

ORDINANCE NO. 2399

AN ORDINANCE adding a new Chapter 10.25 to the Camas Municipal Code by adopting regulations for the operation of motorized foot scooters.

WHEREAS, the City Council of the City of Camas desires to regulate the use of motorized foot scooters to enhance the health, safety and welfare of its citizens; and

WHEREAS, the City Council of the City of Camas finds that providing the rules as to the proper operation of motorized foot scooters would increase the health, safety and welfare of its citizens; and

WHEREAS, the City Council of the City of Camas finds that providing minimum requirements as to motorized foot scooter lighting and other equipment would increase the health, safety and welfare of its citizens; and

WHEREAS, the City Council of the City of Camas understands that the majority of motorized foot scooter use is by the City's youth and finds that the rules promulgated herein will induce a collaborative effort between City enforcement officials and concerned parents by setting forth minimum safety standards which parents can use in educating their children;

NOW, THEREFORE, THE CITY COUNCIL OF CAMAS, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section I

That a new section is hereby added to the Camas Municipal Code, to be known as Section 10.25.010, which shall read as follows:

Section 10.25.010 - Motorized Foot Scooters - defined

"Motorized foot scooter" means a device with no more than two ten-inch or smaller diameter wheels that has handlebars, is designated to be stood or sat upon by the operator, and is powered by an internal combustion engine or electric motor that is capable of propelling the device with or without human propulsion. A motor-driven cycle, a moped, an electric assisted bicycle, or a motorcycle is not a motorized foot scooter. (Statutory reference: RCW 46.04.336)

Section II

That a new section is hereby added to the Camas Municipal Code, to be known as Section 10.25.020, which shall read as follows:

Section 10.25.020 - Motorized Foot Scooters - general requirements and operation

- A. No person may operate a motorized foot scooter on a city street unless such person is fourteen years of age or older.

- B. It is unlawful for any person to use or operate a motorized foot scooter upon any sidewalk, park or public trail within the City of Camas.
- C. Every motorized foot scooter when in use during the hours of darkness as defined in RCW 46.37.020 shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least five hundred feet to the front and with a red reflector on the rear of a type approved by the state patrol which shall be visible from all distances up to six hundred feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred feet to the rear may be used in addition to the red reflector. A light-emitting diode flashing taillight visible from a distance of five hundred feet to the rear may also be used in addition to the red reflector.
- D. Operation of a motorized foot scooter without a muffling device in good working order and in constant operation to prevent excessive or unusual noise as prescribed in Camas Municipal Code 9.32.050(D), or operation with a modified muffling device is unlawful.
- E. It is unlawful to operate a motorized foot scooter on a city street with a speed limit in excess of twenty-five miles per hour unless the motorized foot scooter is operated within a designated bicycle lane.
- F. It is unlawful to operate a motorized foot scooter in the Central Business District of the City of Camas, as defined per CMC 10.24.010.

Section III

That a new section is hereby added to the Camas Municipal Code, to be known as Section 10.25.030, which shall read as follows:

Section 10.25.030 - Helmet and Shoes Required - defined

- A. Any person operating a motorized foot scooter or riding as a passenger upon a motorized foot scooter on any public area in the City of Camas shall wear an approved helmet designated for safety and shall have either the neck or chin strap of the helmet fastened securely while the motorized scooter is in motion.
- B. "Helmet" means a protective covering for the head consisting of a hard outer shell, padding adjacent to and inside the outer shell, and a neck or chin strap type retention system, with a label required by the Federal Consumer Products Safety Commission as adopted by the Code of Federal Regulations 16CFR1203.
- C. It is unlawful to operate a motorized foot scooter while barefoot or wearing any "sandal", "thong", or "flip-flop."

Section IV

That a new section is hereby added to the Camas Municipal Code, to be known as Section 10.25.040, which shall read as follows:

Section 10.25.040 - Traffic laws apply to persons operating motorized foot scooter.

Every person riding a motorized foot scooter upon a city street shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle pursuant to RCW Chapter 46.61, except special regulations in RCW 46.61.750 through 46.61.780 shall apply to persons operating a motorized foot scooter as to those provisions of

Chapter 46.61, which by their nature can have no application.

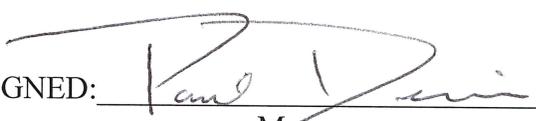
Section V

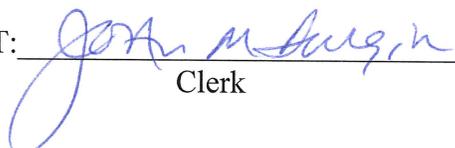
That a new section is hereby added to the Camas Municipal Code, to be known as Section 10.25.050, which shall read as follows:

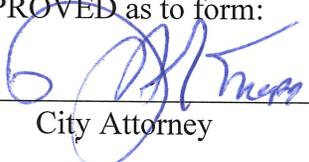
Section 10.25.050 - Penalty

- A. Violation of any provision of this chapter is deemed a traffic infraction for which a notice of infraction may be issued. Any person found to have committed an infraction under this chapter shall be assessed a monetary penalty not to exceed two hundred fifty dollars.

PASSED by the Council and APPROVED by the Mayor this 14th day of February, 2005.

SIGNED: 
Mayor

ATTEST: 
Clerk

APPROVED as to form:

City Attorney