Meeting Date: 03 /04 /08

ACTION	TYPE OF ITEM
☐ Approved Recommendation	■ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Julie Doi, Deputy City Attorney Agenda Item No. I-1

Reviewed By: City Manager City Attorney Finance SW Other *(Specify)*

DATE: February 25, 2008

TO: City Council

FROM: Julie Doi, Deputy City Attorney
City Attorney's Office

SUBJECT: **Ordinance Regarding Skateboarding, Bicycling, Roller Skating, Inline Skating, or Razor Scooting in Public Parking Lots and on Private Property**

RECOMMENDATION

That City Council approve the first reading by title only and subsequent adoption of an ordinance that repeals and readopts section 7-144 of the Oxnard City Code ("OCC") concerning skateboarding, bicycling, roller skating, inline skating, or razor scooting in public parking lots and on private property.

DISCUSSION

Currently, the City regulates bicycling on public sidewalks if the rider is 12 years of age or older. The City also regulates skateboarding, bicycling, roller skating, inline skating, and razor scooting on private property if the property owner, manager, or person in charge posts signs that such uses are prohibited. The City, however, does not currently regulate these activities in public parking lots where persons engaged in such activities may be injured or may cause injury to another.

The proposed ordinance would regulate skateboarding, bicycling, roller skating, inline skating, and razor scooting in public parking lots and on private property if signs are posted indicating that such uses are prohibited. The proposed ordinance does not prohibit skateboarding, roller skating, inline skating, and razor scooting on public sidewalks.

FINANCIAL IMPACT

The costs of enforcement of this amendment to the OCC will be absorbed in the Fiscal Year 2007-2008 budget of the Oxnard Police Department.

Attachment #1 - Ordinance

ORDINANCE OF THE CITY OF OXNARD

ORDINANCE NO. __

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD REPEALING AND READOPTING SECTION 7-144 OF THE OXNARD CITY CODE CONCERNING SKATEBOARDING, BICYCLING, ROLLER SKATING, INLINE SKATING, OR RAZOR SCOOTING IN PUBLIC PARKING LOTS AND ON PRIVATE PROPERTY

.....

Now, therefore, the City Council of the City of Oxnard does ordain as follows:

Part 1. Section 7-144 of the Oxnard City Code is hereby repealed and readopted to read as follows:

"SEC. 7-144. SKATEBOARDING, BICYCLING, ROLLER SKATING, INLINE SKATING OR RAZOR SCOOTING IN PUBLIC PARKING LOTS AND ON PRIVATE PROPERTY.

(A) The following regulations shall apply to skateboarding, bicycling, roller skating, inline skating, or razor scooting in public parking lots:

(1) No person shall ride, propel or in any manner operate a skateboard, bicycle, roller skates, inline skates, or inline scooter on or over any public parking lot upon which the City has posted signs informing such person that such uses are prohibited.

(2) The prohibitions set forth in this section shall not apply unless and until the City complies with the following:

(a) Provide notice in and about the area where the activity is prohibited, in conspicuously placed locations and in sufficient numbers to adequately notify a person engaging in the prohibited activity;

(b) The notice shall identify in capital letters at least two inches high the activities that are prohibited and shall identify this section of the code.

(B) The following regulations shall apply to skateboarding, bicycling, roller skating, inline skating, or razor scooting on private property:

(1) No person shall ride, propel or in any manner operate a skateboard, bicycle, roller skates, inline skates, or inline scooter on or over any privately owned property upon which the owner, manager, or other person in charge of such private property has posted signs informing such person that such uses are prohibited.

(2) The prohibitions set forth in this section shall not apply unless and until the owner, manager, or person in charge of such private property complies with the following:

(a) Provide notice in and about the area where the activity is prohibited, in conspicuously placed locations and in sufficient numbers to adequately notify a person engaging in the prohibited activity;

(b) The notice shall identify in capital letters at least two inches high the activities that are prohibited and shall identify this section of the code."

Part 2. Within 15 days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation within the city. Ordinance No. ____ was first read on _____, 20__ and finally adopted on _____, 20__ to become effective thirty days thereafter.

AYES:

NOES:

ABSENT:

_____
Dr. Thomas E. Holden, Mayor

ATTEST:

_____
Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Gary Gillig 02-25-08
Gary Gillig, City Attorney

ATTACHMENT NO. 1
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