

ORDINANCE NO. 19-

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF
MAMMOTH LAKES, STATE OF CALIFORNIA,
AMENDING MUNICIPAL CODE CHAPTERS 12.20.310 AND 12.20.500**

WHEREAS, the use of unmanned aerial vehicles, also known as drones or UAV's, is becoming increasingly popular; and

WHEREAS, establishing a regulatory structure for the use of unmanned aerial vehicles in Town parks, including prohibiting such use except in designated areas and requiring a permit for such use, will help avoid conflicts with other park users and encourage the safe use of such devices; and

WHEREAS, allowing the use of scooters in the Volcom Brothers Skatepark will promote social equity and inclusion by welcoming an expanded population of users to the skatepark;

THE TOWN COUNCIL OF THE TOWN OF MAMMOTH LAKES, STATE OF CALIFORNIA, DOES ORDAIN AS FOLLOWS:

Section 1: Sections 12.20.310 and 12.20.500 of the Town of Mammoth Lakes Municipal Code are amended to read as set forth in Exhibits A and B, respectively, attached hereto and incorporated herein by reference.

Section 2: EFFECTIVE DATE OF ORDINANCE

This Ordinance shall become effective and enforceable thirty (30) days from and after the date of its adoption.

Section 3: POSTING

The Town Clerk shall, within fifteen (15) days after the passage of this Ordinance, cause it to be posted at the duly designated posting places established by resolution of the Town Council, published once in a newspaper of general circulation, and entered in the Book of Ordinances of the Town.

Section 4: SEVERABILITY

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this Ordinance are declared to be severable.

The foregoing Ordinance was PASSED, APPROVED, AND ADOPTED on the 3rd day of April, 2019

V. CLELAND HOFF, Mayor

ATTEST:

JAMIE GRAY, Town Clerk

Exhibit A

12.20.310 - Model airplanes, boats, cars or model rockets.

The operation of motor-driven airplanes, ~~boats, cars, or~~ model rockets, or **Unmanned Aerial Vehicles (UAVs), commonly called drones** are prohibited on park property except in designated areas and without first obtaining a town permit.

Exhibit B

12.20.500 Skateboard and inline skating facilities owned or operated by the town.

- A. With respect to any skateboard facility or inline park owned or operated by the town, any person riding **a non-motorized wheeled device** (skateboard, inline skates, **scooter**, or similar device) shall wear a helmet, elbow pads and knee pads at all times.
- B. The town shall post signs at all facilities affording reasonable notice that any person riding **any non-motorized wheeled device** in a facility designated for one or the other of these purposes must wear a helmet, elbow pads and knee pads, and that any person failing to do so shall be guilty of an infraction and subject to citation.
- C. Any person who fails or refuses to comply with the provisions of this section and who is injured while using the park or facility shall be deemed negligent per se.
- D. No person shall use the skating surface of the Volcom Brothers Skate Park other than for proper use of **non-motorized wheeled devices** (i.e. skateboard, inline skates or scooters). Use of a bicycle on the skating surface of the Volcom Brothers Skate Park is strictly prohibited and any person failing to comply with this requirement shall be guilty of an infraction and subject to citation.