ORDINANCE NO. 5724

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE (AMC) CHAPTER 7.28, PARK REGULATIONS, TO ESTABLISH REGULATIONS APPLICABLE TO THE ALBANY SKATE PARK; AND DECLARING AN EMERGENCY.

WHEREAS, the Albany Skatepark located at 1375 Sixth Avenue SE, Albany, Oregon, opened in November 1999, and has, since opening, enjoyed substantial public popularity; and

WHEREAS, the City Council now desires to allow bicycles to use the Skatepark; and

WHEREAS, the law enforcement experience with the Skatepark since its opening has indicated that new regulations are appropriate in order to reduce public safety concerns and maximize lawful recreational enjoyment of the facility; and

WHEREAS, the Albany Police Department supports allowing bicycles to use the Skatepark.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: Amendment to AMC 7.28.010 Definitions, to include bicycles
    7.28.010 Definitions.
       (5) "Skatepark" means the Albany Skatepark, a facility for the use of skateboards, roller skates, **bicycles**, and inline roller skates located at 1375 Sixth Avenue SE, Albany, Oregon.

Section 2: Amendment to AMC 7.28.040 Traffic, removing prohibition
    7.28.040 Traffic.
      No person in a park shall:
    (4) Bicycles.
      ~~(a) Ride a bicycle in the Skatepark~~
      (~~b~~ a) Ride a bicycle on other than a paved vehicular road or path designated for that purpose. A bicyclist shall be permitted to push a bicycle by hand over any grassy area, wooden trail or on any paved area reserved for pedestrian use.
      (~~c~~ b) Leave a bicycle lying on the ground or paving, set against trees or in any place or position where other persons may trip over or be injured by it.

Section 3: Emergency Clause.
Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the citizens of the City of Albany, an emergency is hereby declared to exist. This ordinance will be in full force and effect immediately upon its passage by the Council and approval by the Mayor.
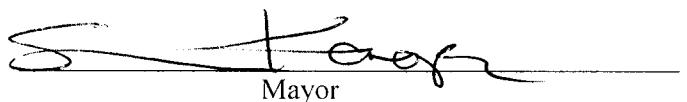
Passed by the Council: November 9, 2009

Approved by the Mayor: November 9, 2009

Effective Date: November 9, 2009

ATTEST:

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City Clerk

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Mayor