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1. Title

This Bylaw is entitled the **South Waikato District Council Skateboard Bylaw 1999**

2. Commencement

This bylaw shall come into effect on the 17th day of December 1999.

3. Purpose

The purpose of this bylaw is to control the riding of skateboards and similar devices in public places to promote public safety and the effective regulation of pedestrian and traffic movements on roads, footpaths and public places where a nuisance, injury or damage may be caused to pedestrians, road users or property.

4. Definitions

Authorised Officer means an officer of the Council or any Police Officer appointed to carry out general or specific duties arising from any of the provisions of this bylaw.

Council means The South Waikato District Council.

First Schedule means the First Schedule to this Bylaw.

Footpath means a path or way designed for pedestrian use and includes the edging, kerbing and channelling thereof and any footbridge.

Road means the full width of any road, access-way or service lane that has been duly dedicated, constituted or gazetted as such and includes the footpaths and parking areas of any road, access-way, or service lane, and also includes all bridges and culverts forming part of any road.

Skateboard means a wheeled device controlled or propelled by gravity or by the muscular energy of the rider, and includes roller skates, roller blades, in-line skates, or similar recreational devices and **Ride a Skateboard** means having either one or both feet, or any part of the body of any person, on a skateboard when it is in motion, or the wearing of roller-skates, roller blades, or in-line skates on the feet of any person who is in motion.

The definition does not include any wheelchair, pushchair, pram, trolley, cart or other device constructed for and used for the purpose of assisting transportation of disabled persons, young children or personal effects.

5. Control of Skateboards

- 5.1 No person shall ride a skateboard within any area defined by the First Schedule.
- 5.2 No person shall ride a skateboard on any footpath or in any public place outside the areas defined in the First Schedule without exercising due care to ensure that no damage is caused to the property of any person, or without having reasonable consideration for the safety of persons using the footpath or in such a manner as shall cause a nuisance or distress to any person.

- 5.3 The Council may, from time to time by resolution publicly notified, amend the First Schedule to add, delete or alter the areas to which the provisions of this Bylaw shall apply.

6. Impounding of Skateboards

- 6.1 Every person who in the opinion of an authorised officer has committed an offence against this Bylaw is liable to have the skateboard they are riding at the time that the offence is committed, impounded by any Authorised Officer.
- 6.2 Any person wishing to recover any skateboard which has been impounded pursuant to this part of the Bylaw shall call personally at the place where the skateboard is held, and:
- (a) Supply their full name and address, and satisfy the Council or any Officer authorised in that regard that he or she is the owner or otherwise entitled to the custody and control of the skateboard; and
 - (b) Pay to the Council a fee of such amount as the Council may from time to time determine by resolution, and as set out in the Second Schedule to this Bylaw.
 - (c) An impounded skateboard shall not be recoverable prior to the expiry of five (5) working days after the day of impounding.
- 6.3 The Council shall provide a secure place for any skateboard impounded under this part of this Bylaw.
- 6.4 The Council shall keep a register and enter therein the details of every skateboard impounded and every person recovering a skateboard under this Bylaw.
- 6.5 The Council may sell or otherwise dispose of any skateboard that has been impounded under clause 6.1 of this Bylaw, unless all fees have been paid within six months of the date that the skateboard was impounded.
- 6.6 The Council may from time to time by resolution publicly notified, alter the fee payable under clause 6.2(b) of this Bylaw.

7. Offences

- 7.1 Every person who fails to comply with any part of this Bylaw commits an offence and shall be subject to the penalty provisions outlined in section 683 of the Local Government Act 1974.
- 7.2 The maximum penalty on conviction for a breach of this Bylaw shall be a fine of \$500.00

The foregoing bylaw was made by the South Waikato District Council by Special Order passed at an Ordinary Meeting of the Council held on the 28th day of October 1999, and confirmed at an Ordinary Meeting of the Council held on the 9th day of December 1999 to become operative on the 17th day of December 1999.

DATED this 14th day of December 1999

THE COMMON SEAL of **THE SOUTH**)
WAIKATO DISTRICT COUNCIL was hereto)
affixed in the presence of:)

(Signed)

Mayor

(Signed)

Acting Chief Executive Officer

Annotations

Res No	Date	Description
307/00	10/08/00	First Schedule Additions: Tokoroa part (l), Putaruru parts (e) and (f) , Tirau part (b)
451/01	15/11/01	First Schedule Additions: Putaruru parts (g) and (h)

First Schedule

(Pursuant to Clause 5.1)

Tokoroa

The Central Business District comprising the footpaths and the roads of:

- (a) Swanston Street – the full length.
- (b) Mannering Street between Swanston Street and Logan Street.
- (c) Rosebery Street – the full length.
- (d) Leith Place between Swanston Street and Logan Street.
- (e) Bridge Street from State Highway 1 to the railway line.
- (f) Bonaly Street – the full length.
- (g) Roslin Street between Swanston Street and Torphin Crescent.
- (h) Logan Street between State Highway 1 and Campbell Street.
- (i) Campbell Street between Logan Street and Bridge Street.
- (j) O’Sullivan Drive between Torphin Crescent and Swanston Street.
- (k) The service lanes within the defined areas.
- (l) Council office carpark, Torphin Crescent

Putaruru

The main business area comprising the roads and footpaths of:

- (a) Princes Street from Arapuni Street to Main Street.
- (b) Main Street - the full length.
- (c) Tirau Street from Main Street to McKenzie Street.
- (d) Neal Street between Tirau Street and Cambridge Street.
- (e) Duke Street, the full length.
- (f) Garden of Memories – Main Street
- (g) The Putaruru Water Park area at the junction of Kensington Street and Tirau Street.
- (h) Overdale Street, 115 metres from the Princes Street and Main Street intersection.

Tirau

The main business area comprising the roads and footpaths of:

- (a) Main Road from Hillcrest Street to 100 m northwest of Church Street.
- (b) Hillcrest Street – Main Road to Oxford Street

Second Schedule

(Fees Payable Pursuant to Section 6.2b)

\$ 20.00 per impoundment and release.