

ORDINANCE NO. 2023-11

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MARINA AMENDING
CHAPTER 12.25 OF TITLE 12 OF THE MUNICIPAL CODE ENTITLED
“SKATE PARK FACILITY RULES AND REGULATIONS”

THE CITY COUNCIL OF THE CITY OF MARINA DOES ORDAIN AS FOLLOWS:

1. Sub-Section 12.25 is amended:

12.25.010 Definitions – to define for the City of Marina:

- a. “Pump Track” to mean the surface that involves a circuit of rollers, banked turns, and features designed to be ridden completely by riders “pumping”-generating momentum by up and down body movement, instead of pedaling or pushing.
- b. “Rider” to mean any individual using a bicycle, tricycle, unicycle, or strider.
- c. “Skater” to mean any individual using a skateboard, scooter, roller blades/in-line skates and skates.
- d. “Strider” to mean a bicycle without pedals that learners propel by pushing their feet against the ground.
- e. “Wheelchair” to mean a chair fitted with wheels for use as a means of transport for a person who is unable to walk as a result of illness, injury, or disability.

12.25.020 Hours – to add Pump Track to existing language.

12.25.030 Vehicles prohibited – to specify that the following vehicles are prohibited to use at the Pump Track: motorized bicycle/BMX bike, motorized unicycle, motorized tricycle, motorized skateboard, motorized scooter, motorized wheelchair or any other motorized device.

12.25.040 Vehicles allowed – to specify that the following vehicles are allowed to be used at the Pump Track: all vehicles classified as bicycles, unicycles, tricycles, strider bikes, skateboards, scooters, roller blades/in-line skates, skates, and wheelchairs that are propelled by human power.

2.25.050 Administrative citations, fines, parent/guardian responsibility and administrative hearing Subsection B – to add Pump Track to existing language.

12.25.060 Skate park facility rules –

a to change the section title from “Skate park facility rules” to “Skate park and pump track facility rules.

b. **12.25.060 Skate park facility rules Subsection 1-** to add Pump Track to existing language.

c. **12.25.060 Skate park facility rules Subsection 2-**to specify all skaters shall wear a helmet, knee pads, and elbow pads at all times when skating. And all riders shall wear a helmet at all times when riding and are strongly encouraged to wear gloves, knee pads and elbow pads.

d. **12.25.060 Skate park facility rules Subsection 3-** to add bicycles, unicycles, tricycles, wheelchairs, and striders to the list of equipment that must be in good working order and safe to operate.

e. **12.25.060 Skate park facility rules Subsection 5-** to add Pump Track to existing language.

f. **12.25.060 Skate park facility rules Subsection 6-**to change skate park facility or skate park's closure to facility's closure to include both the skate park and pump track.

g. **12.25.060 Skate park facility rules Subsection 9, 12, 13, 14, 15, 16, 17, 18, 20, 21, 23, 24-** to add Pump Track to existing language.

12.25.70 Unsupervised venue-Assumption of risk – to change title from Unsupervised skating venue to Unsupervised skating and riding venue. To add pump track to existing language.

To add assumption of risk language specific to the pump track and California Government Code 831.7.

2. Effective Date. This Ordinance shall be in full force and effect thirty (30) days after its final passage and adoption.
3. Posting of Ordinance. Within fifteen (15) calendar days of the adoption of this Ordinance, the City Clerk shall cause it to be posted in three (3) public places designated by Resolution of the City Council.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Marina duly held on the 19th day of September 2023, and was passed and adopted at a regular meeting duly held on the 3rd day of October 2023, by the following roll call vote:

AYES: COUNCIL MEMBERS: Visscher, McCarthy, Biala, Delgado

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: Medina Dirksen

ABSTAIN: COUNCIL MEMBERS: None

Bruce C. Delgado. Mayor

ATTEST:

Anita Sharp, Deputy City Clerk