

CHAPTER 9.04: HAZARDOUS RECREATIONAL ACTIVITIES*Added 02/21/08*

Section

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§ 9.04.001 PURPOSE.

The purpose of this Chapter is to promote the health, safety and welfare of those persons desiring to engage in hazardous recreational activities within designated areas of the Town of River Bend. This Chapter is intended to comply with and supplement the Hazardous Recreation Parks Safety and Liability Act, Chapter 99E, Article 3 of the North Carolina General Statutes, and shall be interpreted in accordance therewith.

§ 9.04.002 AUTHORITY AND ENACTMENT.

This Chapter is adopted under the authority and provision of the General Statutes of the State of North Carolina, Chapter 160A, Article 6, Section 160A-174.

§ 9.04.003 JURISDICTION.

This Chapter shall apply to the River Bend Skate Park located at 45 Shoreline Drive and any other Designated Areas as defined by the Town Council.

§ 9.04.004 DEFINITION OF TERMS.

- (a) “Protective Equipment” shall mean properly fitted helmets with a fastened chin strap, elbow pads and kneepads.
- (b) “Helmet” shall mean protective headgear that meets or exceeds standards established by the American National Safety Institute.
- (c) “Hazardous Recreational Activities” shall mean skateboarding or inline skating. Specifically excluded from this definition, as it is a prohibited activity in the River Bend Skate Park and all other Designated Areas, is any type of bicycling including freestyle bicycling.

- (d) “Designated Areas” shall mean those areas within the Town of River Bend specifically set aside for those engaging in Hazardous Recreational Activities, including the River Bend Skate Park. A list of Designated Areas shall be maintained by the Town Clerk, and each Designated Area shall include a sign clearly identifying such area for Hazardous Recreational Activities use.
- (e) “Participant” shall mean a person, regardless of age, who engages in a Hazardous Recreational Activity within any Designated Area.

§ 9.04.005 RULES AND REGULATIONS.

The Town Manager, or his designee, shall establish rules and regulations governing the use of all Designated Areas. The rules and regulations shall be posted prominently near the entrances to all Designated Areas. Any person may request, at no charge, a written copy of the current rules and regulations.

§ 9.04.006 DUTIES OF PARTICIPANTS.

- (a) All Participants shall wear Protective Equipment while engaging in any Hazardous Recreational Activity within a Designated Area.
- (b) All Participants shall comply with all rules and regulations applicable to Designated Areas. Failure to so comply shall constitute a violation of this Chapter 9.04.
- (c) All Participants must have on file with the Town an “Acknowledgment, Waiver and Release of Liability” signed by them, or signed on their behalf by a parent or legal guardian, prior to engaging in a Hazardous Recreational Activity in a Designated Area.
- (d) All Participants must have in their possession valid registration card issued by the River Bend Police Department while engaging in a permitted Hazardous Recreational Activity in Designated Areas.

§ 9.04.007 VIOLATIONS.

Any person violating this Chapter shall be subject to penalties established in Section 1.01.999 of the Town of River Bend Code of Ordinances.