

Chapter 245

SKATEBOARDS, ROLLER SKATES AND BICYCLES

[HISTORY: Adopted by the Board of Trustees of the Village of Port Byron as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Minors — See Ch. 201.

Parks and recreation — See Ch. 213.

Golf carts — See Ch. 295.

ARTICLE I

Skateboards

[Adopted 7-13-1998 by Ord. No. 98-13-7A (Title 4, Ch. 2, Art. 9, of the 1993 Code)]

§ 245-1. Definitions.

For purposes of this article, the following terms shall have the meanings ascribed to them in this section:

SKATEBOARD — A single platform mounted on wheels which may be propelled solely by human power or by means of a mounted or attached electric motor or gasoline-powered engine.

SKATEBOARDING — The use of a skateboard by any person as a means of transporting or propelling said person from one point to another.

§ 245-2. Status and rights.

- A. Skateboard operations. Skateboard operators shall have all the rights and shall be subject to all of the duties applicable to nonskateboard pedestrians as set forth in the Illinois Vehicle Code, 625 ILCS 5/11-1001 to 5/11-1011, as amended from time to time.
- B. Right-of-way. The operator of a skateboard has the status of a pedestrian but shall yield the right-of-way to all vehicular and to all other pedestrian (nonskateboard) traffic.

§ 245-3. Prohibited acts.

- A. Skateboarding is prohibited on any sidewalk located within this Village.
- B. Skateboarding is prohibited on any street located within this Village.
- C. Skateboarding is prohibited on any bike path or in any Village-owned or -maintained park within this Village.

- D. Skateboarding shall be prohibited in or upon private property and in or upon public or private parking lots within this Village unless the skateboard operator shall have first secured the property owner's or property owner's agent's written permission to do so.
- E. Operator only. No more than one person shall operate or ride on a skateboard at one time.

§ 245-4. Violations and penalties. ¹

Any person violating any provision of this article shall be subject to a penalty as set forth in Chapter 1, General Provisions, Article II, of the Village Code.

§ 245-5. Charging violation, prosecution.

- A. By notice of violation. A law enforcement officer, upon establishing probable cause, may elect to charge a person with a violation of any provision of this article by delivering to that person a notice of violation charging that person with the violation.
- B. The person so such charged has five working days to satisfy the violation by making payment of the appropriate fine established by this article to the Port Byron Village Clerk. If the fine is not paid to the Village Clerk within five business days after receipt of the notice of violation, the law enforcement department may:
 - (1) Forward copies of the notice of violation and all reports to the Village Attorney, who shall then file a local ordinance complaint with the Rock Island County Circuit Court charging that person with the violation and establishing a court date for trial.

ARTICLE II
Roller Skates

[Adopted 8-10-1998 by Ord. No. 98-10-8A (Title 4, Ch. 2, Art. 10, of the 1993 Code)]

§ 245-6. Definitions.

For purposes of this article, the following terms shall have the meanings ascribed to them in this section:

ROLLER SKATES — Any shoe- or boot-type device on which wheels have been mounted or attached and which may be propelled solely by human power or by means of a mounted or attached electric motor or gasoline-powered engine, and shall include roller blades, in-line type skates, and/or roller skates.

ROLLER-SKATING — The use of roller skates by any person as a means of transporting or propelling said person from one point to another.

§ 245-7. Status and rights.

¹. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

- A. Roller-skate operations. Roller-skate operators shall have all the rights and shall be subject to all of the duties applicable to non-roller-skating pedestrians as set forth in the Illinois Vehicle Code, 625 ILCS 5/11-1001 to 5/11-1011, as amended from time to time.
- B. Right-of-way. The operator of roller skates has the status of a pedestrian but shall yield the right-of-way to all vehicular and to all other pedestrian (non-roller-skating) traffic.

§ 245-8. Prohibited acts.

- A. Roller-skating is prohibited on the sidewalk area within the downtown business district of this Village, which is defined as Main Street between Lynn Street and Walnut Street.
- B. Roller-skating is prohibited on the street area within the downtown business district of this Village, which is defined as Main Street between Lynn Street and Walnut Street.
- C. Roller-skating is prohibited on Illinois Route 84 or its right-of-way except, after first stopping to assess traffic conditions, the roller-skate operator may then cross the highway at a 90° angle to get to the opposite side of the street.
- D. Roller-skating is prohibited in any Village-owned or -maintained park within this Village, exclusive of the Great River Trail Bike Path.
- E. Roller-skating shall be prohibited in or upon private property and in or upon public or private parking lots within this Village, unless the roller-skate operator is there as a customer conducting legitimate business or shall have first secured the property owner's or property owner's agent's written permission to do so.
- F. Operator only. No more than one person shall operate or ride on a roller skate at one time.

§ 245-9. Violations and penalties.²

Any person violating any provision of this article shall be subject to a penalty as set forth in Chapter 1, General Provisions, Article II, of the Village Code.

§ 245-10. Charging violation, prosecution.

- A. By notice of violation. A law enforcement officer, upon establishing probable cause, may elect to charge a person with a violation of any provision of this article by delivering to that person a notice of violation charging that person with the violation.
- B. The person so such charged has five working days to satisfy the violation by making payment of the appropriate fine established by this article to the Port Byron

². Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

Village Clerk. If the fine is not paid to the Village Clerk within five business days after receipt of the notice of violation, the law enforcement department may:

- (1) Forward copies of the notice of violation and all reports to the Village Attorney, who shall then file a local ordinance complaint with the Rock Island County Circuit Court charging that person with the violation and establishing a court date for trial.

ARTICLE III

Bicycles

[Adopted 8-10-1998 by Ord. No. 98-10-8B (Title 4, Ch. 2, Art. 12, of the 1993 Code)]

§ 245-11. Definitions.

For purposes of this article, the following terms shall have the meanings ascribed to them in this section:

BICYCLE — Every device propelled by human power which any person may ride, having tandem wheels, except scooters and similar devices.

BICYCLING — The use of a bicycle by a person as a means of transporting or propelling said person from one point to another.

KNOWINGLY — Having general knowledge of, or reason to know, or a belief or ground for belief which warrants further inquiry or inspection.

LEGAL GUARDIAN — A person appointed guardian or given custody of a minor by a circuit court of this state.

MINOR — A person under the age of 17 years.³

PARENT — A natural or adoptive parent or a court-designated guardian.

§ 245-12. Status and rights.

Bicycle operations. Bicycle operators shall have all the rights and shall be subject to all of the duties applicable to bicycle operators as set forth in the Illinois Vehicle Code, 625 ILCS 5/11-1502 to 5/11-1515, inclusive, as amended from time to time.

§ 245-13. Prohibited acts.

- A. Illinois Vehicle Code. It shall be a violation of this article for a bicycle operator to violate any provision established in the Illinois Vehicle Code governing the operator and/or operation of a bicycle, to include 625 ILCS 5/11-1502 to 5/11-1516, inclusive.⁴

³. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

⁴. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).

- B. Bicycling is prohibited on the sidewalk area within the downtown business district of this Village, which is defined as Main Street between Lynn Street and Walnut Street.
- C. Bicycling shall be prohibited in or upon private property and in or upon public or private parking lots within this Village unless the bicycle operator is there as a customer conducting legitimate business or shall have first secured the property owner's or property owner's agent's written permission to do so.
- D. Bicycling shall be limited to streets, sidewalks and the Great River Trail Bike Path while within the Village. Bicycling in buildings, gazebos and/or on fixed or mobile items such as vehicles, park equipment, furniture, tables, benches, markers, grass, etc., is a violation of this article, unless the bicycle operator shall have first secured the property owner's or property owner's agent's written permission to do so or is on his or her own property or on the property of his or her parent or legal guardian.
- E. Parental responsibility. It shall be a violation of this article for a parent or legal guardian to knowingly allow a minor to operate a bicycle on public or private property not owned by the parent or legal guardian in such manner as to violate any provision of an ordinance of this Village or any state statute.

§ 245-14. Violations and penalties. ⁵

Any person violating any provision of this article shall be subject to a penalty as set forth in Chapter 1, General Provisions, Article II, of the Village Code.

§ 245-15. Charging violation, prosecution.

- A. By notice of violation. A law enforcement officer, upon establishing probable cause, may elect to charge a person with a violation of any provision of this article by delivering to that person a notice of violation charging that person with the violation.
- B. The person so such charged has five working days to satisfy the violation by making payment of the appropriate fine established by this article to the Port Byron Village Clerk. If the fine is not paid to the Village Clerk within five business days after receipt of the notice of violation, the law enforcement department may:
 - (1) Forward copies of the notice of violation and all reports to the Village Attorney, who shall then file a local ordinance complaint with the Rock Island County Circuit Court charging that person with the violation and establishing a court date for trial; or
 - (2) Forward copies of the notice of violation and all reports to the Rock Island County State's Attorney's Office and request a complaint be filed charging that person with a violation of the Illinois Vehicle Code under state statute.

⁵. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. VI).