

ORDINANCE NO. _____

AN ORDINANCE CONCERNING THE DEFINITION OF MOTORIZED TRANSPORTATION DEVICE, OPERATING BICYCLES AND SKATEBOARDS ON SIDEWALKS AND AMENDING SECTIONS 5.010, 5.160, 5.400, AND 5.450 OF THE EUGENE CODE, 1971.

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. Section 5.010 of the Eugene Code, 1971, is amended by revising the definition of “Motorized transportation device” to provide as follows:

5.010 **Definitions.** In addition to those definitions contained in ORS Chapters 801 to 825, and Chapter 153, the following words or phrases, except where the context clearly indicates a different meaning shall mean:

Motorized transportation device. *Except for an electric assisted bicycle, [A]any vehicle that is not propelled exclusively by human power, including but not limited to [~~an electric assisted bicycle (when not being operated by human propulsion)~~], an electric personal assistive mobility device, a moped, a motor assisted scooter, a motor vehicle, a motorcycle, a motorized skateboard, any similar vehicle that operates without human propulsion.*

Section 2. Section 5.160 of the Eugene Code, 1971, is amended to provide as follows:

5.160 **Unlawful Use of Motorized Transportation Device.**

- (1) No motorized transportation device may be operated on any city owned off-street bicycle or pedestrian path or trail, unless exempt. A motorized transportation device is exempt from this provision if it is used as a mobility aid by a person with a mobility impairment, used by a person with express permission from the City, or used by a City employee or agent in the course of City business.
- (2) No person shall operate a motorized transportation device 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.
- (3) *In addition to the prohibition in subsection (1) of this section, no person may operate an electric assisted bicycle (when not being operated by human propulsion) on any city owned off-street bicycle or pedestrian path or trail located within the East Alton Baker Plan boundary.*

Section 3. Subsection (1) of Section 5.400 of the Eugene Code, 1971, is amended to provide as follows:

5.400 Operating Rules.

- (1) No person may ride a bicycle on a sidewalk in that area bounded by the ~~[outer limits of Charnelton Street on the west, 6th Avenue on the north, Pearl Street on the east, and 11th Avenue on the south]~~ ***eastern sidewalk along Lincoln Street between 8th and 13th Avenues, the northern sidewalk along 8th Avenue between Lincoln and Pearl Streets, on either side of Willamette Street between 7th and 8th Avenues, the eastern sidewalk along Pearl Street between 8th and 13th Avenues, on either side of Broadway between Pearl and High Streets, and on the northern sidewalk along 13th Avenue between Pearl and Lincoln Streets.***

Section 4. Subsection (2) of Section 5.450 of the Eugene Code, 1971, is amended to provide as follows:

5.450 Skateboards.

- (2) No person shall ride a skateboard:
- (a) On any sidewalk within the area bounded by the ~~[western sidewalk along Charnelton Street between 8th Avenue and 11th Avenue, the northern sidewalk along 8th Avenue from Oak Street to Charnelton Street, the eastern sidewalk along Oak Street between 8th and 11th Avenues, and the southern sidewalk along 11th Avenue between Oak and Charnelton Streets, or on either side of Willamette Street between 8th and 7th Avenues, or in the area between the Eugene Conference Center and the Hult Center]~~ ***eastern sidewalk along Lincoln Street between 8th and 13th Avenues, the northern sidewalk along 8th Avenue between Lincoln and Pearl Streets, on either side of Willamette Street between 7th and 8th Avenues, the eastern sidewalk along Pearl Street between 8th and 13th Avenues, on either side of Broadway between Pearl and High Streets, and on the northern sidewalk along 13th Avenue between Pearl and Lincoln Streets.***
 - (b) In any multi-level parking facility within the city.
 - (c) Within ten feet of any major bus transfer station.
 - (d) In the portion of a street designated for automobile traffic, except when crossing a street in a crosswalk or at a right angle.
 - (e) On Alder Street, including the sidewalks thereof, between and including the southern sidewalk of East 12th Avenue and the

northern sidewalk of East 14th Avenue, nor on East 13th Avenue, including the sidewalks thereof, between and including the eastern sidewalk of Pearl Street and the eastern sidewalk of Kincaid Street.

Section 5. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein, or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

Passed by the City Council this

___ day of July, 2014

Approved by the Mayor this

___ day of _____, 2014

City Recorder

Mayor