

TOWNSHIP OF WINFIELD
AN ORDINANCE TO RESTRICT THE USE OF
HUMAN POWERED LOCOMOTION DEVICES WITHIN
THE TOWNSHIP OF WINFIELD

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WHEREAS, the Township of Winfield desires to protect the public welfare, safety and convenience, and to reduce the safety hazards of vehicular and pedestrian accidents, injuries and death resultant from the operation of human locomotion devices, and to prevent the destruction of public property caused by the operation of such devices, and to insure the safe and unobstructed passage of pedestrian and vehicular traffic within the Township of Winfield, New Jersey

THEREFORE BE IT ORDAINED by the Township Committee of the Township of Winfield, New Jersey

Sect. 1 Definitions - Human powered locomotion devices include, any skateboard, skates, sled, toboggan, skis, scooter, big wheel tricycle or any other devices designated or intended to be ridden by a person or persons which have no mechanism to steer or control the direction thereof while being ridden or used, even though the direction thereof may be controlled to some degree by shifting the feet or weight of the rider during such use.

Sect. 2 - No person shall use, operate or ride upon any human powered locomotion device, within or on any public street or parking lots within the Township of Winfield.

Sect. 3 - Whenever any police officer shall observe any person using, operating or riding upon a human powered locomotion device in violation of this ordinance, that police officer shall confiscate said device, and the same may be forfeited to the Township of Winfield as set forth in Section 7 hereof.

Sect. 4 - No parent or guardian of a minor under the age of eighteen years (18 yrs.) shall knowingly permit that minor to operate a human powered locomotion device in violation of this Ordinance.

Sect. 5 - Whenever any minor under the age of eighteen years (18 yrs.) is charged with a violation of this ordinance, his or her parent or guardian shall also be charged with violation of Section 4 hereof by the Chief of Police or his designee.

Sect. 6 - Presumption of Knowledge - The requisite knowledge or belief under Section 4 of this Ordinance is presumed in the case of the parent or guardian of a minor under the age of eighteen years (18 yrs.) if such parent or guardian is in the presence of and/or observing or overseeing the activities of such minor at the time such minor violated this Ordinance.

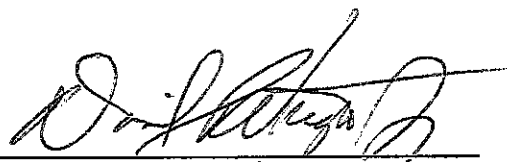
Sect. 7 - Any person violating any provision of this Ordinance shall upon conviction, be fined not less than fifty dollars (\$50.00), or more than five hundred dollars (\$500.00) or be subject to forfeiture of the human powered locomotion device to the Township or both for each offense. In the event of forfeiture of said device, the Township of Winfield may destroy or dispose of same in a manner deemed appropriate by the chief of police or his designee, with the consent of the Township Committee.

Sect. 8 - All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

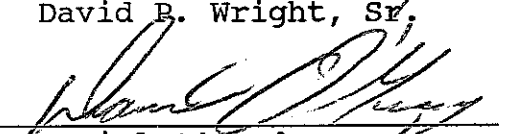
Sect. 9 - This ordinance shall take effect immediately after passage and publication as provided by law.


Robert Reilly
Mayor

Motioned by:


David B. Wright, Sr.

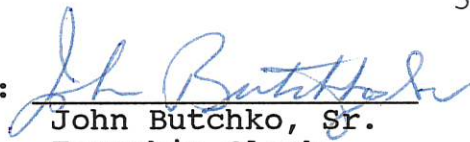
Seconded by:


Daniel O'Grady

Introduced: February 21, 1995


Approved: March 6, 1995

ATTEST:


John Butchko, Sr.
Township Clerk


PUBLIC NOTICE

The foregoing Ordinance was introduced and approved on first reading at a regular meeting of the Winfield Township Committee held on February 21, 1995 and will be considered for Public Hearing and final adoption at a meeting of the Township Committee to be held on March 6, 1995 at 7:30 PM.


John Butchko, Sr.
Township Clerk

PUBLIC NOTICE

The foregoing Ordinance was introduced and approved on first reading at a regular meeting of the Township Committee held on February 21, 1995 and was approved for adoption on final reading at a regular meeting of the Township Committee held on March 6, 1995.


John Butchko, Sr.
Township Clerk