

Chapter 516-15 WAC

SKATEBOARDS, FOOT SCOOTERS, SKATES, AND OTHER SIMILAR DEVICES

WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

516-15-030	Authority. [Statutory Authority: RCW 28B.35.120. WSR 87-21-080 (Resolution No. 87-02), § 516-15-030, filed 10/21/87.] Repealed by WSR 09-12-091, filed 6/1/09, effective 7/2/09. Statutory Authority: RCW 28B.35.120(12) and 28B.10.560.
516-15-040	Regulation. [Statutory Authority: RCW 28B.35.120(12). WSR 96-24-015, § 516-15-040, filed 11/22/96, effective 1/1/97. Statutory Authority: RCW 28B.35.-120. WSR 87-21-080 (Resolution No. 87-02), § 516-15-040, filed 10/21/87.] Repealed by WSR 09-12-091, filed 6/1/09, effective 7/2/09. Statutory Authority: RCW 28B.35.120(12) and 28B.10.560.

WAC 516-15-010 Definitions. As used in this chapter, the following words mean:

(1) "Electric personal assistive mobility device (EPA MD)." A self-balancing device with two wheels not in tandem, designed to transport only one person by an electric propulsion system with an average power of seven hundred fifty watts (one horsepower) having a maximum speed on a paved level surface, when powered solely by such a propulsion system while ridden by an operator weighing one hundred seventy pounds, of less than twenty miles per hour.

(2) "Pedestrian." Any person who is afoot or who is using a wheelchair, a powered wheelchair or a powered scooter for persons with disabilities.

(3) "Skateboard." A flat or curved board, mounted on two or more casters or wheels, manually propelled, and usually made of wood, plastic, fiberglass, or similar materials. The term skateboard is intended to include roller skates, in-line skates, longboards, and foot scooters. It does not include electric or manual wheelchairs or powered scooters for use by persons with disabilities.

(4) "Skateboarder." Is a person using a device included in subsection (3) of this section.

(5) "Walk zone." Any area designated by signs or symbols as a place where bicycles, skateboards, and other regulated devices cannot be ridden during specified periods.

[Statutory Authority: RCW 28B.35.120(12) and 28B.10.560. WSR 09-12-091, § 516-15-010, filed 6/1/09, effective 7/2/09. Statutory Authority: RCW 28B.35.120(12). WSR 96-24-015, § 516-15-010, filed 11/22/96, effective 1/1/97. Statutory Authority: RCW 28B.35.120. WSR 87-21-080 (Resolution No. 87-02), § 516-15-010, filed 10/21/87.]

WAC 516-15-020 Purpose and application. Western Washington University acknowledges that skateboards, foot scooters, skates, and other similar devices are sustainable forms of transportation. Use is regulated to protect the cam-

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pus from physical damage and to provide safe and equitable access. This chapter does not apply to bicycles, electric personal assistive mobility devices or other powered devices regulated under chapter 516-13 WAC.

[Statutory Authority: RCW 28B.35.120(12) and 28B.10.560. WSR 09-12-091, § 516-15-020, filed 6/1/09, effective 7/2/09. Statutory Authority: RCW 28B.35.120(12). WSR 96-24-015, § 516-15-020, filed 11/22/96, effective 1/1/97. Statutory Authority: RCW 28B.35.120. WSR 87-21-080 (Resolution No. 87-02), § 516-15-020, filed 10/21/87.]

WAC 516-15-045 Operation. (1) Skateboarders are expected to use skateboards in a safe, responsible manner.

(2) Skateboarders must comply with these regulations to ensure the safe operation, use, and storage of these devices on campus.

(3) Skateboarders must yield the right of way to pedestrians at all times.

(4) Skateboarders must comply with speed limits on campus as follows:

(a) Share pedestrian spaces and walkways only at pedestrian walking speeds, three miles per hour, within ten feet of any pedestrian or areas congested with pedestrians.

(b) Otherwise, skateboard speeds are limited to pedestrian jogging speeds, five to seven miles per hour maximum.

(5) Speeds in excess of seven miles per hour, stunt riding, or any and all other uses of skateboards that may cause property damage and endanger the user or others are prohibited.

(6) Skateboarders are restricted from the following areas: Lawns, benches, stairways, steps, sculpture, art work, hand rails, loading ramps, building interiors.

(7) Skateboarders must dismount and walk in areas specifically designated as permanent or temporary walk zones from 9 a.m. to 4 p.m. during regular class days, including finals week, during the regular academic year. Designated walk zones are as follows:

(a) In Red Square;

(b) In the congested, narrow walk area from the north side of Engineering Technology to the north side of Carver Gym;

(c) At Viking Union Vendor's Row; and

(d) Such other areas as may be designated by the vice president for business and financial affairs.

(8) Skateboards may be used in the east-west intertie between Carver Gym, the Art Annex, Bond Hall, and Miller Hall but must yield right of way to pedestrians.

[Statutory Authority: RCW 28B.35.120(12) and 28B.10.560. WSR 09-12-091, § 516-15-045, filed 6/1/09, effective 7/2/09.]

WAC 516-15-046 Storage and parking. Skateboarders must store and maintain control of their devices to prevent harm to others.

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[Statutory Authority: RCW 28B.35.120(12) and 28B.10.560. WSR 09-12-091, § 516-15-046, filed 6/1/09, effective 7/2/09.]

WAC 516-15-050 Enforcement. (1) A skateboarder who refuses to abide by the rules and regulations set forth under chapter 516-15 WAC may be issued a university notice of infraction (NOI) for one or more of the following:

- (a) Failure to yield right of way to a pedestrian;
- (b) Failure to stay in control of the skateboard;
- (c) Failure to comply with speed limits on campus;
- (d) Failure to dismount in walk zone areas;
- (e) Failure to responsibly store the skateboard;
- (f) Riding in a restricted area; and
- (g) Failure to use due care and caution.

(2) **Penalties.** The penalties for violating any part of this chapter shall be progressive. The penalty schedule will be published in the university *Fees and Rates Listings* and is available at parking services.

Any person who violates any portion of this section and as a result is involved in a collision with a pedestrian or an object shall have the monetary penalty for the offense doubled.

Any person using a skateboard, skates, or similar device who attempts to elude a uniformed police officer attempting to enforce these regulations shall have the monetary penalty for the offense doubled.

A rider who refuses to cooperate with a police officer will be subject to arrest for obstructing a law enforcement officer under the provisions of chapter 9A.76 RCW and/or criminal trespass under the provisions of chapter 9A.52 RCW.

(3) **Appeal procedure.** A university notice of infraction (NOI) may be appealed by filing a completed appeal form at parking services or appeal online at www.ps.wvu.edu within seven days of receipt of the notice of infraction; otherwise, the right to a hearing is forfeited.

[Statutory Authority: RCW 28B.35.120(12) and 28B.10.560. WSR 09-12-091, § 516-15-050, filed 6/1/09, effective 7/2/09. Statutory Authority: RCW 28B.35.120(12). WSR 99-07-089, § 516-15-050, filed 3/19/99, effective 4/19/99; WSR 96-24-015, § 516-15-050, filed 11/22/96, effective 1/1/97. Statutory Authority: RCW 28B.35.120. WSR 87-21-080 (Resolution No. 87-02), § 516-15-050, filed 10/21/87.]