

ORDINANCE 2022-28

ORDINANCE PROHIBITING RECREATIONAL VEHICLES ON WALKING PATHS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOXLEY, ALABAMA, AS FOLLOWS:

WHEREAS, the City Council of the City of Loxley has determined that it is in the interest of public health, safety, and welfare to keep all City sidewalks in Loxley, including the walking paths in Loxley Municipal Park, clear of recreational motorized vehicles to allow for their safe use by pedestrians; and


WHEREAS, the City Council of the City of Loxley has determined that ATVs, four wheelers, golf carts, and other recreational motorized vehicles have been used to the detriment and danger of pedestrians on City sidewalks in the past;

WHEREAS, the City Council acknowledges that some people with disabilities require the use of motorized mobility scooters and wheelchairs and that the use of motorized mobility equipment by people with disabilities must be excepted from this ordinance;

THEREFORE, the City Council of the City of Loxley ordains as follows:

1. It shall be unlawful to operate an ATV, four-wheeler, golf cart, or any other kind of recreational motorized vehicle on the sidewalks in the City of Loxley, which include the walking paths in the Loxley Municipal Park.
2. This Ordinance does not prohibit people with disabilities as defined by 42 U.S.C. §12102, who use power-driven mobility devices, including but not limited to motorized mobility scooters, motorized wheelchairs, golf carts, and Segways, from using those devices on City sidewalks and walking paths.
3. The Municipal Court of the Town of Loxley shall levy and assess a fine to any person in violation of this ordinance of five hundred dollars (\$500.00) plus court costs. This fine amount complies with Ala. Code 1975 §11-45-9.

ADOPTED AND APPROVED this 29th day of August, 2022.


Richard Teal
Mayor


ATTEST:


Melissa Lawrence
City Clerk/Treasurer

CERTIFICATION

I, Melissa Lawrence, Clerk of the City of Loxley, Alabama, hereby certify that above-noted ordinance was published by posting copies thereof in the Loxley Post Office, the Town Hall, the Loxley Public Library, and the Loxley Police Station beginning August 31, 2022, and took effect five days thereafter.




Melissa Lawrence
City Clerk/Treasurer