

# County of Santa Barbara Board of Supervisors Hearing

## Road Encroachment Ordinance Updates for Bicycles, Scooters, and Outdoor Dining

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November 6, 2018

**Public Works Department  
Transportation Division**



# Overview

Road Encroachment Ordinance  
Update

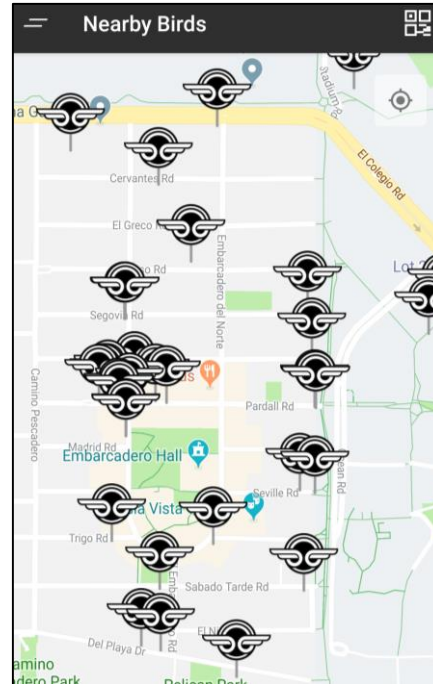
- Current Status
- Proposed updates
  - Chapter 9 – bicycles, scooters and other on-demand shared mobility devices (SMDs)
  - Chapter 23 – use of the roadway by vehicles
  - Chapter 28 – use of the right-of-way for business
- Recommendations

# Current Status

## Road Encroachment Ordinance Update

### Scooters have arrived

- City of SB – came and went: arrived early summer and were subsequently banned by emergency ordinance pending ordinance changes
- County – arrived in Isla Vista in September. No regulating ordinances currently in place.
- UCSB – banned pending further discussion
- City of Goleta – arrived mid October, no regulating ordinances currently in place.



# Current Status

## Road Encroachment Ordinance Update

- Car, bike and scooter sharing
  - Carshare was covered by a temporary Ordinance
  - Bikeshare minimally covered by Resolution
  - Scooters ( Shared Mobility Devices, or SMDs) are not in the current code
- Use of the right-of-way for business purposes
  - Vending code section exists, but needs updating due to case law
  - Outdoor Dining covers Isla Vista only





# Current Status

Road Encroachment Ordinance  
Update

## Bike share Chapter 9 – Bicycles

- Defines and regulates bicycles and skateboards
- No identified locations for use of right-of-way
- Does not include provisions for motorized bicycles
- Does not include use of right-of-way for bike share
- Does not establish fees
- On-demand services have begun in Isla Vista



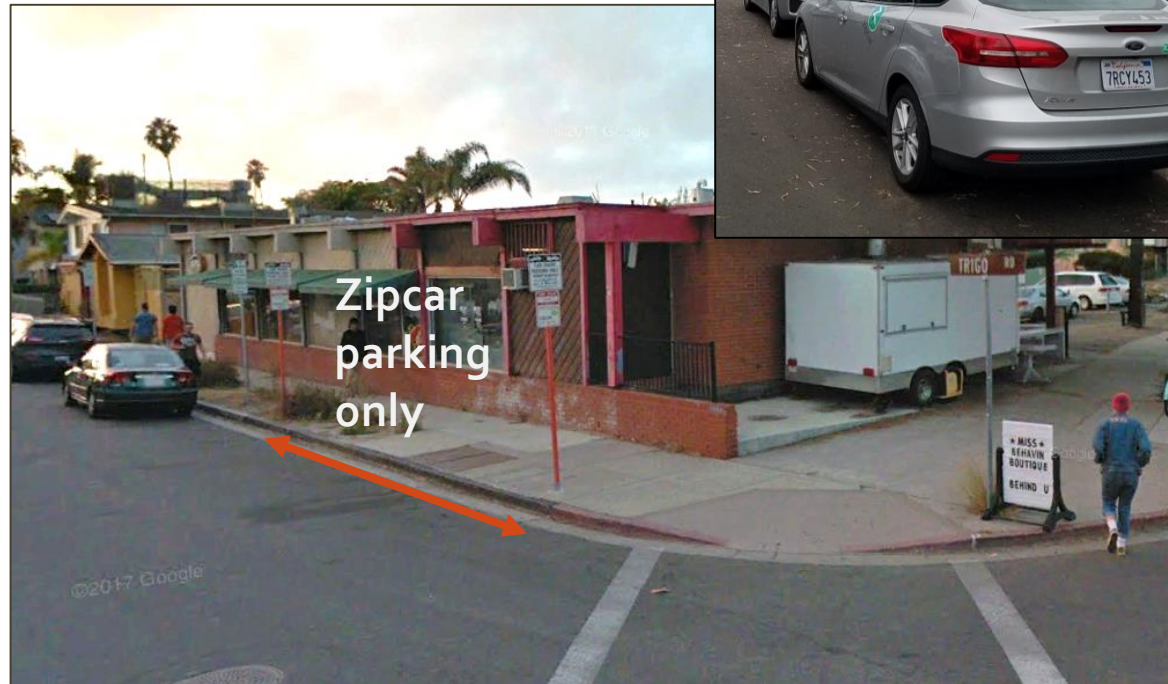
# Current Status

Road Encroachment Ordinance Update

## Car share

Sec. 23-11.12. Car share permit parking spaces within Isla Vista

- Initiated in 2010-2011
- Pilot Program initiated in code
- Locations identified by Resolution
- Fees not established



# Current Status

Road Encroachment Ordinance Update

## Scooters and other shared mobility devices (SMDs)

- Not included in current County Code
- On-demand scooter services have begun in Isla Vista





# Current Status

Road Encroachment Ordinance  
Update

## Outdoor Dining

Sec. 28-130. Allows for use, regulation, and fees within road right-of-way for dining

- Initiated in 2012
- Establishes guidelines for use of right-of-way for business purposes
- Allows for regulation and fees (per square foot)
- Updated annually





# Purpose of Modifications

So businesses using the right-of-way ensure they are operating safely and not creating a nuisance

## Approach

- 1) Adopt Ordinance to begin oversight of operations
- 2) Adjust Ordinance, Resolutions, and permits as needed

## Recommended Modifications

Road Encroachment Ordinance Update



# Recommended Modifications

Road Encroachment Ordinance  
Update

## **Chapter 9- BICYCLES, SKATEBOARDS, SCOOTERS, AND ON-DEMAND MOBILITY SERVICES**

### **Defines**

- Bicycles
  - Non-motorized
  - “E-bikes” (3 classes, depending on top speed)
  - Motorized bicycles and other classes
- Skateboards
- Scooters and other on-demand shared mobility services (SMD): electric and motorized
- Spaces in right-of-way designated for exclusive use of these vehicles
- Businesses offering on-demand SMD services

### **Provides guidance and regulation of**

- Operation of businesses providing SMD services
- Allowed use of right-of-way for these services
- Provisions for impounding, fees, insurance and compliance (through encroachment permit process)

# Recommended Modifications

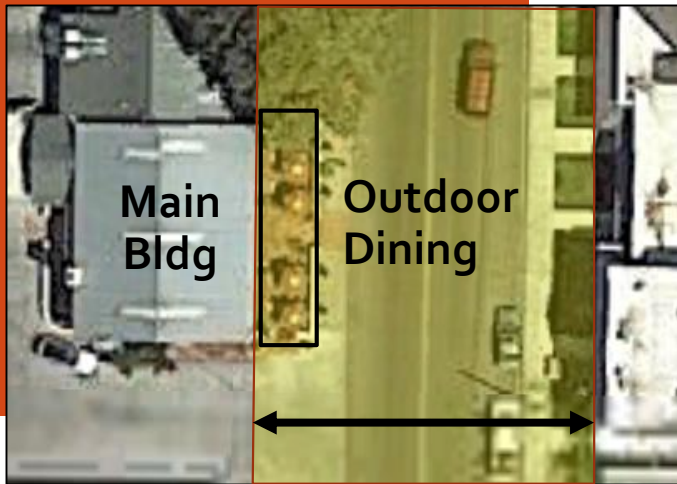
Road Encroachment Ordinance Update

## Chapter 23- Parking

Modifications allow for On-Demand Shared Mobility Device (SMD) operators to use the right-of-way for business, with permit conditions

## Chapter 28

Modifications allow for **countywide** outdoor dining and SMDs to use the right-of-way with permit conditions, regulation and fees



# Next Steps

## Road Encroachment Ordinance Update

- 1) If approved, come back with Resolution to set fees for annual permits and impound
- 2) Develop annual permit conditions for things like:
  - Permit application requirements
  - Insurance requirements
  - Fleet size limit options
  - Data sharing requirements
  - Requirements for renewal
- 3) Monitor and discuss with regional partners and update ordinances and processes as warranted

### Potential Fee Structure

- Application fee
- Per vehicle fee
- Fee for square feet of dedicated right of way
- Impound fee







Thank you!

