

Authority: Item 5, Public Works Committee
Report 08-004 (PW08021)
CM: February 27, 2008

Bill No. 064

CITY OF HAMILTON

BY-LAW NO. 08-064

**To Amend By-law No. 01-215
To Permit the Use of City Sidewalks by Segway Personal Transporters**

WHEREAS sections 8, 9 and 10 of the Municipal Act, 2001, S.O. 2001, c. 25, authorize the City of Hamilton to pass by-laws as necessary or desirable for the public and municipal purposes, and in particular paragraphs 4 through 7 of subsection 10(2) authorize by-laws respecting: assets of the municipality, the economic, social and environmental well-being of the municipality; health, safety and well-being of persons; the provision of any service or thing that it considers necessary or desirable for the public;

AND WHEREAS on the 18th day of September, 2001, the Council of the City of Hamilton enacted By-law No. 01-215 to regulate traffic;

AND WHEREAS Council desires to amend By-law No. 01-215 to permit limited use of Segway personal transporters on City sidewalks;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. City of Hamilton By-law No. 01-215 as amended, is hereby further amended by repealing and replacing Section 21 with the following section:

“21.(1)No person shall ride on a bicycle, skateboard, skis, coaster, or similar devices, over or upon a sidewalk save at a properly constructed crossing, but this provision shall not apply to baby carriages, roller skates, children's tricycles, or other such conveyances appropriate to sidewalks, or to authorized users of Segway Personal Transporters who operate the Segway in compliance with Ontario Regulation 488/06.

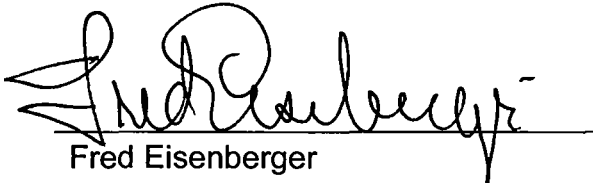
(2) For the purposes of subsection 21(1) authorized users are a member of the Hamilton Police Service, or a person who is 14 years old or older whose mobility is limited by one or more disabilities, conditions or functional impairments.

(3) For the purposes of subsection 21(1) a Segway Personal Transporter is a device manufactured by Segway Inc. and called a Segway Personal Transporter or a Segway Human Transporter, which device has not been modified after its manufacture other than by the addition of a basket, bag,

bell, horn or lamp or other accessory customarily attached to a bicycle, and which addition does not increase the speed capability of the device.”

2. Subject to the amendments made in this By-law, in all other respects, By-law No. 01-215, including all Schedules thereto, as amended, is hereby confirmed unchanged.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED and ENACTED this 26th day of March, 2008


Fred Eisenberger
Mayor


Kevin C. Christenson
City Clerk