



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 1 4 - 0 2 3 4

MAY 0 8 2014.

REPORT RE:

DRAFT ORDINANCE AMENDING LOS ANGELES MUNICIPAL CODE SECTION 63.44(O) TO INCLUDE ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES, AS WELL AS HYBRID, MULTIPLE-WHEELED MOTOR SCOOTER-TYPE DEVICES, AND HYBRID, MULTIPLE-WHEELED ELECTRIC PERSONAL ASSISTIVE MOBILITY-TYPE DEVICES AS DEVICES PROHIBITED FROM OPERATING ON ANY BOARDWALK, SIDEWALK, BIKE PATH OR OTHER PUBLIC WAY WITHIN THE LIMIT OF ANY PARK CONSISTING OF BEACH LANDS OR BEACH PROPERTIES ADJOINING THE WATERFRONT OF THE PACIFIC OCEAN BETWEEN THE SOUTHERLY BOUNDARY OF THE CITY OF SANTA MONICA AND WASHINGTON STREET IN THE CITY OF LOS ANGELES

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Main Street
Los Angeles, California 90012

Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. The draft ordinance would amend Subsection (O) of Section 63.44 of the Los Angeles Municipal Code to include electric personal assistive mobility devices, as well as hybrid, multiple-wheeled motor scooter-type devices, and hybrid, multiple-wheeled electric personal assistive mobility-type devices as devices prohibited from operating on any boardwalk, sidewalk, bike path or other public way within the limit of any park consisting of beach lands or beach properties adjoining the waterfront of the Pacific Ocean between the southerly boundary of the City of Santa Monica and Washington Street in the City of Los Angeles.

The draft ordinance contains an exemption to allow a person who, by reason of physical disability, is otherwise unable to move about as a pedestrian as defined in California Vehicle Code Section 467 to operate an electric personal assistive mobility device or other power-driven mobility device, such as a hybrid, multiple-wheeled, electric personal assistive mobility-type device, as long as the device is in compliance with the requirements set forth in California Vehicle Code Sections 21281 and 21281.5. The draft ordinance is being transmitted as an urgency ordinance.

Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the Department Recreation and Parks, and the Los Angeles Police Department asking them that they make any comments that they may have directly to the City Council when you consider this matter.

If you have any questions regarding this matter, please contact Deputy City Attorney Michael D. Nagle at (213) 978-8141. He or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 
DAVID MICHAELSON
Chief Assistant City Attorney

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Transmittal