

LOCAL LAW \_\_\_\_ - 2019

A local law to amend Chapter 259 of the Code of the Village of Tarrytown entitled Streets and Sidewalks, Article XVI, to regulate the use of bicycles on sidewalks and roads within the Village.

Section 1. Be it enacted by the **Board of Trustees** of the **Village of Tarrytown** as follows (Language in **Bold and Underlined** to be added, language in ~~Strikethrough and italics~~ to be deleted):

Section 2. Chapter 259, Sections 51 and 52 shall be amended to read as follows:

§ 259-51. Definitions.

As used in this article, the following terms shall have the meanings indicated:

**BICYCLE— Every two or three wheeled device upon which a person or persons may ride, propelled by human power, or with electric or other assisted power, through a belt, a chain or gears, with such wheels in a tandem or tricycle, except that it shall not include such a device having solid tires and intended for use only on a sidewalk by pre-teenage children.**

IN-LINE SKATES — Shoes, skates or footwear with a single row of wheels.

ROLLER SKATES — Shoes, skates or footwear with two or more rows of roller wheels.

SKATEBOARD — A narrow board of wood, plastic, fiberglass or similar material with roller-skate or other type of wheels attached to each end and used for gliding or moving on any hard surfaces, without a mechanism or other device for steering while being used, operated or ridden.

§ 259-52. Unlawful activities.

**The operation of bicycles on roads is allowed pursuant to New York State Vehicle and Traffic Law. However,** no person shall use or operate a **bicycle**, skateboard, in-line skates, **or** roller skates upon any public streets (including the entire paved and improved surfaces thereof, including gutter areas, from curb-to-curb, where curbs exist), ~~sidewalks~~ or on any public lands within the Village of Tarrytown **in the following ways:**

- A. In a careless manner without due caution and circumspection;
- B. While endangering, or in any manner to create a risk or danger to, any person or property;
- or
- ~~C. In any manner to impede or interfere **intentionally** with pedestrian or vehicular traffic.~~

**§ 259-52.2. Restricted Operation on Sidewalks.**

**No person shall use or operate a bicycle, skateboard, in-line skates, or roller skates upon any of the below listed public sidewalks within the Village of Tarrytown except minors 12 ~~10~~-years of age or younger or disabled persons who cannot walk, or parents or guardians accompanying such persons, at slow speeds that do not constitute a hazard for pedestrians on the sidewalks, on the following streets;**

- a. **Altamont Avenue**
- b. **Broadway, South – west side of the street - from Franklin Street to Main Street**
- c. **Broadway, North - west side of the street – from Main Street to Cobb Lane.**
- d. **Franklin Street**
- e. **John Street**
- f. **Kaldenberg Place**
- g. **Main Street, from Broadway to Depot Plaza**
- h. **McKeel Avenue**
- i. **Neperan Road**
- j. **Washington Street, North**
- k. **Washington Street, South**
- l. **White Street**

### **Section 3: Supersession of other laws.**

All laws, ordinances, rules and regulations of the Village are modified and superseded by this article with respect to their application to parking and enforcement.

### **Section 4: Severability**

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this local law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

### **Section 5: Effective Date**

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.