

**INTRODUCTORY LOCAL LAW
AMENDMENT OF VILLAGE
VEHICLE AND TRAFFIC LAW
E-BIKE AND SCOOTER REGULATIONS**

BE IT ENACTED by the Board of Trustees of the Village of Walden, County of Orange, State of New York, as follows:

Section 1. Chapter 251, titled "Vehicles and Traffic," of the Code of the Village of Walden is amended by adding a new Article VI, entitled "Regulation of E-Bikes and E-Scooters," To read as follows:

§291-15 Definitions

E-Bike or Bicycle with an electric assist – A bicycle that is no more than thirty-six inches wide and has an electric motor of less than seven hundred fifty watts, equipped with operable pedals, meeting the equipment and manufacturing requirements for bicycles adopted by the Consumer Product Safety Commission under 16 C.F.R. Part 1512.1 et seq. and meeting the requirements of one of the following three classes:

- (1) "Class one bicycle with electric assist." A bicycle with electric assist having an electric motor that provides assistance only when the person operating such bicycle is pedaling, and that ceases to provide assistance when such bicycle reaches a speed of twenty miles per hour.
- (2) "Class two bicycle with electric assist." A bicycle with electric assist having an electric motor that may be used exclusively to propel such bicycle, and that is not capable of providing assistance when such bicycle reaches a speed of twenty miles per hour.
- (3) "Class three bicycle with electric assist." Solely within a city having a population of one million or more, a bicycle with electric assist having an electric motor that may be used exclusively to propel such bicycle, and that is not capable of providing assistance when such bicycle reaches a speed of twenty-five miles per hour.

Electric Scooter – Every device weighing less than one hundred pounds that (a) has handlebars, a floorboard or a seat that can be stood or sat upon by the operator, and an electric motor, (b) can be powered by the electric motor and/or human power, and (c) has a maximum speed of no more than twenty miles per hour on a paved level surface when powered solely by the electric motor.

§291-16 Regulation of E-Bikes and Electric Scooters

In addition to compliance with all other applicable rules and regulations, including State Vehicles and Traffic Law §1242 pertaining to the operation of E-Bikes and Vehicles and Traffic Law §1282 pertaining to the operation of Electric Scooters, the following requirements shall apply to all operators of E-Bikes and/or Electric Scooters:

- (1) No person and/or passenger shall operate an E-Bike or Electric Scooter unless such person is wearing protective head gear meeting the standards of the American National Standards Institute (ANSI Z 90.4 Bicycle Helmet Standards), the Snell Memorial Foundation Standards for Protective Headgear for use in Bicycling, the American Society of Testing and Materials (ASTM) Standards for Bicycle Helmets, the Safety Equipment Institute Standards for Bicycle Helmets, or the United States Consumer Product Safety Commission Standards for Bicycle Helmets.
- (2) No person shall operate an E-Bike or Electric Scooter on any sidewalk or in a manner to impede any pedestrian using any sidewalk located within the Village.
- (3) No person shall operate an E-Bike or Electric Scooter on any public land or property other than a highway exclusive of any greenway running adjacent to, or connected with a highway and any trail designated by the Village, any operation on a Village designated trail shall be limited to Class 1 and 2 E-Bikes only, between the hours of 7am and sundown and subject to all other requirements of Vehicle and Traffic Law §1242 and §1282.

§291-17 Fines

Any violation of this Article VI shall be subject to fines and penalties pursuant to §1242 of the State Vehicle and Traffic Law.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State: