



COUNCIL ORDINANCE NO. 20538

COUNCIL BILL 5123

**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.**

ADOPTED: July 28, 2014

SIGNED: July 29, 2014

PASSED: 7:1

REJECTED:

OPPOSED: Taylor

ABSENT:

EFFECTIVE: August 29, 2014



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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, any vehicle that is not propelled exclusively by human power, including but not limited to, 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 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 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

28th day of July, 2014

Beth Louest
City Recorder

Approved by the Mayor this

29 day of July, 2014

Kitty Percy
Mayor