

Ordinance No. 176

**CITY OF CARLTON
Skateboard/Recreational Devices Ordinance**

**AN ORDINANCE REGULATING THE USE OF SKATEBOARDS, ROLLER BLADES, ROLLER
SKATES/SKIES, OR OTHER RECREATIONAL DEVICES WITHIN THE
CITY OF CARLTON**

1. PURPOSE

The purpose of this ordinance is to protect the public health and safety arising out of the use of skateboards, roller blades, roller skates, roller skies, or other recreational devices within the City of Carlton.

2. DEFINITIONS

The following terms as used in this ordination, shall having meanings stated:

- A. "OPERATE" To ride on or upon or control the operation of skateboards, roller blades, roller skates, roller skies, or other recreational devices.
- B. "OPERATOR" Every person who operates or is in actual physical control of skateboards, roller blades, roller skates, roller skies, or other recreational devices.
- C. "Roller blades/roller skates" A shoe with wheels attached or a device with wheels which is designed to be attached to a shoe.
- D. "Skateboard" A device for riding upon, usually standing, consisting of a piece of material mounted on wheels, usually oblong, mounted on wheels.
- E. "Roller Ski" A device for riding upon, usually by standing, consisting of a piece of material mounted on wheels, normally operated in pairs, which simulates cross country skiing.
- F. "Other recreational devices" Any additional devices used as a mode of transportation that are propelled by the operator.

3. OBSERVATION OF RULES OF THE ROAD

Any person who operates skateboards, roller blades, roller skates, roller skies, or other recreational devices on streets, roadways or highways within the city must observe the same rules of the road as required of bicycles pursuant to Minn. Stat. 169.222, Subdivisions 1,2,3,4 and 8.

4. RULE OF OPERATION

It shall be unlawful for any person to operate skateboards, roller blades, roller skates, roller skies, or other recreational devices under the circumstances set forth hereafter:

- A. On real property of another without the prior expressed permission to do so by the owner or lawful occupant of said property; or
- B. Upon a public street, sidewalk, or other roadway from 9:00 o'clock PM to 7:00 o'clock AM; or
- C. In a careless, reckless, or negligent manner so as to cause or likely cause:
 - a) A nuisance; or
 - b) Endanger the safety of the operator or the safety of another or property; or
 - c) Harass another person; or
 - d) Damage the property of another.
- D. In an aggressive manner on public property defined as:
 - a) Jumping onto, over or from any fixture; or
 - b) Performing tricks or acrobatics; or
 - c) Sliding, as opposed to rolling on the wheels, along the surface or edge of any fixture with any part of the skateboard, roller blades, rollers skates, roller skies or other recreational device; or
 - d) Performing any maneuver where the wheels of the skateboard, roller blades, rollers skates, roller skies or other recreational device leave the

ground, except where necessary to navigate a curb in a crosswalk.

- E. On Chestnut Avenue between the east lot line of 317 Chestnut Avenue and the west lot line of the lot(s) occupied by the Four Seasons Recreational Complex.

5. VIOLATIONS

- A. Any person who violates any paragraph, provision or subdivision of this Ordinance shall be cited and punished as a petty misdemeanor.
- B. Additionally, any Peace Officer or other person duly authorized by the City of Carlton who observes any person violating any of the provisions of this ordinance is authorized:
 - a) To give such person a verbal warning, and
 - b) Upon a second offense, to seize the offender's skateboard, roller blades, rollers skates, roller skis or other recreational device and to hold for twenty-four hours from the time of seizure. In case of a minor offender, the article seized shall be returned only to a parent or guardian of such minor offender after twenty four hours have elapsed since the seizure.
 - c) Upon a third offense, the person violating shall be charged with a petty misdemeanor and the offender's skateboard, roller blades, rollers skates, roller skis or other recreational device shall be held until the charge has been resolved by the Court. In a case of a minor offender, the article seized shall be returned only to the parent or guardian of such minor offender.

Any person aggrieved by such seizure may petition the City Council for a release of the recreational device. The City Council may release the device upon showing that the offender is likely to thereafter obey the provisions of this ordinance.

The verbal warning described herein may also be given by an adult citizen of the City of Carlton.

6. DATE OF EFFECT

This Ordinance shall be in full force and effect after its passage and publication. Passage was by the City Council on May 13, 2003.

This ordinance is signed by Mayor Dennis Randelin and attested to by Deputy City Clerk Claudine Van Guilder

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