

## CHAPTER 76A

# SKATEBOARDS, SCOOTERS AND ROLLER SKATES

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### 76A.01 DEFINITIONS.

1. "Negligent manner" means the operation of skateboards, coaster scooters, and roller skates on any roadway, sidewalk or publicly owned parking lot, in such a manner as to endanger or be likely to endanger any person or property. Examples of operating in a negligent manner include but are not limited to, failure to obey all traffic control devices, failure to yield right-of-way to pedestrians and/or vehicular traffic.

2. "Operator" means a person who utilizes, controls, rides, or in any manner propels a skateboard, scooter, or roller skates.

3. "Prohibited Downtown District" means the interior area west from 4<sup>th</sup> Street SE and 4<sup>th</sup> Street NE to 2<sup>nd</sup> Street SW, south from 2<sup>nd</sup> Avenue NE and north from 2<sup>nd</sup> Avenue SE and 2<sup>nd</sup> Avenue SW. Additionally, an area bordered west from 2<sup>nd</sup> Street SW and east from 3<sup>rd</sup> Street SW, north from 3<sup>rd</sup> Avenue SW to 1<sup>st</sup> Avenue W. The exception to this prohibited area is the area immediately in front of residential houses.

4. "Roller skate" means a pair of shoes, mounted on wheels and is most often propelled by the user in an upright, standing position or kneeling. For the purposes of this section roller blades or in-line skates are considered to be roller skates.

5. "Scooter" means a device having two wheels and a low footboard, which is steered by a handlebar and is propelled by motor or by pushing one foot against the ground while resting the other on the footboard. This device is most often propelled by the user in an upright position.

6. "Skateboard" means a footboard mounted on wheels and is usually propelled by the user who sometimes stands, sits, kneels, or lies upon the device while it is in motion.

**76A.02 SCOPE OF REGULATION.** These regulations shall apply whenever skateboards and roller skates are operated upon any public street, public property or upon any public path set aside for the exclusive use of

skateboards, scooters, and roller skates, subject to those exceptions stated herein.

**76A.03 TRAFFIC CODE APPLIES.** Any person riding a skateboard, scooter, or roller skates upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by laws of the State declaring rules of the road applicable to vehicles or by the traffic code of the City applicable to the driver of a vehicle, except as to those provisions which by their nature can have no application. Whenever such person dismounts a skateboard, scooter, or roller skates, the person shall be subject to all regulations applicable to pedestrians.

**76A.04 TRAFFIC CONTROL DEVICES.** Any person operating a skateboard, scooter, and roller skates shall obey the instructions of official traffic control signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a Police Officer.

**76A.05 EMERGING FROM ALLEY OR DRIVEWAY.** The operator of a skateboard, scooter, and roller skates emerging from an alley, driveway or building shall, upon approaching a sidewalk or the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on said sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on said roadway.

**76A.06 CLINGING TO VEHICLES.** It is unlawful for any person traveling upon any skateboard, scooter, or roller skates to cling to or attach themselves or their device to any moving vehicle upon any roadway.

**76A.07 PROHIBITED AREAS.** It shall be unlawful for any person to:

1. Operate or ride any skateboards, coaster scooters, and roller skates upon any streets, alleys, sidewalks, or publicly owned parking lot within the boundaries of the prohibited downtown district.
2. The Police Chief is hereby authorized to designate and post signs in areas where skateboards, scooters or roller skates are prohibited on sidewalks. No person shall ride a skateboard, scooter or roller skate in such area.

**76A.08 VIOLATION PENALTY.** Any person violating any provision of this chapter shall be guilty of a municipal infraction.

**76A.09 SPECIAL PENALTY.** Any person violating the provisions of this chapter may, in lieu of the scheduled fine for skateboards, coaster scooters, and roller skates or standard penalty provided for violations of the Code of

Ordinances, allow the person's skateboards, coaster scooters, and roller skates to be impounded by the City of Dyersville for not less than five (5) days for the first offense, ten (10) days for a second offense and thirty (30) days for a third and subsequent offense.

*(Ch. 76A – Ord. 714 – Jun. 05 Supp.)*

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