

BILL NO. 06-09

ORDINANCE NO. 3986

INTRODUCED BY ALDERMAN Nieder

AN ORDINANCE AMENDING THE CITY OF CRESTWOOD'S, MOTOR VEHICLES AND TRAFFIC CODE, CHAPTER 14 OF THE MUNICIPAL CODE BY AMENDING SECTION 14-25, DEFINITION OF "MOTORIZED BICYCLE" AND BY ENACTING A NEW SECTION 14-31, RELATING TO MOTORIZED SKATEBOARDS AND MOTORIZED PLAY VEHICLES

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WHEREAS, the City is authorized to declare and determine appropriate requirements to protect the public with regard to the operation and use of certain devices on public and private sidewalks, streets and roadways, and

WHEREAS, the Board of Aldermen has determined that public safety in the City of Crestwood will be improved by regulating the use and operation of motorized skateboards and motorized play vehicles and, therefore, desires to establish such regulations.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CRESTWOOD, MISSOURI, as follows:

SECTION 1: Chapter 14, Section 14-25 of the Crestwood Municipal Code is hereby amended by deleting the definition of "Motorized bicycle" contained therein and enacting in lieu thereof, the following definition:

"Motorized bicycle," means any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty (30) miles per hour on level ground."

SECTION 2: Chapter 14 of the Crestwood Municipal Code is amended by enacting a new Section 14-31 entitled "Operating Motorized Skateboards and Motorized Play Vehicles; Definitions, Prohibitions; Penalty" to read as follows:

- (a.) Purpose and Intent. It is the purpose and intent of this section to provide for the regulation of Motorized Skateboards and Motorized Play Vehicles in order to protect the safety of pedestrians, bicyclists, motor vehicle

drivers and operators of Motorized Skateboards and Motorized Play Vehicles alike.

(b.) Definitions. In this section, unless the context otherwise requires:

“Motorized Play Vehicle” means a coaster, scooter, any other alternatively fueled device, or other motorized vehicle that is self-propelled by a motor or engine, gas or electric, and which is not otherwise defined in the Crestwood Municipal Code as a “motor vehicle,” “motorcycle,” “motor-tricycle,” or “motorized bicycle.”

“Motorized Skateboard means a self-propelled device that has a motor, gas or electric, a deck on which a person may ride and at least two (2) tandem wheels in contact with the ground, and which is not otherwise defined in the Crestwood Municipal Code as “motor vehicle,” “motorcycle,” “motor-tricycle,” or “motorized bicycle.”

(c.) Prohibited Operation.

- i. No Motorized Skateboard or Motorized Play Vehicle may be operated on any public sidewalk, roadway, or any other part of a highway or on any bikeway, bicycle path or trail, equestrian trail, or shared-use path.
- ii. No Motorized Skateboard or Motorized Play Vehicle may be operated on any private property of another without the written permission of the owner, the person entitled to immediate possession of the property, or the authorized agent of either.
- iii. No person shall operate a Motorized Skateboard or Motorized Play Vehicle on any private property in a manner causing excessive, unnecessary, or offensive noise which disturbs the peace and quiet of any neighborhood or which causes discomfort or annoyance to a reasonable person of normal sensitivity.

(d.) Responsibilities of Parents, Guardians, and Legal Custodians.

- i. The parent, guardian, or legal custodian of any minor shall not authorize or knowingly permit such minor to violate any of the provisions of this section.
- ii. If a fine is imposed upon a minor who is found to be in violation of this section, the parents or legal guardian having custody or control of the minor shall be jointly and severally liable with the minor for payment of the fine, whether or not the parents or guardian knew of, or anticipated, a violation of this section.

(e.) Any violation of this section is punishable as an ordinance violation pursuant to Section 1-6 of the Crestwood Municipal Code.

SECTION 3: This Ordinance shall be in effect from and after its passage and approval by the Mayor.

PASSED AND SIGNED this 11th day of July, 2006.

/S/ Roy Robinson  
Mayor

ATTEST:

/S/ Kimberly D. Cottle  
City Clerk

APPROVED this 11th day of July, 2006.

/S/ Roy Robinson  
Mayor