

CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM

2016 AUG 17 PM 5:30

Department: City Manager's Office

Agenda Date: August 23, 2016
September 6, 2016

Contact Person: Dionne Mack, City Manager's Office, 212-1017

Districts Affected: ALL

Subject:

AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC)—CHAPTER 12.80 (MISCELLANEOUS TRAFFIC REGULATIONS)—SECTION 12.80.030 (COASTERS, ROLLER SKATES, AND SIMILAR DEVICES—USE RESTRICTIONS) TO PERMIT THE USE OF ROLLER DEVICES AND TO PROHIBIT THE USE OF SAID DEVICES ON SURFACES NOT INTENDED FOR PEDESTRIANS OR VEHICULAR TRAFFIC. THE PENALTY BEING AS PROVIDED IN SECTION 1.08.010 OF THE EL PASO CITY CODE.

Background / Discussion:

The current ordinance regulates use of coasters, roller skates and similar devices specific to the Civic Center Plaza and the Arts Festival Plaza. The proposed additions include language specific to protect of public property. Changes would be applicable citywide.

SELECTION SUMMARY:

N/A

PRIOR COUNCIL ACTION

The current ordinance was adopted by City Council in 1998.

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

*****Required Authorization*****

Legal: (if required) _____ **Finance:** (if required) _____

Department Head: _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC)—CHAPTER 12.80 (MISCELLANEOUS TRAFFIC REGULATIONS)—SECTION 12.80.030 (COASTERS, ROLLER SKATES, AND SIMILAR DEVICES—USE RESTRICTIONS) TO PERMIT THE USE OF ROLLER DEVICES AND TO PROHIBIT THE USE OF SAID DEVICES ON SURFACES NOT INTENDED FOR PEDESTRIAN OR VEHICULAR TRAFFIC. THE PENALTY BEING AS PROVIDED IN SECTION 1.08.010 OF THE EL PASO CITY CODE.

WHEREAS, the current ordinance regulating use of coasters, roller skates and similar devices is specific to the Civic Center Plaza and the Arts Festival Plaza;

WHEREAS, expanding the applicability of the ordinance to include prohibition from riding on surfaces not intended for pedestrian or vehicular traffic is necessary in order to protect the safety of the community and public property; and

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

Section 1: Title 12 (Vehicles and Traffic) be amended as follows:

12.80.30 - Coasters, roller skates and similar devices—Use restrictions.

- A. No person upon roller skates, skateboard, or riding in or by means of any coaster, toy vehicle, razor scooters, or similar roller devices, shall go upon any roadway, except while crossing a street on a crosswalk, subject to the duties applicable to pedestrians, and in compliance with all laws that apply to pedestrians.
- B. Any person may ride any roller device including, but not limited to, the sidewalks, public rights-of-way, parking lots, walkways and ramps, provided that such device is ridden when used to provide transportation and with due regard to the safety of pedestrians. When in close proximity to pedestrians, riders must yield to or stop for pedestrians, and walk and carry, or otherwise maintain possession of, the devices without using them for transportation purposes.
- C. Riders are specifically prohibited from riding, or attempting to ride, the devices on any structure or surface not intended for pedestrian or vehicular traffic. Riders of said devices are prohibited from riding or attempting to ride on handrails, guardrails, planters, decorative structures, fountains, walls, windows, buildings, or any other structure or surface that is not intended for pedestrian or vehicular traffic.

D. This section shall not apply to any person using roller skates, skateboards, or riding in or by means of any coaster, toy vehicle, or similar device with the permission of the property owner.

E. Any person violating any provision of this section shall be deemed guilty of a Class C misdemeanor and shall be punished in accordance with Chapter 1.08 of the code.

Section 2: Except as herein amended, Title 12 (Vehicles and Traffic) shall remain in full force and effect.

ADOPTED this _____ day of _____, 2016.


CITY OF EL PASO

Oscar Leeser
Mayor


ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:


Oscar G. Gabaldón, Jr.
Assistant City Attorney

APPROVED AS TO CONTENT:


Dionne Mack
Director
Quality of Life