

BOROUGH LIMITING THE USE OF SKATEBOARDS IN THE BOROUGH

BE IT, AND IT IS HEREBY ORDAINED, by the Borough Council as follows:

Section 1. Skateboard defined. A vehicle propelled by human power and gravity consisting of material or portion of material formed in thin firm sheet with wheels attached to the underside.

Section 2. Prohibited locations. It shall be unlawful for any person to engage in skateboarding or ride upon, or propel any skateboard upon the following streets and sidewalks within the Borough:

- A. 29th Street and the sidewalk along 29th Street.
- B. Main Street and the sidewalks along Main Street.

Section 3. Prohibited times. It shall be unlawful for any person to engage in skateboarding or ride upon, or propel any skateboard upon any public thoroughfare, street, sidewalk and municipal lot in the Borough:

- A. Between sunset and sunrise on any day
- B. At any other time when, due to insufficient light, or unfavorable atmospheric conditions, persons are not clearly discernible from a distance of 100 feet.

Section 4. Obedience of persons engaged in skateboarding to traffic-control devices and regulations.

- A. A person engaged in skateboarding shall obey the instructions of a police officer or other appropriately attired person authorized to direct, control or regulate traffic.
- B. A person engaged in skateboarding shall obey traffic and pedestrian control signals as provided under Pa. Motor Vehicle Code, Sections 3112 (relating to traffic-control signals) and Section 3111 (relating to pedestrian control signals).

Section 5. Right-of-way to Pedestrians. The person engaged in skateboarding shall yield the right-of-way to any pedestrian and may not overtake or pass a pedestrian while riding upon or propelling the skateboard. The operator of such skateboard shall dismount from the skateboard and shall pass or overtake pedestrian on foot, or wait until the pedestrian passes, prior to remounting the skateboard.

Section 6. Right-of-way to Motor Vehicles. No person engaged in skateboarding shall suddenly leave a curb, sidewalk, berm or street or any other place of safety and ride upon or propel any skateboard into or toward the path of a vehicle which is so close as to constitute a hazard. Where there are no pedacycle lanes, persons engaged upon skateboarding upon a roadway shall ride as near to the right of the roadway as practical, exercising due care when passing a standing vehicle or one proceeding in the same direction.

Section 7. Ramps and Devices. No person shall place a ramp, half-pipe or other structure used for skateboarding in a public thoroughfare, street, upon a sidewalk or municipal parking lot within the Borough.

Section 8. Violations and penalties. Any person, who shall violate any of the provisions of this Ordinance shall, upon conviction thereof:

- A. First offense. The skateboard used in violation of this resolution shall be impounded by the Police Department of the Borough for a period not exceeding fifteen (15) days. If the person violating the Ordinance is a minor, in addition to the confiscation of the skateboard as aforementioned, the Borough Police shall notify the parents, guardian, or other person having legal custody of said minor of the violation of this Ordinance and the impounding of the skateboard. In addition, said individual shall be provided with a copy of this Ordinance.

- B. Second and/or subsequent offense. The skateboard of any person violating the provisions of this Ordinance for the second and/or subsequent time shall be impounded by the police Department of the Borough for a period not exceeding thirty (30) days and said person shall, upon conviction, be sentenced to pay a fine of \$15.00 and costs. In the event said person is a minor, the skateboard of said minor shall be impounded by the police Department of the Borough for a period not exceeding thirty (30) days and the parent, guardian, or other person having legal custody of said minor shall be, upon conviction, be sentenced to pay a fine of \$15.00 and costs.

This is a sample ordinance. We suggest that it be modified, as appropriate, to fit the needs of your borough. We also suggest that all proposed ordinances be reviewed by your solicitor. Although these are samples of ordinances which have been adopted by other municipalities, the Association cannot assume responsibility for ensuring their legality. We are pleased to provide this service free of charge to our members. If we can be of further assistance, please do not hesitate to contact us: **PENNSYLVANIA STATE ASSOCIATION OF BOROUGHES**, 2941 North Front Street, Harrisburg, PA 17110. 717-236-9526.