

ORDINANCE NO. 875

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO SKATEBOARD USE ON ROADWAYS, SIDEWALKS AND PARKS, ESTABLISHING THE RULES FOR THE USE OF THE CITY'S SKATE PARK, DESCRIBING VIOLATIONS AND ESTABLISHING PENALTIES, REPEALING THE EXISTING CHAPTER 8.30 AND ADDING A NEW CHAPTER 8.30 TO THE GIG HARBOR MUNICIPAL CODE.

WHEREAS, the City has a new Skate Park and desires to establish the rules for use of the Skate Park; and

WHEREAS, the City previously adopted rules relating to the use of skateboards on roadways and sidewalks, and wishes to clarify and incorporate such rules into general rules for the use of skateboards in the City; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, ORDAINS AS FOLLOWS:

Section 1. Section 8.30.010 of the Gig Harbor Municipal Code is hereby repealed.

Section 2. Section 8.30.020 of the Gig Harbor Municipal Code is hereby repealed.

Section 3. A new chapter 8.30 is hereby added to the Gig Harbor Municipal Code, which shall read as follows:

Chapter 8.30 SKATEBOARDS, SCOOTERS, ROLLER SKATES/IN-LINE SKATES AND THE CITY'S SKATE PARK

8.30.010. Skateboards, Scooters and Roller Skates/In-Line Skates Prohibited in Certain City Streets. No person upon roller skates/in-line skates, or riding in or by means of any coaster, skateboard, scooter or similar device, shall move, go or travel upon the roadway of any arterial street or transit bus route, except while crossing such street at a crosswalk; or engage in any sport, amusement or exercise or play in the roadway of any such street.

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8.30.020. Use of Skateboards, Scooters and Roller Skates/In-line Skates on Sidewalks or Public Paths. Every person using a skateboard, scooter or roller skates/in-line skates upon any sidewalk or public path shall use the same in a careful and prudent manner and at a rate of speed no greater than is reasonable and proper under the conditions existing at the point of operation, taking into account the amount and character of pedestrian traffic, grade and width of sidewalk or public path, and condition of surface, and shall obey all traffic control devices. Every person using a skateboard, scooter or roller skates/blades shall yield the right-of-way to any pedestrian thereon.

8.30.030 Bicycles and Motorized Vehicles Prohibited in Skate Park. The City's Skate Park is designed for use by skate boards, in-line skates and roller skates. No person shall position, use, operate, ride or move a bicycle, motorized vehicle or other similar vehicles on any portion of the concrete surface of the City's Skate Park.

8.30.040 Hours of Use of Skate Park. The City's Skate Park shall be closed from dusk to dawn. No person may ride, operate or move any type of vehicle, including but not limited to skateboards, in-line skates or roller skates in the Skate Park during dusk to dawn.

8.30.050 Alcohol Prohibited in Skate Park. As prohibited by RCW 66.44.100 (adopted by reference in GHMC § 9.04.010), no person may consume liquor in the Skate Park, which is a public place. This section shall be prosecuted as set forth in Chapter 9.04 GHMC.

8.30.060 Penalties. It is unlawful for any person to violate or fail to comply with any of the provisions of this chapter. With the exception of Section 8.30.050, any person who shall have committed a violation of this chapter shall, upon a finding by the municipal court that such a violation has been committed, shall be subject to the civil infraction penalties as set forth in GHMC § 1.16.010.

Section 4. Severability. If any portion of this Ordinance or its application to any person or circumstances is held by a court of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the remainder of the Ordinance or the application of the remainder to other persons or circumstances.

Section 5. Effective Date. This ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor this
26th day of February, 2001.

CITY OF GIG HARBOR

GRETCHEN WILBERT, MAYOR

ATTEST/AUTHENTICATED:

By: _____
MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

By: _____
CAROL A. MORRIS

FILED WITH THE CITY CLERK: 2/7/01
PASSED BY THE CITY COUNCIL: 2/12/01
PUBLISHED: 3/7/01
EFFECTIVE DATE: 3/12/01
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SUMMARY OF ORDINANCE NO. 875

of the City of Gig Harbor, Washington

On February 26, 2001, the City Council of the City of Gig Harbor, Washington, approved Ordinance No.875, the main points of which are summarized by its title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO SKATEBOARD USE ON ROADWAYS, SIDEWALKS AND PARKS, ESTABLISHING THE RULES FOR THE USE OF THE CITY'S SKATE PARK, DESCRIBING VIOLATIONS AND ESTABLISHING PENALTIES, REPEALING THE EXISTING CHAPTER 8.30 AND ADDING A NEW CHAPTER 8.30 TO THE GIG HARBOR MUNICIPAL CODE.

The full text of this Ordinance will be mailed upon request.

APPROVED by the City Council at their meeting of February 26, 2001.

MOLLY TOWSLEE, CITY CLERK