

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

13-016-0

ORDINANCE NO. _____

AN ORDINANCE ALLOWING BICYCLES TO BE WALKED THROUGH THE NORTHWEST PASSAGE, AMENDING SECTION 44A-5 OF THE DULUTH CITY CODE, 1959, AS AMENDED.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That section 44A.5 of the Duluth city code, 1959, as amended, is hereby amended to read as follows:

Sec. 44A-5. Use of bicycles, skateboards, etc., prohibited.

No person shall ride or use a bicycle, skateboard, roller skates, pogo stick, motor vehicle, tricycle, unicycle or other non-pedestrian means of transportation ~~similar device~~ within the skywalk system except as provided below or otherwise provided for in Article II of this Chapter. This Section shall not be construed to apply to:

(a) wheelchairs or other devices used to aid handicapped persons; ~~or to~~

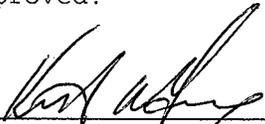
(b) vehicles or devices used for maintenance of the skywalk system; ~~or to~~

(c) any police officer of the city while on duty; or

(d) walking pedestrians pushing bicycles through that portion of the skywalk system within Block 10, CENTRAL DIVISION OF DULUTH and the portion of the street easement for 3rd Avenue West adjacent thereto and from said portion to the northwesterly wall of Pioneer Hall which is part of the Duluth Entertainment and Convention Center.

Section 2. This ordinance shall take effect only after the effective date of a subsequently-passed ordinance establishing the effective date thereof.

Approved:



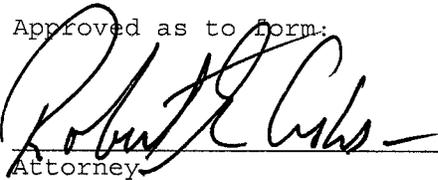
Department Director

Approved for presentation to council:



Chief Administrative Officer

Approved as to form:



Attorney

Approved:



Auditor

ATTY REA:db March 1, 2013

STATEMENT OF PURPOSE: The purpose of this ordinance is to amend the existing skywalk ordinance's prohibition on the use of bicycles in the Skywalk System to allow pedestrians to walk their bicycles through the Northwest Passage and that portion of the Skywalk System to contained in the new Multi-modal Center as part of the development of that Center. It also re-organizes the rest of the existing exceptions the use non-pedestrian modes of transport and more generically describes the prohibited modes.

This ordinance is intended to go into effect only when the reconstruction and expansion of the Northwest Passage has been completed but the ordinance needs to be passed now in order to allow federal funding of the project to proceed. This is the reason for the unusual "effective date" provision, requiring a subsequent ordinance to set that date.