

**LOGANVILLE BOROUGH
YORK COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2007-1

**AN ORDINANCE LIMITING THE USE OF SKATEBOARDS, ROLLERBLADES,
KICK SCOOTERS AND MOTORIZED SCOOTERS IN LOGANVILLE BOROUGH**

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

SECTION 1. Definitions. As used in this Ordinance, the following terms shall have the meanings set forth herein:

BOROUGH – Loganville Borough, York County, Pennsylvania.

KICK SCOOTER – a vehicle consisting of a footboard mounted on two wheels and a long steering handle, propelled by resting one foot on the footboard and pushing the other against the ground.

MOTORIZED SCOOTER – a vehicle consisting of a footboard mounted on two wheels and a long steering handle, propelled by a small motor. This vehicle is considered a Motor Vehicle under the Pennsylvania Vehicle Code and shall be subject to regulations governing motor vehicles.

PRIVATE PROPERTY - any property held by private interests which is used primarily for business, commercial, retail, office space, business park, religious, multifamily or recreational purposes. This shall also include the sidewalks contained within the private property, parking lots, alleys and parking facilities for these Private Property areas.

PUBLIC PROPERTY - any property owned or maintained by the Borough of Loganville or any other public entity or public utility within the police power jurisdictional boundaries of the Borough of Loganville.

ROLLER BLADES or ROLLER SKATES - any footwear, or device which may be attached to the foot or footwear, to which wheels are attached, including wheels that are in line and where such wheels may be used to aid the wearer in moving or propulsion.

SKATEBOARD - 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 to operate any vehicle, including but not limited to motor vehicles and motorcycles, on or upon any sidewalk or any of

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park grounds, tennis courts, or recreational fields owned or operated by the Borough within the Borough. It shall further be unlawful for any person to engage in skateboarding or ride upon, or propel any Skateboard, Rollerblade, or Kick Scooter upon any of park grounds, tennis courts, or recreational fields owned or operated by the Borough.

SECTION 3. Prohibited Times. It shall be unlawful for any person to engage in skateboarding or ride upon, or propel any Skateboard, Rollerblade, or Kick Scooter 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, rollerblading, or propelling a Kick Scooter to traffic-control devices and regulations.

- A. A person engaged in skateboarding, rollerblading, or propelling a Kick Scooter 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, rollerblading, or propelling a Kick Scooter 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, rollerblading, or propelling a Kick Scooter shall yield the right-of-way to any pedestrian and may not overtake or pass a pedestrian while riding upon or propelling the Skateboard, Rollerblades, or Kick Scooter. 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, rollerblading, or propelling a Kick Scooter shall suddenly leave a curb, sidewalk, berm or street or any other place of safety and ride upon or propel any Skateboard, Rollerblades or Kick Scooter 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, rollerblading, or propelling a Kick Scooter 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, rollerblading or propelling a Kick Scooter 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:

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- A. First offense. The Skateboard, Rollerblades or Kick Scooter used in violation of this Ordinance 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, Rollerblades or Kick Scooter 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, Rollerblades or Kick Scooter. In addition, said individual shall be provided with a copy of this Ordinance.
 - B. Second and/or subsequent offense. The Skateboard, Rollerblades, or Kick Scooter 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, Rollerblades or Kick Scooter 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.

SECTION 9. Motorized Scooter.

- A. A Motorized Scooter that is registered, titled, inspected, and insured may be operated on the on the roadways and highways of Pennsylvania.
- B. A Motorized Scooter that is unregistered, untitled, uninspected and or fails to pass inspection shall only be operated on private property.
- C. Penalties and Violations are set forth in the Pennsylvania Motor Vehicle Code.

SECTION 10. Repealer. All prior ordinances that are inconsistent herewith are hereby repealed to the extent of such inconsistency.

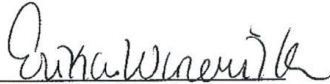
SECTION 11. Severability. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity, shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

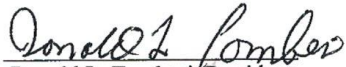
SECTION 12. Effective Date. This ordinance shall take effect 30 days after its adoption.

ENACTED AND ORDAINED this 8th day of January, 2007

ATTEST:

LOGANVILLE BOROUGH
COUNCIL


Erika Winemiller, Secretary

By: 
Ronald L. Tombesi, President

APPROVED this 8th day of January 2007.


Mayor