

**CITY OF PACIFIC
WASHINGTON**

ORDINANCE NO. 2026-2122

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF PACIFIC, WASHINGTON, CREATING
CHAPTER 10.80 OF THE PACIFIC MUNICIPAL CODE
TO RELATING TO ELECTRIC-ASSISTED BICYCLES;
PROVIDING FOR SEVERABILITY AND
CORRECTIONS; AND ESTABLISHING AN EFFECTIVE
DATE.**

WHEREAS, the use of electric-assisted bicycles has become more popular due to their overall availability and electric-assisted bicycle share programs; and

WHEREAS, the Washington State Legislature amended Title 46 of the Revised Code of Washington responding to the increased use of electric-assisted bicycles share programs; and

WHEREAS, the RCW 46.61.710 authorizes cities to regulate the use of electric-assisted bicycles and the City desires to create a new chapter, 10.80, to respond to the increased use of electric-assisted bicycles; and

WHEREAS, the proposed regulations are in the best interest of the health, safety, and welfare of the citizens of the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Findings. The recitals above are incorporated herein as findings of the City Council.

Section 2. New Chapter. A new Chapter 10.80 is hereby added to the Pacific Municipal Code, which shall read as follows:

CHAPTER 10.80

ELECTRIC-ASSISTED BICYCLES

10.80.010 - Definitions

“Bicycle” shall have the meaning as set forth in PMC 10.54.060.

“Electric-assisted bicycle” “class 1 electric-assisted bicycle,” “class 2 electric-assisted bicycle,” and “class 3 electric-assisted bicycle” shall have the meanings as set forth in

RCW 46.04.169 as now adopted or hereafter amended. For clarity, an “Electric-assisted bicycle” does not include electric powered motorcycles.

"Helmet" means a head covering designed for safety that meets or exceeds the required safety standards adopted by the U.S. Consumer Product Safety Commission (CPSC) 15 USCS 6004, or Z-00.4 set by the American National Standards Institute (ANSI), the Snell Foundation, the American Society for Testing and Materials (ASTM), or such subsequent nationally recognized standard for helmet performance as may be adopted by the City of Pacific. The helmet shall be equipped with a neck or chin strap that shall be securely fastened while the electric-assisted bicycle is in motion.

“Modified or enhanced” means that any of the settings or equipment of the electric-assisted bicycle, including but not limited to those settings or equipment that affect displacement, horsepower, or muffler effect, have been altered to achieve greater power, higher speed, and/or better performance than possible when the unit was delivered from the factory for sale.

“Motorized foot scooter” shall have the meaning set forth in RCW 46.336.

“Vulnerable User” shall have the meaning set forth in RCW 46.61.5259(4)(b) pertaining to “vulnerable user of a public way.”

10.80.020 – General Operation

A. Duty to Obey Rules of the Road. Any person operating an electric-assisted bicycle on a street shall obey all rules of the road applicable to motor vehicles, as well as the commands of official traffic control signals, signs, and other control devices applicable to motor vehicles, unless otherwise directed by a law enforcement official or their designee. Every person operating an electric-assisted bicycle on a street is granted all of the rights and is subject to all of the duties and responsibilities applicable to the driver of a motor vehicle pursuant to Chapter 46.61 RCW.

B. Allowed Locations. Except as modified herein, Class 1 electric-assisted bicycles and class 2 electric-assisted bicycles may be operated in the same locations as bicycles. However, Class 1 electric-assisted bicycles and class 2 electric-assisted bicycles may not be operated 1) on sidewalks at a speed that exceeds 10 miles per hour, or 2) in parks, on public trails, or shared-use paths at a speed that exceeds 15 miles per hour.

C. Prohibited Locations. Class 3 electric-assisted bicycles shall be limited to roadways and on-street bicycle lanes within the City of Pacific. Additionally, electric-assisted bicycles may not operate on sidewalks within designated commercial or pedestrian districts except when entering or leaving adjacent property.

D. Age Restrictions. No person shall operate a class 3 electric-assisted bicycle on a street, alley, or other public area unless such person is 16 years of age or older.

E. Helmet Required. Any person operating an electric-assisted bicycle upon any street, alley or other public place in the City shall wear a properly fitted helmet while the electric-assisted bicycle is in motion or operation.

F. Operation Near Vulnerable Users. Any person operating an electric-assisted bicycle, bicycle, or motorized foot scooter upon a sidewalk, shared-use path, trail, crosswalk, park, or other area commonly used by vulnerable users shall operate in a careful, reasonable, and prudent manner under the conditions then existing, including but not limited to:

1. Yield the right-of-way to pedestrians and vulnerable users;
2. Reduce speed as necessary to avoid unsafe operation and conditions;
3. Provide an audible signal when overtaking and passing a pedestrian or vulnerable user when reasonable necessary for safety; and
4. Maintain control of the device as all times.

10.80.030 – Enforcement

Subject to the following, a violation of this chapter constitutes a class 1 civil infraction subject to penalties under Chapter 7.80 RCW.

1) First Violation – Warning

For a first violation of this chapter committed by a person under eighteen (18) years of age, a law enforcement officer may issue a written warning in lieu of a citation. The warning shall document the violation and provide notice of requirements applicable to subsequent violations.

2) Second Violation – Traffic Safety Education.

Upon a second violation of this chapter committed by a person under the age of eighteen (18) years of age, the juvenile and at least one parent or legal guardian shall be required to attend and complete a traffic safety education course approved by the Chief of Police.

3) Failure to Complete Required Education.

Failure of the juvenile and parent or guardian to complete the required traffic safety education course within the established time period may result in the issuance of a class 1 civil infraction authorized by this chapter.

4) Subsequent Violations.

A third or subsequent violation may may result in the issuance of a class 1 civil infraction authorized by this chapter.

10.80.040 – Modifications Prohibited

Electric-assisted bicycles operated within the City shall not be modified or enhanced in design or construction from the specifications as provided by the manufacturer or as otherwise required by Pacific Municipal Code provisions or the Revised Code of Washington.

10.80.050 – Authority to Post Restrictions

- 5) The Chief of Police or designee may designate areas within the City where the operation of electric-assisted bicycles are restricted or prohibited when necessary to protect public safety. Notice shall be provided through posted signage or other reasonable notice.

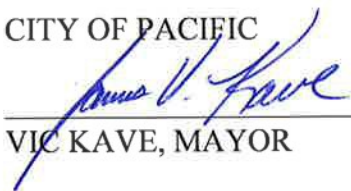
Section 3. Severability. If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase.

Section 4. Corrections. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 5. Effective date. This ordinance shall take effect five days after its publication.

**PASSED BY THE COUNCIL AT A REGULAR MEETING THEREOF ON THE
11TH DAY OF MAY, 2026**

CITY OF PACIFIC


VIC KAVE, MAYOR

ATTEST/AUTHENTICATED:


LAURIE CASSELL, MMC
CITY CLERK

APPROVED AS TO FORM:


CHRISTOPHER W. PIRNKE
CITY ATTORNEY