

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE REGULATION OF MOTORIZED FOOT SCOOTERS AND AMENDING CHAPTER 12.12.

The City Council of the City of Kirkland do ordain as follows:

Section 1. Section 12.12.010 of the Kirkland Municipal Code is hereby amended to read as follows:

12.12.010 Definitions.

Words and phrases defined for the purposes of this chapter shall have the meanings set forth in this section, unless normal construction in context shall clearly indicate to the contrary:

(1) "Skateboard" has its ordinary meaning and includes a board of any material with wheels affixed to the underside, designed to be ridden by a person. For the purposes of this chapter the term "skateboard" shall include the terms "scooter" and "coaster."

(2) "Riding a skateboard" means standing with one or both feet touching the skateboard, crouching, sitting or lying upon the skateboard while it is in motion.

(3) "Scooter" shall have its ordinary meaning and includes a footboard mounted upon or between two or more small wheels and controlled by an upright steering handle.

(4) "Kirkland City Hall" is located at 123 Fifth Avenue, and includes the sidewalks and parking lots that are at the boundaries of the City Hall site.

(5) "Kirkland Plaza of Champions" means that portion of the Lake Plaza parking lot in which recognition plaques are installed and members of the public may view such plaques.

(6) "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.

Section 2. Section 12.12.055 is hereby added to the Kirkland Municipal Code to read as follows:

12.12.055 Motorized Foot Scooters.

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

(1) Motorized foot scooters may not be used on sidewalks or within city parks.

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

(3) Motorized foot scooters in use at any time from a half hour after sunset to a half hour before sunrise 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.

(4) The operator of a motorized foot scooter must be at least 15 years old to use a motorized foot scooter upon allowed public rights of way.

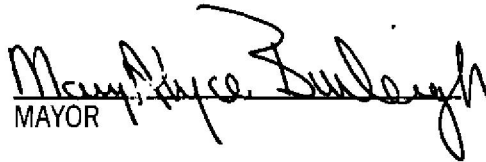
(5) The operator of a motorized foot scooter must wear a helmet that meets or exceeds safety standards for bicycle helmets as currently adopted, or as subsequently revised, by the Consumer Product Safety Commission.

(6) No person shall transport another person on or in tow of a motorized scooter.


Section 3. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this 6th day of July, 2004.

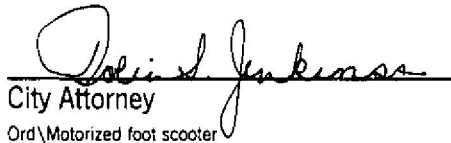
Signed in authentication thereof this 6th day of July, 2004.


MAYOR

Attest:


City Clerk

Approved as to Form:


City Attorney
Ord\Motorized foot scooter