

ORDINANCE 340

**AN ORDINANCE OF THE COMMON COUNCIL OF ELKINS, WEST VIRGINIA
AMENDING AND REVISING CHAPTER 71, STOPPING, STANDING AND
PARKING SPECIFICALLY § 71.46 AND CHAPTER 93, STREETS, SIDEWALKS
AND PUBLIC PLACES SPECIFICALLY § 93.004 and § 93.005**

WHEREAS, the Common Council of the City of Elkins, West Virginia previously adopted ordinances, which are codified and reflected in City Code, Chapter 71, Stopping, Standing And Parking, specifically § 71.46 and City Code, Chapter 93, Streets, Sidewalks And Public Places, specifically § 93.004 and § 93.005;and

WHEREAS, subsequent to the passages of these ordinances, it has become apparent that these specific provisions of the City Code namely, § 71.46, § 93.004 and § 93.005 need to be amended and revised , for clarity and for enforceability issues; and

WHEREAS the Rules and Ordinance Committee has recommended these changes, the Common Council has accepted the recommendations and has determined that by making these amendments to said Chapters, it is in the best interests of the citizens of the City.

NOW THEREFORE BE IT ORDAINED and ENACTED by the Common Council that City Code, § 71.46, § 93.004 and § 93.005 shall only be amended and revised as follows :

§ 71.46 SKATEBOARDS, ROLLER SKATES, ROLLERBLADES AND SIMILAR DEVICES.

(A) No person shall ride or propel skateboards, in-line skates, or roller skates except in a prudent and careful manner, with reasonable regard for the safety of the operator, other persons, and the property of other persons.

§ 93.004 ANIMALS OR BICYCLES ON SIDEWALKS.

(A) No person shall lead, ride, or drive any horse or other livestock along or upon any sidewalks or footpaths.

(B) No person shall ride any bicycle upon any sidewalk within the City; provided, that riders of bicycles, when dismounted, may walk their bicycles along the sidewalks in single file.

§ 93.005 – DELETED

The changes to City Code § 71.46, § 93.004 and § 93.005 are only to the sections referred to herein specifically and all other sections of said Chapters shall remain unchanged and in full force and effect.

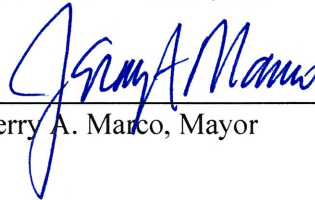
If any portion of this Ordinance shall, for any reason, be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof and Common Council determines that it would have adopted this Ordinance without the invalid provision.

This Ordinance shall become effective upon passage.

PASSED AND APPROVED ON FIRST READING: January 9, 2025.

PASSED AND APPROVED ON FINAL READING: January 23, 2025.

CITY OF ELKINS, WEST VIRGINIA



Jerry A. Marco, Mayor

Attest:



Sutton Stokes, City Clerk