

ORDINANCE NO. _____

AN ORDINANCE of the City of Port Angeles, Washington amending portions of Chapter 10.24 of the Port Angeles Municipal Code relating to Motorized Foot Scooters and Similar Devices.

THE CITY COUNCIL OF THE CITY OF PORT ANGELES DO HEREBY ORDAIN
AS FOLLOWS:

Section 1. Ordinance 3172 as amended, and Chapter 10.40 of the Port Angeles Municipal Code are hereby amended by amending sections of Chapter 10.40 as follows:

10.24.010 Definitions.

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E. *"Rules of the road"* means all rules applicable to vehicle or pedestrian traffic as set forth in state statute, rule, or regulation. For purposes of this ordinance, "Rules of the road" includes but is not limited to Chapter 10.16 PAMC; RCW 46.61.710, 715; and RCW 46.20.500.

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G. The regulations of this chapter shall not apply to any vehicle used to perform official business of the City or used by a disabled person as defined by RCW 46.16.381.

10.24.020 Areas of operation.

It is unlawful for any person to operate a motorized foot scooter or other motorized wheeled recreation device:

- A. On any City street unless such person is 16 years of age or older;
- B. On any City street with a maximum speed limit above ~~25~~30 miles per hour;
- C. On any City property that is not a City street;
- D. Upon any ~~bicycle, recreational, hiking, or equestrian~~ path or trail designated for use only by pedestrians;
- E. Upon any sidewalk, except as may be necessary to enter or leave adjacent property;

F. ~~— In any park;~~

G. On any posted private or public property;

H. While on the public streets, rights-of-ways, or alleys of the City of Port Angeles without wearing a properly fitted helmet.

10.24.030 Rules of operation.

A. It is unlawful for any person to operate a motorized foot scooter or other wheeled recreation device:

1. With a passenger in addition to the operator;

2. Between the time of sunset to sunrise; provided, however, that a motorized foot scooter may be operated between the hours of sunset and sunrise, except the hours of midnight to 4:00 A.M., if it is equipped with a headlight and taillight and both lights are lit.

3. While under the influence of intoxicating liquor, cannabis, or any drug. For purposes of this paragraph, “under the influence” has the same meaning as it does in RCW 46.61.506.

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Section 2. - Corrections. The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of the scrivener’s/clerical errors, references to other local, state, or federal laws, codes, rules or regulations, or ordinance numbering, section/subsection numbers and any references thereto.

Section 3. - Severability. If any provisions of this Ordinance, or its application to any person or circumstances, are held invalid, the remainder of the Ordinance, or application of the provisions of the Ordinance to other persons or circumstances, is not affected.

Section 4. - Effective Date. This Ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED by the City Council of the City of Port Angeles at a regular meeting of said Council held on the _____ day of _____, 2022.

Kate Dexter, Mayor

APPROVED AS TO FORM:

William E. Bloor, City Attorney

| ATTEST:

Kari Martinez-Bailey, City Clerk