

## SECTION 1: Definitions

As used in this Local Law, the following words shall have the following meanings:

**BICYCLE** – Every device propelled by human power upon which any person may ride, having two or more (2) tandem wheels.

**SKATEBOARD – SCOOTER** - A single platform mounted on wheels, which is designated to be propelled by human power.

**SKATE** – Any wheeled device attached to the feet, which is designated to be propelled by human power.

**BUSINESS DISTRICT** – that area defined by the following boundaries: along the north side and the south side of Grant Street from the railroad crossing to South Main Street; along the east side of South Main Street in the Village of Avoca from Grant Street to Chase Street; along the south side of Chase Street from South Main Street to Maple Avenue; along the west side of North Main Street from River Street to and including the Bank Building at 18 N. Main Street.

**OPERATE** – To ride upon, drive, propel or otherwise convey oneself or others by use of a bicycle, skateboard scooter, or skates.

## SECTION 2: Bicycle, skate, scooter, and skateboard operation restriction

No person shall operate a bicycle, skates, scooter, motorized vehicles or skateboard on the sidewalk in the business district, as defined herein, of the Village of Avoca.

## SECTION 3: Recklessness prohibited

In all areas of the Village of Avoca, the riding or use of bicycles, skates scooters, or skateboards in a reckless manner is hereby prohibited. The term “reckless” shall have the same meaning as defined in the Penal Law of the State of New York, §15.05, Subdivision 3.

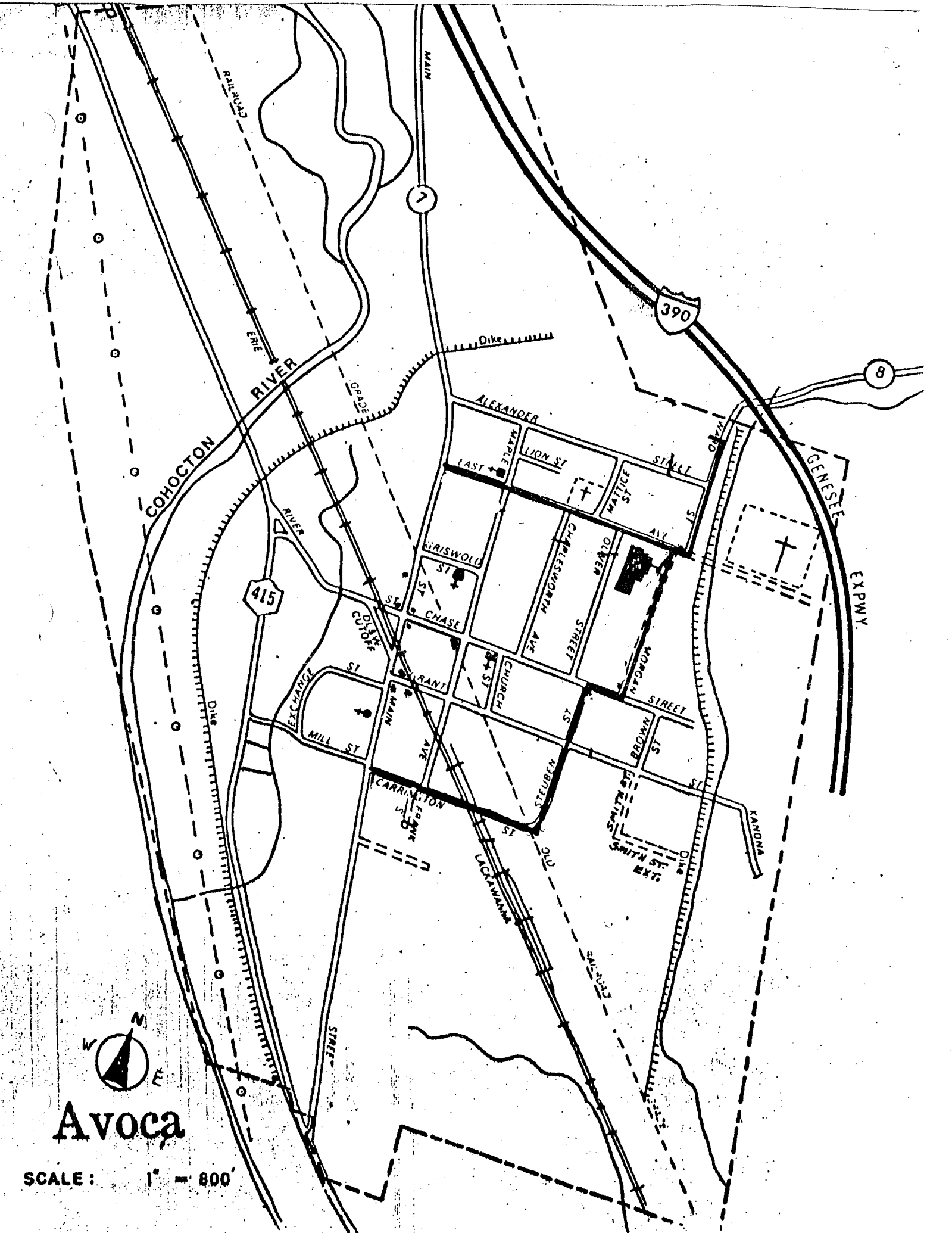
## SECTION 4: Penalties for offenses.

A. Violation of this chapter shall be deemed a violation as defined in the Penal Law of the State of New York and shall be punishable in accordance with the Vehicle and Traffic Law and, in addition thereto, shall be subject to immediate seizure and impoundment by an officer of the law of the instrumentality (skateboard, bicycle, scooter, or skates), used by the violator.

B. Following a conference with the Village or Town Justice, the violator, or if a minor, the violator and the violator's parent or legal guardian, the instrumentality may be returned to the violator. Upon a second or subsequent violation, the instrumentality may be permanently seized. A hearing will be conducted by the Village Board upon written application of the owner of the seized property (skateboard, bicycle, scooter or skates), and the board may, in the interest of justice and for good cause shown, return the seized property.

#### SECTION 5: When effective

This chapter shall become effective immediately upon filing with the Secretary of State.



# Avoca

SCALE: 1" = 800'

