

The Crest HOA Rules and Regulations Proposed Change of 5-27-2021

The purpose and effect of the proposed rule changes are to: Identify specific behaviors and actions allowed and prohibited within the Crest HOA community in regard to users of non-motorized scooters, and motorized skateboards and scooters. Also to identify behaviors and actions prohibited by anyone within the community to limit the HOA's insurance liability due to personal injury or property damage.

Delete Old Rule A13.

A13. Scooters, Motorized Scooters, and Skateboards are prohibited within the common area, including all Association parking areas, streets and sidewalks.

Insert New Rule A13, A13a, A13b, and A13c.

A13. Use of non-motorized skateboards is prohibited within the common area, including all HOA parking areas, streets, and sidewalks

A13a. Operators of electrically motorized boards (electric skateboards) 16 years or older may operate an electrically motorized board in accordance with California Vehicle Code Section 21290 – 21293 “Operation of Motorized Boards”.

All wheels of the motorized board must remain in contact with the road, parking lot or sidewalk at all times. Jumping curbs, ramps, or handrails or performing any other “trick” or “feat of skill” that lifts the skateboard's wheel or wheels off the ground is prohibited anywhere within the common area including HOA parking areas, streets, and sidewalks.

Pedestrians always have the right of way on all sidewalks.

Operators of electric skateboards do so at their own risk and are encouraged to have personal liability and personal injury insurance to cover any damage or injuries caused by their motorized skateboard use. The operator of a motorized skateboard is solely responsible for any injuries or damages caused by their motorized skateboard use.

The HOA is not responsible for injuries to any person or damages to any property caused by motorized skateboard use.

A13b. Operators Permitted or Licensed by the State of California DMV to operate a motorized vehicle may operate properly equipped motorized scooters within the HOA common area including parking areas, streets, and sidewalks in accordance with California Vehicle Code “Operation of Motorized Scooters” Section 21220 – 21235. Pedestrians always have the right of way on all sidewalks.

All wheels of the motorized scooter must remain in contact with the road, parking lot or sidewalk at all times. Jumping curbs, ramps, or handrails or performing any other “trick” or “feat of skill” that lifts the scooter's wheel or wheels off the ground is prohibited anywhere within the common area including HOA parking areas, streets, and sidewalks.

Operators of motorized scooters do so at their own risk and are encouraged to have personal liability and personal injury insurance to cover any damage or injuries caused by their motorized scooter use. The operator of a motorized scooter is solely responsible for any injuries or damages caused by their motorized scooter use.

The HOA is not responsible for injuries to any person or damages to any property caused by motorized scooter use.

**Comments or recommendations should be emailed by 16 July 2021 to
Jill@propadvantage.com**

A13c. Operators of **non-motorized scooters** are not required to be permitted or licensed by the State of California DMV, but they are required to follow all other rules and regulations in accordance with California Vehicle Code “Operation of Motorized Scooters” section 21220 – 21235, when operating a non-motorized scooter within the HOA common area including parking areas, streets, and sidewalks. These regulations include but are not limited to:

1. Scooter must have a brake capable of stopping the scooter
2. Maximum speed allowed is 15 miles per hour
3. Wear a properly fitted and fastened bicycle helmet
4. Only one person allowed on the scooter at any time
5. Only operate the scooter in the parking lot area or on the roads
6. Do not ride on sidewalks unless you are going directly to or from your home
7. Do not carry anything that would limit your ability to steer the scooter
8. Keep handlebar hand grips below rider’s shoulder height
9. Do not park or leave a scooter on any sidewalk that would block pedestrian traffic
10. Do not attach the scooter or rider to any other moving vehicle, scooter, or rider within the common area including parking lots, roads, or sidewalks.
11. Pedestrians always have the right of way on all sidewalks.

All wheels of the non-motorized scooter must remain in contact with the road, parking lot or sidewalk at all times. Jumping curbs, ramps, or handrails or performing any other “trick” or “feat of skill” that lifts the non-motorized scooter’s wheel or wheels off the ground is prohibited anywhere within the HOA common area including all parking areas, streets, and sidewalks.

Operators of non-motorized scooters do so at their own risk and are encouraged to have personal liability and personal injury insurance to cover any damage or injuries caused by their non-motorized scooter use. The operator of a non-motorized scooter is solely responsible for any injuries or damages caused by their non-motorized scooter use.

The HOA is not responsible for injuries to any person or damages to any property caused by non-motorized scooter use.

A14. Owners shall be responsible for the cost to repair any damages to any part of the common area caused by the negligent or willful behavior of the Owner, the family, tenants, guests and/or invitees.

Add to Existing Rule A14 - Climbing into, onto or up in a tree, shrub, or bush within the common area is specifically prohibited. Playing on or climbing up or down any hillside or slope within the common area is prohibited. HOA is not responsible for any injuries caused by this prohibited behavior.

A20. Dumpsters are designed to hold normal household trash. Large loads (furniture, mattresses, or appliances) shall not be placed into dumpster receptacles or left in the dumpster enclosure at any time. The dumpster lid and gate must be closed after use. To dispose of large items such as furniture, mattresses, or appliances, Owners shall call a local charity to donate the item or call Coast Waste Management at (800) 896-7444 for a special pickup. The cost for any such special pickup shall be the responsibility of the party requesting the pickup.

Add to Existing Rule A20- Climbing or playing on top of dumpster containers, dumpster enclosure walls or dumpster enclosure gates is prohibited.

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