

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 38, REGULATING THE USE OF CITY  
PARKS AND OTHER CITY FACILITIES, TO ADD ARTICLE IV,  
REGULATING THE USE OF CITY TRAILS

THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW DOES HEREBY  
ORDAIN AS FOLLOWS:

Section 1. Chapter 38 of the Mountain View City Code is hereby amended to add  
Article IV as follows:

**“ARTICLE IV - REGULATING THE USE OF CITY TRAILS**

**SEC. 38.200**

a. For purposes of this Article IV only, a trail is defined as a paved recreational amenity that serves a wide range of users, including, but not limited to, bicyclists, walkers, joggers, in-line skaters, children in strollers and people using mobility devices (such as wheelchairs) completely separated from any street or highway. This is distinct from a pathway within a park as referenced in Section 38.9 of the City Code.

b. The speed limit for any trail under this Article shall not exceed 15 miles per hour, but in no instance shall the speed allowed be greater than is reasonable and prudent under the conditions then existing.

**SEC. 38.201**

a. The use of electric-assist bicycles and electric scooters, as defined by the California Vehicle Code, and skateboards, is permitted for a one-year trial period from the effective date of this Article IV.

b. The use of electric skateboards is permitted for a one-year trial period from the effective date of any provisions of the California Vehicle Code, as amended, defining electric skateboards and permitting such use on trails.

**SEC. 38.202**

The effective date of this Article IV is August 1, 2015.”

Section 2. The provisions of this ordinance shall be effective thirty (30) days from and after the date of its adoption.

Section 3. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the other remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional.

Section 4. Pursuant to Section 522 of the Mountain View City Charter, it is ordered that copies of the foregoing proposed ordinance be posted at least two (2) days prior to its adoption in three (3) prominent places in the City and that a single publication be made to the official newspaper of the City of a notice setting forth the title of the ordinance, the date of its introduction, and a list of the places where copies of the proposed ordinance are posted.

Section 5. This ordinance is categorically exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301(c) ("Existing Facilities") because the project involves negligible expansion to the existing use of a bicycle and pedestrian trail.

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JM/CV/7/ORD  
247-06-09-15o-E