



**RCA
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 22
AGENDA DATE: Thu 12/16/2004
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SUBJECT: Approve an ordinance amending Section 12-1-32 (Use of Skates and Toy Vehicles on Roadway or Sidewalk) of the City Code relating to the use of skates, skateboards, and toy vehicles or other similar devices at the new City Hall and creating an offense.

AMOUNT & SOURCE OF FUNDING: N/A

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

**REQUESTING Police
DEPARTMENT:**

**DIRECTOR'S
AUTHORIZATION:**

FOR MORE INFORMATION CONTACT:

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: N/A

PURCHASING: N/A

MBE / WBE: N/A

Approval of this ordinance would extend the current City Code provision that prohibits riding skateboards and skates in certain downtown areas to apply to the block containing the new City Hall. The ordinance would prohibit using skates or skateboards or similar devices on the architectural features, sidewalk or other area designed for pedestrian traffic.

The purpose of the ordinance is to protect the new City Hall from further damage. A violation of the City Code, including this provision, is a Class C misdemeanor subject to a fine of up to \$500.

ORDINANCE NO. 041216-

AN ORDINANCE AMENDING SECTION 12-1-32 OF THE CITY CODE RELATING TO THE USE OF SKATES, SKATEBOARDS, AND TOY VEHICLES; CREATING AN OFFENSE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Section 12-1-32 of the City Code is amended to amend the title and add a new Subsection (C) to read:

§ 12-1-32 USE OF SKATES, SKATEBOARDS, AND TOY VEHICLES ON PUBLIC RIGHT-OF-WAY OR PROPERTY [~~ROADWAY OR SIDEWALK~~].

(A) A person may not use skates or a toy vehicle on a public street except to cross a street at a crosswalk.

(B) A person may not skate, or ride a skateboard, toy vehicle, or similar device on a sidewalk or other area designated for pedestrian traffic in the following areas:

- (1) Sixth Street (East) in blocks 100 through 700 inclusive;
- (2) Sixth Street (West) in blocks 100 through 1200 inclusive;
- (3) Guadalupe Street in blocks 1900 through 2800 inclusive; and
- (4) Congress Avenue in blocks 100 to 1000 inclusive.

(C) A person may not skate, or ride a skateboard, toy vehicle, or similar device on an architectural feature, sidewalk, or other area designated for pedestrian traffic in the area bounded by Cesar Chavez Street on the South, Lavaca Street on the East, Second Street on the North, and Guadalupe Street on the West.

PART 2. The council finds that the need to preserve the unique structural features of the new City Hall constitutes an emergency. Because of this emergency, this ordinance takes effect immediately on its passage for the immediate preservation of public peace, health and safety.

PASSED AND APPROVED

_____, 2004

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Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Brown
City Clerk