

ORDINANCE NO. 4979

**AN ORDINANCE AMENDING CHAPTER 78 OF THE
CODE OF ORDINANCES OF THE CITY OF SPRINGDALE,
ARKANSAS; AND FOR OTHER PURPOSES.**

WHEREAS, it has come to the attention of the City Council for the City of Springdale, Arkansas, that Chapter 78 of the Code of Ordinances of the City of Springdale, Arkansas, needs to be amended to include provisions regarding the use of the various trails located within the City of Springdale, Arkansas;

WHEREAS, it is in the best interests of the citizens of the City of Springdale, Arkansas, that Chapter 78 of the Code of Ordinances of the City of Springdale, Arkansas, be amended to include a new Article addressing the use of the various trails located within the City of Springdale, Arkansas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS:

Section 1: Chapter 78 of the Code of Ordinances of the City of Springdale is hereby amended to create a new Article, to be known as Chapter 78, Article III, to provide as follows:

ARTICLE III. – TRAIL USE CODE.

Sec. 78-60. - Operation of Vehicles and Use of City Trails.

- (a) No golf carts or comparable sized vehicles nor any gas powered vehicles (except city maintenance or emergency vehicles) shall be driven or operated on the Razorback Greenway or any other city trail as designated on the Master Trail Plan.
- (b) It is hereby declared unlawful to park or operate a motor vehicle on or along any city trail that has been or is hereafter so posted by the city.

Any motor vehicle that is being utilized for a legitimate government purpose or emergency shall be exempt for the provision of this section.

Sec. 78-61. - Rules of the Road for Springdale Trails.

- (a) Pedestrians and joggers – pedestrians, skaters, and joggers shall walk, skate, or jog near the right side of the trail to accommodate faster runners, skaters, bicyclists, and faster traffic to pass on the left side of the lane.
- (b) Bicyclists, skaters, runners and others shall operate their bicycles, Segway, skateboards, or scooters on the right side of the lane unless passing.
- (c) Persons skating, riding bicycles, Segways, skateboards, scooters and runners shall give an audible warning prior to passing slower traffic. Passers shall not cross the solid yellow line. Passers shall not cross the dashed yellow line if oncoming traffic is close enough that the passer cannot return to his/her lane before reaching oncoming traffic or if crossing the dashed yellow line causes any safety hazard.
- (d) Speed limits
 - 1. No person shall skate or ride his bicycle, Segway, skateboard, scooter or other vehicle on a city trail at a speed greater than is

That which is underlined is added, that which is stricken through is deleted.

reasonable and prudent under the conditions then existing, and in no event shall a person skate or ride his bicycle, Segway, skateboard, scooter or other vehicle at a speed greater than 15 m.p.h. on a city trail.

2. No person shall skate or ride his bicycle, Segway, skateboard, scooter or other vehicle at a speed greater than 10 m.p.h. on a city trail when oncoming traffic is present or when passing traffic going the same direction.

Sec. 78-62. - Penalties.

- (a) Any person who shall be convicted of violating any provision of this article shall be subject to the provisions of Section 1-9 of the Springdale Code of Ordinances. Each day that a violation of this chapter occurs shall constitute a separate offense and shall be punishable as a separate violation.
- (b) In addition, any person skating or riding bicycles, Segways, skateboards, scooters, or other vehicles on a city trail in such a manner as to indicate a reckless disregard for the safety of others may also have their right to skate or ride their vehicle upon the city trails suspended for up to one year. Any person violating a suspension period shall be guilty of a separate violation of this subsection.

Section 2: All other provisions of Chapter 78 of the Code of Ordinances of the City of Springdale, Arkansas, not specifically modified herein shall remain in full force and effect.

Section 3: Emergency Clause. It is hereby declared that an emergency exists and this ordinance being necessary for the preservation of the health, safety and welfare of the citizens of Springdale, Arkansas, shall be effective immediately upon its passage and approval.

PASSED AND APPROVED this 10th day of November, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney