Memorandum

To:	Hermosa Beach City Council
From:	Kelly Orta, Community Resources Manager
Date:	August 27, 2018
RE:	Supplemental Item – August 28 City Council Meeting
	Item 5(a): Text Amendment to Formalize the Use of Scooters in the Skate Park

In an effort to further clarify the proposed use of scooters concurrently with the existing equipment in the Skate Park, the attached ordinance (redline version) includes language that prohibits motorized devices. Additionally, the attached ordinance also reflects a minor change to HBMC Section 12.28.100 to continue to refer to the facilities as a "skateboard facilities", consistent with HBMC Section 12.28.090.

ORDINANCE NO. 18- _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH AMENDING SECTIONS 12.28.090 AND 12.28.100 OF TITLE 12 (STREET, SIDEWALKS, AND PUBLIC PLACES) OF THE HERMOSA BEACH MUNICIPAL CODE TO ALLOW SCOOTERS IN PUBLICALLY OWNED OR OPERATED SKATEBOARD FACILITIES

THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Since March 2018, the Parks, Recreation and Community Resources Advisory Commission (Commission) and the City Council have held several deliberations regarding the use of scooters in the Skate Park, which resulted in a trial period beginning on May 1, 2018 to allow their use. Staff returned to the Commission at their June 5, 2018 meeting to report that there were no issues or concerns resulting from the shared use of equipment in the skate park during this time. The Commission unanimously recommended formalizing the policy update and related code sections to allow the use of scooters.

SECTION 2. The Hermosa Beach City Council properly reviewed and considered this matter on August 28, 2018. Public Notice of the hearing was published on August 16, 2018.

SECTION 3. Environmental Review. This Ordinance was assessed in accordance with the authority and criteria contained in the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and the environmental regulations of the City. The City Council hereby finds that the Ordinance is exempt from the requirements of CEQA pursuant to CEQA Guidelines Section 15301 as an action taken by a regulatory agency that involves negligible or no expansion of an existing use.

SECTION 4. Section 12.28.090 of Title 12 (Street, Sidewalks, and Public Places) of the Hermosa Beach Municipal Code is amended to read as follows:

12.28.090 Designated in-line skat~~eing~~ and scooter areas.

The following areas are designated recreational areas in which the operation of in-line skat~~esing~~ and scooters ~~is~~ are permitted: any publicly owned or publicly operated skateboard facility, unless otherwise specifically excluded from this designation by resolution of the city council

No motorized devices, including but not limited to motorized skates, skateboards, or scooters, shall be operated within any publicly owned or publicly operated skateboard facility.

SECTION 5. Section 12.28.100 of Title 12 (Street, Sidewalks, and Public Places) of the Hermosa Beach Municipal Code is amended to read as follows:

12.28.100 Requirements for the use of publicly owned or publicly operated skateboard facilities.

Every person riding a skateboard, in-line skatesing, or a scooter at a publicly owned or publicly operated facility that is designed and maintained for the purpose of recreational skateboard use must wear a helmet, elbow pads, and knee pads.

SECTION 6. The Mayor shall sign and the City Clerk shall attest to the passage of this Ordinance. The City Clerk shall cause this Ordinance, or a summary thereof to be published once in the official newspaper within 15 days after its adoption.

PASSED AND ADOPTED this _____ day of _____, 20_____ by the following vote, to wit:

AYES: Councilmember:
NOES: Councilmember:
ABSENT: Councilmember:
ABSTAIN: Councilmember:

_____

ATTEST:

_____
City Clerk