Council Member _____ made a motion to approve the following Ordinance as presented. A vote of ___.

ORDINANCE TO AMEND TOWN CODE OF ORDINANCES CHAPTER 47- TRAFFIC & VEHICLES; ARTICLE V - BICYCLES AND TOY VEHICLES, TO ADD NEW SECTION SEC. 47-165- WHEELED VEHICLES OTHER THAN BICYCLES AND SKATES.

ORDINANCE # O-25-37

WHEREAS, the Black Mountain Code of Ordinances was adopted by the Town Council on the 13th day of December 1993, and the Black Mountain Land Use Code was adopted by the Town Council on the 11th day of January 2010; and

WHEREAS, the Town of Black Mountain seeks to promote public safety for pedestrians and motorists within the downtown district; and

WHEREAS, the Town Council finds it necessary to clarify and update existing ordinances governing bicycles, toy vehicles, and other similar devices to address public safety concerns and ensure accessibility for all residents and visitors.

NOW, THEREFORE BE IT ORDAINED that Chapter 47, Article V, Secs. 47-165 - 47-181, of the Town of Black Mountain Code of Ordinances, be amended with the following new section (additions are underlined in bold and deletions are shown in red struck text):

Chapter 47 – Traffic and Vehicles

Article V – Bicycle and Toy Vehicles

Sec. 47-165. – Restrictions on Use of Bicycles, Toy Vehicles, and Similar Devices.

(a) No person upon roller skates or riding in or by means of any skateboard, coaster, sled, tricycle, velocipede, toy vehicle, hoverboard, electric scooter, motorized play vehicle, or any other similar device shall go upon any roadway, sidewalk, or pedestrian walkway within the downtown business district, except while crossing a street at a crosswalk.

(b) When crossing a street or crosswalk, such person shall be granted all rights and be subject to all duties applicable to pedestrians under the same circumstances.

(c) This section shall not apply to infant-carrying equipment, strollers, or mobility devices designed and used by persons with disabilities.

(d) Nothing in this section shall prohibit the lawful operation of bicycles or other permitted vehicles in the roadway as defined and authorized under North Carolina General Statutes.

(e) It shall be unlawful for any person to use or operate any device in a manner that interferes with or disturbs pedestrian traffic, creates a safety hazard, or obstructs the free passage of persons in the downtown area.

Severability.

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Secs. 47-166-47-181. – Reserved.

READ, APPROVED AND ADOPTED, by a vote of ____ to ____ on this the 8th day of December 2025.

_____
C. Michael Sobol, Mayor

ATTEST:

_____
Wesley M. Barker, Town Clerk