

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5758

AN ORDINANCE regulating motorized foot scooters by establishing an operator age restriction of 14 years or older, restricting operation to hours of daylight, limiting location of operation to public streets with a marked speed limit of 25 mph or less, requiring a safety helmet, and creating a new Section 11.48.210 to Title 11, Chapter 48 of the Bellevue City Code.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. A new Section 11.48.210 is hereby added to the Bellevue City Code as follows:

A. Definitions.

1. "Motorized Foot Scooter" means a device with no more than two ten-inch or smaller diameter wheels that has handlebars, is designed 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.

B. Regulations and Restrictions.

1. In addition to any regulations or restrictions imposed under state law, the use of motorized foot scooters with the City of Bellevue must comply with the following regulations and restrictions:

a. Motorized foot scooters may not be used on sidewalks or within city parks or unauthorized trail systems.

b. Motorized foot scooters may not be used on public rights of way with speed limits greater than 25 miles per hour.

c. No motorized foot scooter shall be operated between the hours of 1/2 hour after sunset and 1/2 hour before sunrise.

d. The operator of a motorized foot scooter must be at least 14 years old to use a motorized foot scooter upon allowed public rights of way.

e. Any person operating a motorized foot scooter upon any public area in the City of Bellevue shall wear an approved helmet designed for safety and shall have either a neck or chin strap of the helmet fastened securely while the motorized foot scooter is in motion.

f. Operation of a scooter shall be limited to one rider.

2. Any person operating a motorized foot scooter shall obey all rules of the road applicable to vehicle traffic, as well as the instructions of official traffic-control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.

3. No motorized foot scooter shall be ridden in a negligent or unsafe manner but shall be operated with reasonable regard for the safety of the operator and other persons.

C. Penalty for Violation.

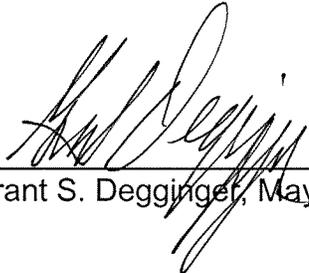
1. A violation of any provision of this chapter is a traffic infraction punishable by the imposition of a monetary penalty of not more than \$250.00, exclusive of statutory assessments, PROVIDED that, conduct that constitutes a criminal traffic offense may be charged as such and is subject to the maximum penalties allowed for such offenses. Community service hours may be imposed in lieu of a monetary penalty.

D. If any one or more sections, subsections or sentences of this ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

Section 2. This ordinance shall take effect and be in force thirty (30) days after passage by the City Council and legal publication.

Passed by the City Council this 6th day of August, 2007 and signed in authentication of its passage this 6th day of August, 2007.

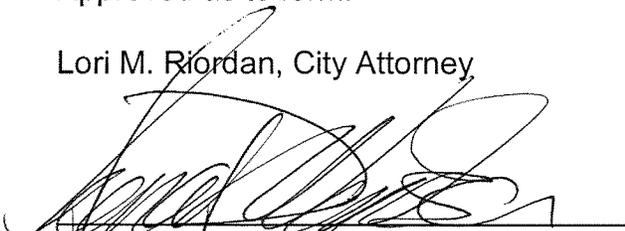
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Grant S. Degginger, Mayor

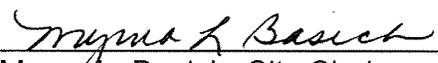
Approved as to form:

Lori M. Riordan, City Attorney



Siona D. Windsor, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

Published August 9, 2007