

SECTION I: LEGISLATIVE INTENT:

The Town Board of the Town of East Hampton seeks to ensure the safety of pedestrians and cyclists alike on the Town's sidewalks.

SECTION II: TOWN CODE AMENDED:

Town Code Chapter 95 ("Bicycles, Skates and Surreys") is hereby amended by adding the following:

§95-1 ("Definitions").

As used in this chapter, the following terms shall have the meanings indicated:

BICYCLE WITH ELECTRIC ASSIST

A bicycle which 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:

(a) "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.

(b) "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.

(c) "Class three 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-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.

ELECTRIC SKATEBOARD

An electric skateboard is a personal transporter based on a skateboard. The speed is usually controlled by a wireless hand-held throttle remote, or rider body weight-shifting between front of the board for forward motion and rear for braking.

ELECTRIC UNICYCLE

An electric unicycle is a personal electric vehicle with one wheel used by a single rider. An electric unicycle is powered by a motor and the rider controls the vehicle's movement, trajectory, and balance using body movements.

§95-3 ("Rules and Regulations").

D. Sidewalks.

- (1) Restricted. No person shall operate a bicycle or skateboard on any sidewalk within the downtown areas of Amagansett and Montauk or on the east side North Main Street, East Hampton between Collins Avenue and Floyd Street.
- (2) Right-of-way. Whenever any person is riding a bicycle upon a sidewalk not within the downtown areas of Amagansett and Montauk or on the east side of North Main Street, East Hampton between Collins Avenue and Floyd Street, such person shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing such pedestrian.
- (3) Prohibited. No person shall operate a bicycle with electrical assist or an electric scooter or electric skateboard or electric unicycle on any sidewalk within the jurisdictional confines of the Town of East Hampton, exclusive of areas wholly within any incorporated village.

SECTION III: AUTHORITY

The proposed local law is enacted pursuant to Municipal Home Rule Law §10(1)(i) and New York State Town Law §130(1).