

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 005-029

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 78 "TRAFFIC AND VEHICLES," OF THE CODE OF ORDINANCES OF THE TOWN OF ADDISON BY AMENDING SECTION 78-204, "SKATEBOARDS, SKATES AND ROLLERBLADES," OF ARTICLE V, "MOTORCYCLES, BICYCLES AND PLAY VEHICLES," TO DELETE SKATES AND ROLLERBLADES FROM THE ORDINANCE AND TO PROHIBIT SKATEBOARDS IN CERTAIN AREAS; PROVIDING A PENALTY NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00); PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the riding or using of skateboards has caused damage to the masonry and stonework located in certain public areas in and around the Town of Addison, Texas (the "Town").

WHEREAS, the City Council desires to protect the masonry and stonework located in certain areas of the Town from being damaged by the riding or using of skateboards because to do so is in the best interests of the Town and of the public health, safety and welfare.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1: That Section 78-204, "Skateboards, Skates and Rollerblades," of Article V, "Motorcycles, Bicycles and Play Vehicles," of Chapter 78, "Traffic and Vehicles," of The Code of Ordinances of the Town of Addison is hereby amended as follows:

Sec. 78-204. Skateboards.

- (a) *Definition.* Skateboard means a narrow board mounted on roller wheels which is propelled by human, gravitational, or mechanical power and may be operated with or without a separate steering mechanism to control the turning of the wheels.
- (b) *Prohibited.* No person shall ride or use any skateboard within 200 feet of, in, or around a public fountain, pavilion, municipal building, or other city-owned structure. This ordinance does not apply to the Les Lacs Linear Park, which is located in and around the Les Lacs subdivision and at 3901 Beltway in Addison, Texas.
- (c) *Enforcement.* Any police officer of the Town of Addison may enforce this Ordinance.

(d) *Penalty.* The penalty for violation of any provision of this section shall be a fine not to exceed the sum of \$500.00.

Section 2. Penalty. That there shall be a penalty of a fine not to exceed the sum of \$500.00 for violating Section 78-204 "Skateboards."

Section 3. Savings. That Chapter 78 "Traffic and Vehicles," of The Code of Ordinances of the Town of Addison shall remain in full force and effect save and except as amended by this ordinance.

Section 4. Severability. That the sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity which remaining portions shall remain in full force and effect.

Section 5. Effective Date. That this ordinance shall become effective from and after its date of passage and publication as may be required by law.

DULY PASSED AND APPROVED by the City Council of the Town of Addison, Texas, this the 9th day of August, 2005.



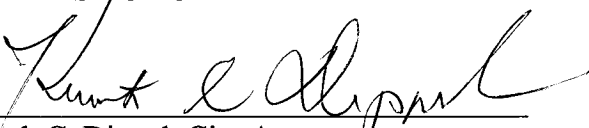
Joe Chow, Mayor

ATTEST:

By: 

Carmen Moran, City Secretary

APPROVED AS TO FORM:

By: 

Kenneth C. Dippel, City Attorney

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9-12-05

