

Title 12. Streets, Sidewalks, and Public Places

Chapter 12.29. SKATE PARKS

§ 12.29.010 Purpose and Intent.

The purpose of this chapter is to promote the public peace, health, safety and general welfare of persons in the city by regulating the activity of skateboarding on public property which is accessible to the general public and to establish a skate park for people of all ages to skateboard and roller skate.

§ 12.29.020 Definitions.

"Safety equipment" shall mean a helmet, elbow pads, and kneepads.

"Skateboard" shall mean all wheeled objects, coasters, toys, conveyances, non-electric scooters, or similar devices used for transportation or sport which are propelled by human power and which are not classified as bicycles.

"Skate park" shall mean any public facility that is designed for, and maintained by the city for the purpose of recreational skate use. Skate park does not include any adjacent area that is part of a public park, public right-of-way, or other public area that is specifically designed and used for skateboarding or roller skating activities.

"Roller skates" shall mean any footwear or device which may be attached to the foot or footwear to which wheels are attached and such wheels may be used by the wearer for moving or propulsion, including, but not limited to, in-line skates commonly known as roller blades.

§ 12.29.030 Skate parks.

The city council may designate certain areas as a skate park. They will be designated by city council resolution and shall be posted with all signs currently required by the California Health and Safety Code Section 115800 et seq., or as such statutes may be amended.

All persons using a skate park are required to wear safety equipment. Failure to wear safety equipment shall be deemed to be a violation of this chapter and shall be subject to the penalty set forth in Section 12.29.050.

All skate parks shall have signs posted stating that all persons using the skate park shall wear safety equipment and that failure to do so may result in the issuance of a citation pursuant to Section 12.29.050 of this code.

The hours of operation of all skate parks shall be determined by the Director of Community Services or his/her designee and shall be posted at such skate park.

The city council authorizes the director of community services and the director of public works to change the rules and regulations of the skate park at any time for the daily administration of the park.

§ 12.29.040 Skate park regulations.

It is unlawful for any person to:

- A. Enter, remain in or use any skate park unless that person is wearing safety equipment while skating;
- B. Use any skate park for any activity other than skateboarding, in-line skating or roller skating unless otherwise authorized by a permit issued by the parks or community services directors;
- C. Consume any alcoholic beverage or be in possession of any open container of alcoholic beverage in any

skate park; except that this provision does not apply to any act specifically prohibited or permitted by state law and thereby preempted from local regulation;

- D. Skate, run, stand on, or jump from, or otherwise employ any exterior wall or fence surface of any skate park;
- E. Use or be upon any skate park while wearing any audio headset;
- F. Introduce, employ or use any unauthorized equipment, obstacle or apparatus not specifically permitted by this chapter within any skate park;
- G. Play amplified music in any skate park, or on any public property adjoining any publicly-owned or publicly-operated skate park;
- H. Use of profanity in any skate park;
- I. Graffiti or tagging in any skate park;
- J. Any behavior which is destructive to the skate park, harmful to others, or which interferes with other people's use of the skate park.

§ 12.29.050 Penalty for violations.

A violation of this chapter or any provisions thereof is punishable as provided in Section 12.29.050 of this code as follows:

- A. Violations of this provision is an infraction punishable by:
 - 1. A fine not exceeding fifty dollars for the first violation;
 - 2. A fine not exceeding one hundred dollars for the second violation of the same chapter within one year of a first violation;
 - 3. A fine not exceeding one hundred and seventy-five dollars for each additional violation of the same chapter within one year of a first violation.
- B. Any violation of the provisions of this chapter shall be deemed to be an infraction and punishable as such, notwithstanding the fact that at the discretion of the city or the district attorney, the violation may be filed as a misdemeanor.
- C. Repeat violators of the park rules may be prohibited from using the facility.
- D. Violations of any provisions of this chapter shall constitute a nuisance and may be abated by the city through civil process by means of restraining order, preliminary or permanent injunction or in any other manner provided by law for the abatement of such nuisances.