

Chapter 96

SKATEBOARDS

§ 96-1. Definitions.

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§ 96-3. Responsibility of parent or guardian.

§ 96-4. Notice of violation by minor.

§ 96-5. Presumption of parental knowledge.

§ 96-6. Penalties for offenses; impoundment; fees.

[HISTORY: Adopted by the Board of Trustees of the Village of Champlain 12-10-1990 as L.L. No. 2-1990. Amendments noted where applicable.]

GENERAL REFERENCES

Streets and sidewalks — See Ch. 100.

Vehicles and traffic — See Ch. 111.

§ 96-1. Definitions.

For the purposes of this chapter, the following terms shall have the meanings indicated:

UNMOTORIZED EQUIPMENT — A skateboard, scooter or other type of mechanism mounted on wheels, except a bicycle or a wheelchair which is used by an invalid, which is not classified as a motor vehicle under the Vehicle and Traffic Law of the State of New York.

§ 96-2. Prohibited acts.

No person shall use, operate or ride upon the defined unmotorized equipment on any street, sidewalk or in any public lot or in any place where pedestrians walk within the village limits of the Village of Champlain, New York, except in or on privately owned property with the permission and consent of the owner thereof.

§ 96-3. Responsibility of parent or guardian.

No parent or guardian of a minor under the age of 16 years shall knowingly permit the minor to use, operate or ride upon an unmotorized equipment, as defined herein, in violation of this chapter.

§ 96-4. Notice of violation by minor.

Whenever any minor under the age of 16 years is charged with a violation of this chapter, his or her parent or guardian shall be notified of such violation by the attending peace officer.

§ 96-5. Presumption of parental knowledge.

If, at any time within 30 days following the giving of notice as provided in § 96-4 hereof, the minor to whom said notice relates again violates this chapter, it shall be presumed, in the absence of evidence to the contrary, that the minor did so with the knowledge of his or her parent or guardian.

§ 96-6. Penalties for offenses; impoundment; fees.

- A. Any person or persons violating any provision of this chapter shall be guilty of an offense and shall forfeit and pay a fine of not less than \$25 nor more than \$100 for each and every offense.
- B. Any skateboard operating in violation of this chapter may be immediately impounded. The Village of Champlain shall store such impounded skateboard in a suitable, secure location. No impounded skateboard may be released until all storage costs and fees have been paid. The violator shall be responsible for the payment of all such costs and fees. The per diem storage fee shall be \$5. The impound fee shall be \$10.
- C. Any skateboard not redeemed within 30 days shall become the property of the Village of Champlain, New York.

Chapter 97
SKATES, IN-LINE

§ 97-1. Definitions.

§ 97-3. Precautions.

§ 97-2. Unlawful activities.

§ 97-4. Penalties for offenses.

[HISTORY: Adopted by the Board of Trustees of the Village of Champlain 7-10-1995 as L.L. No. 3-1995. Amendments noted where applicable.]

GENERAL REFERENCES

Loitering — See Ch. 76.
Noise — See Ch. 81.

Skateboards — See Ch. 96.

§ 97-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

IN-LINE SKATES — Shoes, skates or footwear with a single row of roller wheels.

§ 97-2. Unlawful activities.

- A. No person shall use or operate in-line skates upon any public streets (including the entire paved and improved surfaces thereof, including gutter areas, from curb-to-curb, where curbs exist), sidewalks or on any public lands within the Village of Champlain, New York:
- (1) In a careless manner without due caution and circumspection;
 - (2) While endangering, or in any manner to create a risk or danger to, any person or property; or
 - (3) In any manner to impede or interfere with pedestrian or vehicular traffic.
- B. The user of in-line skates upon the permitted areas as stated herein assumes the risks and damages that may occur as a result of the condition of the sidewalks or other area that is legally available for in-line skating within the village limits.

§ 97-3. Precautions.

- A. Every person operating in-line skates shall operate the same in strict observance of Article 34 of the N.Y.S. Vehicle and Traffic Law relating to the operation of bicycles and play vehicles, except as to those provisions which by their nature can have no application.

- B. The operator of in-line skates emerging from an alley, driveway, or building shall, upon approaching a sidewalk, yield the right-of-way to all pedestrians approaching or using the sidewalk.
- C. Whenever any person shall operate in-line skates upon a sidewalk, such person shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing such pedestrian.
- D. No person shall operate in-line skates later than 1/2 hour [30 minutes] after sunset or earlier than 1/2 hour [30 minutes] before sunrise.

§ 97-4. Penalties for offenses.

Any person violating any provision of this chapter shall be guilty of a violation and, upon conviction thereof, shall be subject to a fine not to exceed \$25 for the first offense and not more than \$50 for each offense thereafter.