

ORDINANCE NO. 2000-1
REGULATION OF RECREATION EQUIPMENT ORDINANCE
OF WYTHE COUNTY, VIRGINIA

Article I - Title, Authority, Jurisdiction and Purpose

- 1.1 Title. This ordinance shall be known as and may be cited as the “Regulation of Recreational Equipment Ordinance of Wythe County, Virginia”, Ordinance No. 2000-
- 1.2 Authority. It is adopted pursuant to the authority of Section 46.2-904 of the Code of Virginia, 1950, and amendments thereto.
- 1.3 Jurisdiction. The provisions of this ordinance shall apply to Wythe County, Virginia, including the incorporated municipalities where County facilities are located.
- 1.4 Purpose:

WHEREAS, Wythe County is nearing completion of a new courthouse facility, and

WHEREAS, completion of this project will increase both pedestrian and vehicular traffic in the vicinity, and

WHEREAS, it is anticipated that the buildings and grounds will permit inappropriate recreation uses which might interfere with official business of the judicial system, the Sheriff’s Office, and other Commonwealth and County Office within the courthouse complex, and

WHEREAS, inappropriate use of recreational equipment raises major safety issues concerning possible personal injury and property damage, possibly imposing liability on the County as well as avoidable and excessive financial costs.

The Board of Supervisors enacts this ordinance for the purpose of regulating the use of recreational equipment on County property.

ARTICLE II - Rules

- 2.1 In the construction of this ordinance, the rules contained in this section shall be observed and applied, except when the context clearly indicates otherwise:
- Words used in the present tense shall include the future, and words used in the singular number shall include the plural number, and the plural the singular.
2. The word “shall” is mandatory and not discretionary.

3. The word “may” is permissive and not mandatory.
4. The word “approved” shall be considered to be followed by the words “or disapproved”.
5. The masculine gender includes the feminine and neuter.
6. Any reference to this ordinance includes all ordinances amending or supplementing the same.

ARTICLE III - Definitions

- 3.1 For the purpose of this ordinance, the following words and phrases shall have the meaning respectively ascribed by this section:
 - 3.1-1 Recreational Equipment. All skateboards, roller blades, roller skates, bicycles, balls and bats, and other items of a similar nature.
 - 3.1-2 County Facilities. All real property owned by Wythe County, Virginia, specifically including the courthouse complex in the block bounded by Spring Street, 4th and 6th Streets, and including adjacent parking areas.

ARTICLE IV - Restriction of Use

- 4.1 No person shall use recreational equipment on those designated buildings, sidewalks, crosswalks and adjacent parking areas open to the public.

Signs indicating this prohibition shall be prominently posted on or near all areas in which recreational equipment usage is prohibited.

ARTICLE V - Exceptions

- 5.1 The use of recreational equipment shall be allowed in all cases in which written permission has been granted by the County.
- 5.2 The use of recreational equipment shall be allowed in all cases in which written permission has been granted by the County.

The use of bicycles solely for transportation incident to the transaction of public business.

The use of wheelchairs and other medically recognized equipment.

ARTICLE VI - Enforcement

6.1 Violation of this ordinance shall be punishable by a civil penalty not to exceed fifty dollars (\$50.00).

ARTICLE VII - Legal Status Provisions

7.1 Certified Copies of Ordinance. Certified copies of this ordinance and all amendments thereto shall be filed in the offices of the County Administrator and the Clerk of the Circuit Court of Wythe County, Virginia.

Validity. If any section, subsection, or provision of this ordinance be declared by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of this ordinance as a whole or any part thereof other than the part so declared to be invalid or unconstitutional.

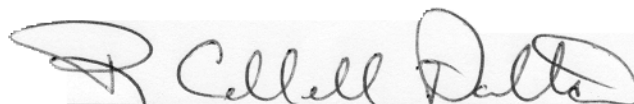
Conflicting Ordinances. All ordinances or portions of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of their conflict.

Effective Date. This ordinance was duly considered following a required public hearing on June 13, 2000, and was adopted by the Board of Supervisors of Wythe County, Virginia at its regular meeting held on June 13, 2000, the member voting as follows:

<u>NAME</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>
Charles S. Dix	X		
Danny C. McDaniel	X		
Wythe B. Sharitz	X		
Howard W. Manley	X		
Anne B. Crockett-Stark	X		
R. Daniel Porter	X		
Susan R. Crigger	X		

This ordinance shall become effective on and after 12:01 a.m. on June 14, 2000.

I certify that this is a true and correct copy taken from the June 13, 2000 minutes of the Wythe County Board of Supervisors meeting.



R. Cellell Dalton, Clerk