which does not require a driver's license, is designed to allow an operator to sit or stand, has no manufacturer-issued vehicle identification number and permits an individual to move or be moved freely.

*Shared mobility device system* means a system operated by a private entity which provides the general public with shared mobility devices which can be rented on a short-term basis.

( Ord. No. 19-O-128 , 12-18-2019)

**Sec. 94-177. Operating shared mobility devices.**

- (a) The speed limit for all shared mobility devices is no more than 20 miles per hour.
- (b) Shared mobility devices shall be operated in compliance with the laws of the Commonwealth of Virginia.
- (c) The operation of shared mobility devices will be restricted to the areas in the city where bicycles are allowed, unless otherwise restricted by the Code of Virginia or rules and regulations made and adopted by the director.

( Ord. No. 19-O-128 , 12-18-2019)