

## ORDINANCE No.

Amend Code to prohibit the use of skateboards or other similar devices in the neighborhoods surrounding Washington Park (Ordinance; amend Code Section 16.70.410)

### Section 1. Council Finds:

1. On December 27, 2000, the City Council adopted Ordinance No. 175211, prohibiting the use of in-line skates, skateboards, scooters, or other similar devices powered exclusively by human power upon any sidewalk within a specified bounded area;
2. In recent years, skateboard traffic has increased, especially the Washington Park neighborhood as a consequence of its unique position between the Washington Park MAX station and the Goose Hollow MAX station, which allows skateboarders to use the MAX as a shuttle to perform repeated high-speed runs through the neighborhood;
3. Skateboarders use neighborhood streets as a venue for an extreme thrill sport, and not as a means of transportation for which the streets were designed;
4. Many skateboarders who use such streets frequently violate traffic laws by staging races, running stop signs, veering into the oncoming lane, speeding, failing to wear lights and reflectors and/or safety helmets and padding, and failing to yield to pedestrians;

NOW, THEREFORE, the Council directs:

Section 16.70.410 of the City Code is amended as follows:

A. No person may use roller skates, including in-line skates, skateboards, scooters, or other similar devices powered exclusively by human, not including bicycles as defined by Section 16.90.025 of this Code, power upon any sidewalk within the area bounded by and including SW Jefferson, Naito Parkway, NW Hoyt and 13th Avenue. The middle and bisecting sidewalks in the Park Blocks are considered sidewalks for the purposes of this subsection. ~~The penalty for failing to follow the rules of this subsection shall be a maximum fine of \$25.~~

B. No person may use roller skates, including in-line skates, skateboards, scooters, or other similar devices powered exclusively by human power not including bicycles as defined by Section 16.90.025 of this Code, upon any street, roadway or sidewalk on 1. SW 5th or 6th Avenues between SW Lincoln and Burnside; ; and on 2. NW 5th or 6th Avenues between Burnside and Union Station. ~~The penalty for failing to follow the rules of this subsection shall be a maximum fine of \$25.~~

C. No person may use roller skates, including in-line skates, skateboards, scooters, or other similar devices powered exclusively by human power, not including bicycles as defined by Section 16.90.025 of this Code, upon any street, roadway or sidewalk on 1. SW Fairview Boulevard between SW Knights Boulevard and SW Kingston Avenue; 2. SW Kingston Avenue between SW Tichner Drive and the Washington Park entrance; 3. SW Tichner Drive between SW Kingston Avenue and SW Marconi Avenue; 4. SW Marconi Avenue; 5. SW Park Place between SW Marconi Avenue and SW Wright Avenue; 6. SW Lafayette Place; 7. SW Hampshire Street between SW Lafayette Place and SW Champlain Drive; 8. SW Champlain Drive between SW Hampshire Street and SW Rutland Terrace; 9. SW Rutland Terrace; and 10. West Burnside Street from Skyline Boulevard to SW Vista Avenue.

D. ~~€.~~ All persons under 16 years of age shall wear protective headgear when using roller skates, including in-line skates, skateboards, scooters, or other similar devices powered exclusively by human power, not including bicycles as defined by Section 16.90.025 of this Code, upon any street, sidewalk, or bridge. The penalty for failure to wear protective headgear as required in this subsection shall be a maximum fine of \$25.

E. ~~Đ.~~ All persons using roller skates, including in-line skates, skateboards, scooters, or other similar devices powered exclusively by human power, not including bicycles as defined by Section 16.90.025 of this Code, upon any street or sidewalk between the hours of sunset and sunrise must be equipped with and use lighting equipment that shows a white light visible from a distance of at least 500 feet to the front of the device.

F. All persons using roller skates, including in-line skates, skateboards, scooters, or other similar devices powered exclusively by human power, not including bicycles as defined by Section 16.90.025 of this Code, upon any street or sidewalk between the hours of sunset and sunrise must be equipped with and use lighting equipment that has a red reflector or lighting device or material of such size or characteristic and so mounted, carried or worn as to be visible from all distances up to 600 feet to the rear when directly in front of lawful lower beams of headlights on a motor vehicle. The penalty for failing to follow the rules of this subsection shall be a maximum fine of \$25.

G. ~~€.~~ Persons using roller skates, including in-line skates, skateboards, scooters, or other similar devices powered exclusively by human power upon, not including bicycles as defined by Section 16.90.025 of this Code, any street, sidewalk or premises open to the public shall be subject to the provisions applicable to and shall have the same rights and duties as the driver of a bicycle as provided by the Oregon Vehicle Code, except when those provisions by their very nature can have no application. The penalty for failing to follow the rules of this subsection shall be a maximum fine of \$25.

H. The penalty for failing to follow the rules of Subsections A.-G. shall be a minimum fine of \$115.

~~I. F. A copy of a citation issued for violation of this section by persons under 16 years of age shall be mailed to the parents or guardians of the cited person at their home address, if known.~~

~~G. The Portland Police Bureau shall monitor and maintain a record of injuries and deaths attributed to riders of roller skates, including in-line skates, a skateboard, or other similar device in the City of Portland and report their findings annually to City Council. The first report shall be made on or before October 1, 2001.~~

~~H. Before this ordinance takes effect, the Bureau of Transportation shall consult with the OMF Risk Management Division to minimize claims resulting from defects in City streets.~~

~~I. The Council directs Bureau of Transportation staff to meet with members of the Police Bureau's traffic safety division to recommend and designate "preferred skating routes" in the downtown core area as well as throughout the rest of the City. Bureau of Transportation will report these recommendations back to Council by March 1, 2001. Signage and informational materials will be prepared for distribution by April 1, 2001.~~

Passed by Council:  
Commissioner Randy Leonard  
June 21, 2012

LaVonne Griffin-Valade  
Auditor of the City of Portland  
By

Prepared by:  
Trevor Beltz / Stu Oishi

Deputy

~~751~~ 977

See Substitute  
185596

Agenda No.  
**ORDINANCE NO.**  
Title

Amend Code to prohibit the use of skateboards or other similar devices in the neighborhoods surrounding Washington Park (Ordinance; amend Code Section 16.70.410)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Commissioner Leonard</b>	CLERK USE: DATE FILED <u>JUN 22 2012</u>
<b>COMMISSIONER APPROVAL</b>	LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Adams	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	By: <u>Debra Leonard</u> Deputy
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard <u>EL</u>	<b>ACTION TAKEN:</b>
<b>BUREAU APPROVAL</b>	JUN 27 2012 <b>CONTINUED TO</b> SEP 05 2012 9:30 A.M. <u>TIME CERTAIN</u>
Bureau: Water	
Bureau Head:	
Prepared by: Trevor Beltz / Stu Oishi Date Prepared: June 12, 2012	
Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date <b>June 27, 2012</b>	
City Attorney Approval <u>Mark L. L. L.</u>	

AGENDA

**TIME CERTAIN X**  
Start time: 9:30 AM

Total amount of time needed: 45 minutes  
(for presentation, testimony and discussion)

**CONSENT** ☐

**REGULAR** ☐  
Total amount of time needed: \_\_\_\_\_  
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz		
2. Fish	2. Fish		
3. Saltzman	3. Saltzman		
4. Leonard	4. Leonard		
Adams	Adams		