

Operation of a Go-Ped within Stonegate

Stonegate's CC&Rs do not have a specific prohibition on Go-Peds, nor do they address their operation within the community. The major concerns established regarding the operation of Go-Peds within Stonegate includes: excessive noise, unsafe operation, underage operators, not wearing required safety equipment (i.e. helmets), and night time use. Therefore, the City of Scottsdale was contacted to determine if it has established any guidelines for the safe, operational use of Go-Peds within city limits.

We learned that Scottsdale City Code 19-90 defines a go-ped or motorized skateboard as a self-propelled device, which has a motor, a deck on which a person may ride and at least two (2) wheels in contact with the ground.

The following excerpt is taken from a pamphlet published by the City of Scottsdale Police Department "UPDATE! GO-PEDS" as it pertains to City Code 19-90. Modifications have been made to the excerpt, in order to develop Stonegate guidelines that pertain to the use and operation of a Go-Ped within Stonegate.

The following guidelines are established:

- Riding in an area posted NO GO-PEDS and/or NO SKATEBOARDS is not permitted.
- No Go-Ped may be operated on any roadway consisting of a total of four (4) or more marked traffic lanes, or having an established speed limit of greater than twenty-five (25) miles per hour.
- No child under the age of fourteen (14) shall operate a Go-Ped.
- No operator of a Go-Ped may allow passengers when the Go-Ped is in operation or motion, nor may it be used for the towing of another person.
- No operator of a Go-Ped may attach themselves to a moving vehicle.
- No operator of a Go-Ped shall carry any packages, bundles or articles, which prevents the operator from keeping both hands on the steering mechanism.
- No person, other than the owner, shall operate a Go-Ped without the written permission of the owner.
- No person shall operate a Go-Ped that has been structurally altered from the original manufacturer's design. All mufflers must remain intact. Go-Ped operators can be cited for a noise disturbance.
- No person shall operate a Go-Ped in a crosswalk.
- All operators must obey all traffic laws/restrictions.
- No person shall transport extra fuel.
- No operator shall ride more than two (2) abreast.
- An operator of a Go-Ped under the age of eighteen (18) years shall wear a helmet at all times.
- The operator of a Go-Ped shall wear footwear that has a sole and completely covers the foot.
- No nighttime operation of a Go-Ped is permitted within Stonegate.

- All Go-Peds must be equipped with a brake, which enables the operator to make a braked vehicle skid on pavement.
- Go-Peds are not permitted anywhere within the recreational area.
- Go-Peds may not be operated on any sidewalk.

A Go-Ped must always be operated in a safe and legal manner, its operators must always wear a helmet and other safety gear, and its operators must always obey all traffic laws. If improper operation is observed within Stonegate, the Community Association reserves the right to confiscate a Go-Ped, and return the Go-Ped to the parents. Parents are ultimately responsible for the actions and safety of their children, and should be aware of the capabilities and limitations of the Go-Ped, and their child. Parents should monitor their child's use of a Go-Ped, so as not to create a noise disturbance for their neighbors.

A violation of any of the aforementioned restrictions and/or traffic laws can result in the following enforcement actions:

City of Scottsdale –

- 1.) A citation can be issued by the City of Scottsdale to the operator of a Go-Ped for a failure to obey adopted restrictions and/or traffic laws.

Stonegate Community Association –

- 1.) Common area use violation - A fine being assessed to a homeowner, if improper use of a Go-Ped is observed in the community.
- 2.) Noise Violation – A fine can be assessed to a homeowner, if excessive noise is permitted to disturb members of the community.
- 3.) Municipal Notification – The City of Scottsdale can be contacted for additional enforcement action, if necessary.