

Local Law 1 of 1992 and Local Law 1 of 1997 combined--which regulates the use of skateboards, bicycles, roller skates and roller blades.

ARTICLE I PURPOSE

The purpose of this local law is to insure, maintain and regulate the preservation of the health, safety and general welfare of the residents and pedestrians and preservation of private property within the Village of Wellsville limits by controlling or prohibiting the use and operation of skateboards, bicycles, roller skates and roller blades in the Village.

ARTICLE II AUTHORITY

Village Law 4-412 and Village Law Article 6.

ARTICLE III DEFINITIONS

For the purpose of this local law the following terms shall have the meanings indicated:

- a) SKATEBOARD a device consisting of a single platform and upon which a person may ride, and which is mounted on non-swivel wheels, propelled by human power, and which has no mechanism or device with which to steer or control the direction of movement thereof, manipulated only by body movement.
- b) BICYCLE a devise consisting of a frame mounted upon two wheels with tires in tandem, and upon which a person may ride, and capable of being propelled by human power through a belt, a chain or gears by use of pedals.
- c) ROLLER SKATES two devices consisting of footwear mounted on four non-swivel wheels, propelled by human power and having no mechanism or device with which to steer or control the direction of movement thereof, manipulated only by body movement.
- d) ROLLER BLADES two devices consisting of footwear mounted on four non-swivel wheels, propelled by human power and having no mechanism or device with which to steer or control the direction of movement thereof, manipulated only by body movement.
- e) PROHIBITED AREAS those areas within the Village of Wellsville bounded or described as follows:
 - 1) that area bounded on the north by the northerly side of Pearl Street, on the east by the ConRail Tracks right of way, from East Pearl Street, to the rear of the property known as the ABB Preheater and the A&M Bowling Lanes on East Dyke Street, on the west by the east bound lane of the Genesee Parkway and to the south by the southerly boundary of Hanover Street.
 - 2) any portion of the lands belonging to Jones Memorial Hospital.
 - 3) any portion of the Riverwalk Plaza, except those portions posted to permit particular activities.
 - 4) Any area within the Village of Wellsville, public or private, so posted.

ARTICLE IV PROHIBITED ACTIVITY

1. No person shall operate a skateboard in any prohibited areas as defined herein.
2. No person shall operate a bicycle on any sidewalk in any prohibited areas as defined herein.
3. No person shall operate roller skates or roller blades in any prohibited areas as defined herein.
4. This section shall not prohibit a person operating a bicycle from crossing a sidewalk when traveling to or from a street within the prohibited area provided the route of such crossing is as direct as possible and the bicycle is operated in a reasonable and prudent manner for the circumstances and surroundings then existing.
5. No person shall use, operate or ride a skateboard, bicycle, roller skates, or roller blades within the Village of Wellsville in an unreasonable or imprudent manner for the conditions and circumstances then and there existing, on any street, sidewalk, lane, alley, or parking lot which the public has a right to use.

ARTICLE V VIOLATION

An act which violates Article 4 Sections, 1, 2, 3, 4, 5, shall constitute a violation as defined in Section 10.00 of the New York State Penal Law. Exception: This local law does not recognize incarceration as punishment, for a violation of this local law. Nothing in this local law will restrict the court from imposing punishment of incarceration, for other offenses that may be generated as a result of an arrest under this local law, such as, but not limited to Contempt of Court.

ARTICLE VI NOTICE

All persons alleged to be in violation shall be given notice to appear in Village Court or taken for an arraignment before the Village of Wellsville Court.

ARTICLE VII PENALTIES

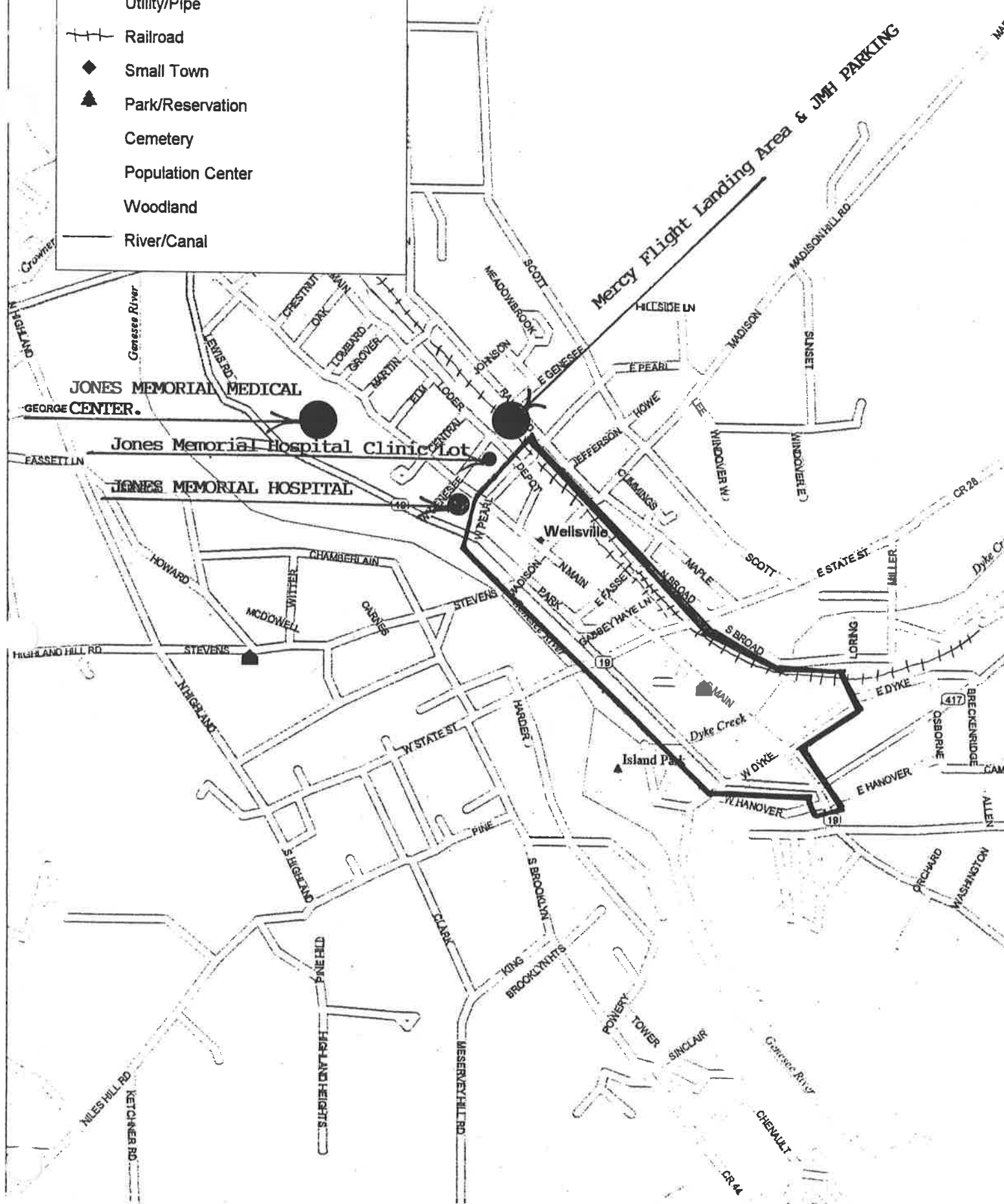
- 1) Any person who violates this local law shall be guilty of a violation.
- 2) The violation shall be punishable as proved in Penal Law Section 80.05 (4): A sentence to pay an amount fixed by the Wellsville Village Court not exceeding \$250.00. Nothing in this local law shall be construed to limit the discretion of the justice, to impose other penalties, such as, but not limited to, community service. Imprisonment as defined under Section 10.00 Sub 3, as applied to other violations will not apply to this section.
- 3) Persons under the age of 16 years, who are found to be in violation of this local law, will be considered to be a Person in Need of Supervision (PINS). The persons will be brought to the Juvenile Area of the Wellsville Police Department and the parent(s) or other

responsible party will be notified to come to the police department at which time the Youth and the person responsible for him/her will be given an appearance ticket ordering him/her and the parent or other responsible party to appear in the Allegany County Probation Department Family Intake Service, for Family Court Action.

ARTICLE VIII EFFECTIVE DATE

This local law shall take effect immediately upon its filing with the Secretary of State.

- Primary State Route
- Utility/Pipe
- Railroad
- Small Town
- Park/Reservation
- Cemetery
- Population Center
- Woodland
- River/Canal



Mercy Flight Landing Area & JMH PARKING

JONES MEMORIAL MEDICAL

GEORGE CENTER.

Jones Memorial Hospital Clinic Lot

JONES MEMORIAL HOSPITAL

Wellsville

Island Park

417

CR 44

CAME

ALLEN

OSBORNE

BRECKENRIDGE

EDDY

E HANOVER

W DYKE

W HANOVER

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