



CO00012588

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

ORDINANCE NO. 04- 129

RELATING TO THE OPERATION OF MOTORIZED
FOOT SCOOTERS, PRESCRIBING PENALTIES, AND
ADDING A NEW CHAPTER TO TITLE 11
OF THE SNOHOMISH COUNTY CODE

BE IT ORDAINED:

Section 1. A new chapter is added to Title 11 of the Snohomish County Code to read:

Chapter 11.40
MOTORIZED FOOT SCOOTERS

Sections:

- 11.40.010 Definition
- 11.40.020 Operation of motorized foot scooters
- 11.40.030 Parent responsibility
- 11.40.040 Violation – Penalty
- 11.40.050 Severability

11.40.010 Definition.

“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.

11.40.020 Operation of motorized foot scooters.

- (1) It is unlawful for any person to do any of the following:
 - (a) Operate a motorized foot scooter while under the age of sixteen years;
 - (b) Operate a motorized foot scooter on a public roadway having a speed limit greater than twenty-five miles per hour;
 - (c) Operate a motorized foot scooter outside of a marked bicycle lane upon the roadway if one exists;
 - (d) Operate a motorized foot scooter on county owned property, including a county park;
 - (e) Operate a motorized foot scooter on a sidewalk, except as may be necessary to enter or leave property adjacent to the sidewalk;
 - (f) Operate a motorized foot scooter on any public bicycle path or trail or on any public equestrian, hiking, or recreational trail;

- (g) Operate a motorized foot scooter at any time from one-half hour after sunset to one-half hour before sunrise;
 - (h) Operate a motorized foot scooter with a passenger in addition to the operator;
 - (i) Operate a motorized foot scooter in such a manner as to endanger or be likely to endanger any person or property; operation of a motorized foot scooter in excess of a posted speed limit shall be prima facie evidence of operation in a manner likely to endanger any person or property;
 - (j) Operate a motorized foot scooter that is not equipped so that the drive motor is engaged through a switch, lever, or other mechanism that, when released, will cause the drive motor to disengage or cease to function;
 - (k) Operate a motorized foot scooter powered by an internal combustion engine that is not at all times equipped with a muffler in good working order; or
 - (l) Operate a motorized foot scooter without wearing a protective helmet that meets or exceeds the safety standards set by the United States Consumer Product Safety Commission (CPSC). The helmet must be worn over the head and equipped with either a neck or chinstrap that must be fastened securely while the motorized foot scooter is in motion.
- (2) Any person operating a motorized foot scooter upon a public way shall obey all rules of the road as adopted by Title 11 SCC.

11.40.030 Parent Responsibility.

The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter.

11.40.040 Violation – Penalty.

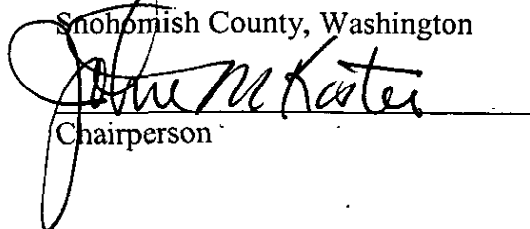
Any person violating any provisions of this chapter shall be deemed to have committed a traffic infraction and shall be punished by the imposition of a monetary penalty not to exceed \$250.00, exclusive of statutory assessments; provided, conduct that constitutes a criminal traffic offense may be charged as such and subject to the maximum penalties allowed for such offenses.

11.40.050 Severability.

If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of the chapter or the application of the provision to other persons or circumstances is not affected.

PASSED this 1st day of December, 2004.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington


Chairperson

ATTEST:

Barbara Sitouat
Clerk of the Council, *Asst.*

- APPROVED
- VETOED
- EMERGENCY

Date: 12/02/04

GARY WEIKEL
Deputy Executive

Gary Weikel
County Executive

ATTEST:

Lythia A. Ringstad

Approved as to form only:

Deputy Prosecuting Attorney

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