

**ORDINANCE NO. 24-1350**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF LAKE HAVASU CITY,  
MOHAVE COUNTY, ARIZONA, AMENDING LAKE HAVASU CITY CODE,  
CHAPTER 10.08, RULES OF THE ROAD, TO UPDATE OR ESTABLISH  
REGULATIONS REGARDING BICYCLES, ELECTRIC BICYCLES, HUMAN AND  
NON-HUMAN POWERED VEHICLES, PERSONAL ASSISTIVE MOBILITY  
DEVICES, SKATEBOARDS, SCOOTERS AND SKATES**

**IT IS ORDAINED** by the Mayor and City Council of Lake Havasu City, Arizona, as follows:

**Section 1:** That Lake Havasu City Code Section 10.08.180, Skateboards, scooters, and skates upon public roadways and sidewalks, is amended as follows.

**§ 10.08.180 SKATEBOARDS, SCOOTERS, AND SKATES UPON PUBLIC ROADWAYS AND SIDEWALKS.**

A. Definitions:

1. SCOOTER. A device propelled by human power having a deck, at least two tandem wheels in contact with the ground, and a handlebar for steering without a motor.
2. SKATEBOARD. A device propelled by human power having a deck and at least two tandem wheels in contact with the ground.
3. SKATES. Devices worn on feet having wheels in contact with the ground and include roller skates and rollerblades.

B. Skateboards, scooters, and skates may be operated upon public roadways, ~~and~~ sidewalks, and within City parks under the following conditions:

1. Shall obey the instructions of official traffic-control signals, signs, and other traffic direction devices.
2. Shall operate as close as practicable to the ~~right hand~~right-hand curb, edge of the roadway, or edge of a designated bicycle path or lane.
3. Shall signal all turning movements.
4. Shall yield the right-of-way to all other users upon approaching a sidewalk, bicycle path, bicycle lane, or multi-use path in order to cross.

~~C. Skateboards, scooters, or skates may be operated upon public roadways and sidewalks within city parks subject to the following conditions:~~

- ~~51.~~ Shall yield to pedestrians and any type of disability mobility device.
- ~~62.~~ Shall give an audible signal before overtaking and passing any pedestrian.

~~C.D.~~ No person shall operate skateboards, skates, or scooters:

1. On any public roadway consisting of a total of 4 or more marked traffic lanes or having an established speed limit greater than 35 miles per hour.
2. On any public property where such activity is posted as prohibited.
3. On any private property without permission.

~~4. Upon any public roadway or sidewalk on McCulloch Boulevard between Acoma Boulevard and Smoketree Avenue.~~

~~DE. Persons under 16 years of age operating skateboards, scooters or skates on any public roadway, or sidewalk, or within a City park shall at all times wear a protective helmet.~~

~~EF. From dusk to dawn, all persons operating skateboards, scooters, or skates on any public roadway, or sidewalk, or City park shall be equipped with and use:~~

~~1. A headlamp on the front that emits a white light ~~and~~ visible from ~~the front at a~~ distance ~~no less than of at least~~ 500 feet.~~

~~2. A rear red reflector or red lamp in the rear that is visible ~~when illuminated by a vehicle head lamp~~ from all distances from 50 feet and 300 feet from the rear ~~of not less than 300 feet or a rear red lamp visible from a distance of 500 feet.~~~~

~~FG. A violation of this section shall be a civil offense punishable by a sanction as fixed by the Court of no more than \$25.00 per violation.~~

**Section 2:** That Lake Havasu City Code Section 10.08.200, Motorized Skateboards – Penalties - Violations, is amended as follows:

**§ 10.08.200 MOTORIZED SKATEBOARDS—PENALTIES—VIOLATIONS BICYCLES, ELECTRIC BICYCLES, HUMAN POWERED VEHICLES, NON-HUMAN POWERED VEHICLES AND ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES.**

~~—For the purpose of this chapter, a motorized skateboard is defined as a self-propelled device that has a motor, a deck on which a person may ride and has at least 2 wheels in contact with the ground and that is not otherwise defined in A.R.S. Title 28, as amended, as a "motor vehicle," "motor cycle," "motor driven cycle," or "motorized wheelchair."~~

~~A. *Obedience to traffic laws.* Definitions:~~

~~1. BICYCLE. A device propelled by human power which any person may ride, having two tandem wheels or having three or more wheels in contact with the ground.~~

~~2. ELECTRIC BICYCLE. A two- or three-wheeled vehicle with fully operable pedals and an electric motor less than 750 watts (1 horsepower) and maximum speed of 28 miles per hour.~~

~~3. MOTORIZED SKATEBOARD. A self-propelled device that has a motor, a deck on which a person may ride, and at least one wheel in contact with the ground.~~

~~4. ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE. A self-balancing device with wheels and an electric propulsion system that limits the maximum speed of the device to fifteen miles per hour or less and that is designed to transport only one person.~~

~~5. ELECTRIC STANDUP SCOOTER. A device which weighs less than seventy-five pounds, has two or three wheels, a handlebar, a floorboard on which a person may stand while riding, is powered by an electric motor or human power, or both, has a maximum speed that does not exceed twenty miles per hour, with or without human propulsion, and does not include an electric miniature scooter.~~

~~6. MOTOR DRIVEN CYCLE. A motorcycle, including a motor scooter, with a motor that produces not more than five (5) horsepower.~~

7. HUMAN POWERED. Movement accomplished or propelled by human power, such as walking, running, or by any vehicle or device which is designed and equipped to be propelled by human power, without the assistance by a motor or power unit, including a bicycle.
8. NON-HUMAN POWERED. Movement accomplished or propelled by anything other than human power, such as electric, gas, or other combustion. This includes motorized skateboards, electric standup scooter, motor driven cycle, or other devices that do not meet the definition of vehicles requiring registration under state law.

B. Bicycles, electric bicycles, human and non-human powered devices, and electric personal assistive mobility devices may be operated upon public roadways, sidewalks, and within City parks under the following conditions:

1. Shall obey the instructions of official traffic-control signals, signs, and other traffic direction devices.
2. Shall operate as close as practicable to the right-hand curb, edge of the roadway, or edge of a designated bicycle path or lane.
3. Shall signal all turning movements.
4. Shall yield the right-of-way to all other users upon approaching a sidewalk, bicycle path, bicycle lane, or multi-use path in order to cross.
5. Any person riding a bicycle, electric bicycle, or other human and non-human powered device on a bikeway, sidewalk, or bicycle path that is about to enter or cross a roadway shall yield the right-of-way to all traffic on such roadway.
6. No person shall operate an electric bicycle, bicycle, or other human and non-human powered device above the posted speed limit or at a speed greater than is reasonable and prudent under the then-existing conditions. A person shall control the speed of an electric bicycle necessary to avoid colliding with any object, person, vehicle or other conveyance on, entering or adjacent to the roadway in compliance with legal requirements and the duty of all persons to exercise reasonable care for the protection of others.
7. Whenever any person is riding a bicycle, electric bicycle, or other human and non-human powered device upon a sidewalk, such person shall yield the right-of-way to any pedestrian or electric personal assistive mobility device and should give audible signal before overtaking and passing such pedestrian or electric personal assistive mobility device.
8. No person shall ride or operate a bicycle, electric bicycle, or other human and non-human powered device in any direction except that permitted by vehicular traffic; provided, that bicycles, electric bicycles, or other human and non-human powered devices may proceed either way where signs or pavement markings on the sidewalk, bikeway or bicycle lane appear designating two-way traffic.
9. Application of traffic laws. Every person riding a bicycle, electric bicycle, or other human and non-human powered device upon a roadway in the City shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles or by the traffic laws of the City applicable to the driver of a vehicle, except as to special

regulations herein and except as to those provisions which by their nature can have no application.

10. Persons under 16 years of age operating a bicycle, electric bicycle or other human and non-human powered device on any public roadway or sidewalk shall at all times wear a protective helmet.

~~—1. Except as to those provisions of law that by their nature can have no application, any person operating a motorized skateboard on a roadway or on any shoulder adjoining a roadway shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle by both:~~

~~— a. The laws of this state declaring rules of the road applicable to vehicles; and~~

~~— b. The traffic laws of the city applicable to the driver of a vehicle.~~

~~—2. This section shall not be construed to require the licensing or registration of motorized skateboards, the licensing of motorized skateboard operators or the carrying of insurance covering accidents involving motorized skateboards.~~

~~—B. *Responsibilities of parents, guardians and custodians.* The parent, guardian or legal custodian of any minor or ward shall not authorize or knowingly permit such minor or ward to violate any of the provisions of this chapter.~~

~~—C. *Operation prohibited in certain areas and at certain times.*~~

~~—1. No person shall operate a motorized skateboard on any sidewalk except for use in crossing such sidewalk to gain access to any public or private road or driveway.~~

~~—2. No person shall operate a motorized skateboard in any city parking structure or city park, except for use on public roadways within the park on which a motorized skateboard is otherwise allowed.~~

~~—3. No person shall operate a motorized skateboard on any public property that has been posted or designated by the owner of the property as an area in which the operation of motorized skateboards is prohibited.~~

~~—4. No person shall operate a motorized skateboard on any private property of another, or any public property that is not held open to the public for vehicle use, without the written permission of the owner, or the owner's authorized agent.~~

~~—5. No person shall operate a motorized skateboard on any public roadway having a speed limit established at greater than 30 mph.~~

~~—6. No person shall operate a motorized skateboard on a city right of way, including streets, roadways, and alley ways, except during daylight and in no event before 7:00 a.m. or after 8:00 p.m.~~

~~—7. No person shall operate a motorized skateboard in a business district.~~

~~—D. *General operating restrictions.*~~

~~—1. No child under the age of 14 shall operate a motorized skateboard.~~

~~—2. No person shall operate a motorized skateboard in excess of the posted speed limit or at a speed greater than is reasonable and prudent under the circumstances then existing.~~

~~—3. A person operating a motorized skateboard, approaching a sidewalk, bicycle path, bicycle lane, or multi-use path in order to cross such, shall yield the right-of-way to all other users.~~

~~—4. No person operating a motorized skateboard shall allow passengers when the motorized skateboard is in operation or motion.~~

~~— 5. No person operating or riding upon a motorized skateboard shall attach themselves or the motorized skateboard in any manner to any other vehicle.~~

~~— 6. No person shall operate a motorized skateboard while carrying any package, bundle or article that prevents the operator from keeping both hands upon the steering mechanism at all times.~~

~~— 7. No person shall operate a motorized skateboard that has had any of the mechanical or safety equipment altered from the original manufacturer's specifications. This includes but is not limited to the muffler and fuel reservoir.~~

~~— 8. No person operating a motorized skateboard shall transport extra fuel in a separate container from the installed fuel reservoir. This includes the prohibition of physically attaching fuel packs or containers to the operator's person.~~

~~— 9. No person shall operate a motorized skateboard in a manner causing excessive, unnecessary or offensive noise that disturbs the peace and quiet of any neighborhood or that causes discomfort or annoyance to a reasonable person of normal sensitivity.~~

~~— E. *Required safety equipment.*~~

~~— 1. No person shall operate a motorized skateboard at any time when there is not sufficient light to render clearly discernible persons and vehicles at a distance of 500 feet ahead.~~

~~— 2. No person shall operate a motorized skateboard unless it is equipped with a brake that enables the operator to make a braked wheel(s) skid on pavement.~~

~~— 3. A person under the age of 18 years operating a motorized skateboard on a roadway shall at all times wear a protective helmet on his or her head in an appropriate and safely secured manner. The helmet shall meet minimum standards of testing and safety inspection as approved by the bicycle industry.~~

~~— 4. No person shall operate a motorized skateboard without wearing footwear. The footwear must have a sole and completely cover the feet and toes.~~

~~— 5. A person operating a motorized skateboard shall wear, at all times, protective glasses or goggles or a transparent face shield of a type approved for motorcycle or motor drive cycle use.~~

C. The Public Works Director is authorized to erect or place signs on any sidewalk, path, or roadway prohibiting the riding of bicycles, electric bicycles, or other human and non-human powered devices thereon by any person and when such signs are in place no person shall disobey the same.

D. This section shall not be construed to require the licensing or registration of a bicycle, electric bicycle, or other human and non-human powered devices.

E. Responsibilities of parents, guardians, and custodians. The parent, guardian or legal custodian of any minor or ward shall not authorize or permit such minor or ward to violate any of the provisions of this chapter.

F. In accordance with State law (A.R.S. § 28-908), a person operating an electric personal assistive mobility device has all of the rights and duties that are applicable to pedestrians except provisions that, by their nature, can have no application. Electric personal assistive mobility devices may be operated on sidewalks, shared paths, multi-use paths, and in bicycle lanes. No

person shall ride or operate an electric personal assistive mobility device in bicycle lanes in any direction except what is permitted for vehicular traffic on the same side on the roadway.

G. It shall be unlawful to use an electric personal assistive mobility device to carry more persons at one time than the number for which it is designed and equipped.

H. From dusk to dawn, all persons operating a bicycle, electric bicycle, human and non-human powered device, or electric personal mobility assistive device shall have a lamp on the front that emits a white light visible from a distance of at least 500 feet and a red reflector or red lamp in the rear that is visible from all distances from 50 feet and 300 feet from the rear.

I.F. Violations; penalty. A violation of this section of the Lake Havasu City Code shall be a civil offense punishable by a sanction as fixed by the Court of no more than \$300.

**Section 3:** All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are repealed.

**Section 4:** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**PASSED AND ADOPTED** by the City Council of Lake Havasu City, Arizona, on \_\_\_\_\_, 2024.

APPROVED:

\_\_\_\_\_  
Cal Sheehy, Mayor

ATTEST:

\_\_\_\_\_  
Kelly Williams, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Kelly Garry, City Attorney

REVIEWED BY:

\_\_\_\_\_  
Jess Knudson, City Manager