

TOWN OF EDGEWOOD, INDIANA

TOWN COUNCIL

ORDINANCE NO. ____

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AN ORDINANCE OF THE TOWN OF EDGEWOOD, INDIANA, REGULATING THE OPERATION OF ELECTRIC BICYCLES AND MICRO-MOBILITY DEVICES ON PUBLIC PATHS, RIGHTS-OF-WAY, AND TOWN PROPERTY; PROHIBITING THE OPERATION OF ELECTRIC MOPEDS (E-MOTOS) WITHIN THE TOWN; RESTRICTING MOTORIZED DEVICES ON THE EDGEWOOD GOLF COURSE; PROVIDING FOR ENFORCEMENT AND PENALTIES; AND REPEALING ALL ORDINANCES IN CONFLICT HERewith

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WHEREAS, the Town of Edgewood, Indiana ("Town") has the authority to regulate the use of public streets, paths, rights-of-way, and Town-owned property pursuant to Indiana Code § 36-9-2 et seq. and other applicable law; and

WHEREAS, the proliferation of electric bicycles, electric scooters, and other micro-mobility devices presents unique safety and traffic management considerations that require local regulation; and

WHEREAS, electric mopeds (commonly referred to as "e-motos") are motorized vehicles that pose safety risks inconsistent with the pedestrian and light-traffic character of Edgewood's public ways; and

WHEREAS, the Edgewood Golf Course is a Town-owned recreational facility where the use of unauthorized motorized devices endangers patrons, maintenance staff, and the integrity of the playing surfaces; and

WHEREAS, the Town Council finds it necessary and in the public interest to establish clear rules governing these devices to protect public safety, preserve property, and promote orderly use of Town facilities;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Edgewood, Indiana, as follows:

Section 1 — Title

This Ordinance shall be known and may be cited as the **“Edgewood Micro-Mobility and Electric Device Regulation Ordinance.”**

Section 2 — Purpose

The purpose of this Ordinance is to advance the following legislative objectives of the Town Council of the Town of Edgewood, Indiana:

1. To protect public safety on shared paths and rights-of-way by establishing reasonable operational standards for electric bicycles and micro-mobility devices;
2. To regulate emerging micro-mobility technology in a manner consistent with Indiana law, including Indiana Code Title 9, governing motor vehicles and traffic regulation; and
3. To preserve the safety, playability, and physical integrity of the Edgewood Golf Course by restricting unauthorized motorized devices from that Town-owned recreational facility.

Section 3 — Definitions

As used in this Ordinance, the following terms shall have the meanings set forth below:

3.1 **“Electric Bicycle (E-Bike)”** means a bicycle equipped with fully operable pedals and an electric motor of less than 750 watts, classified as follows, consistent with Indiana Code § 9-13-2-47.7:

4. **Class 1:** A pedal-assist electric bicycle, with no throttle, that provides motor assistance only when the operator is pedaling, and that ceases to provide assistance when the bicycle reaches a speed of 20 miles per hour;
5. **Class 2:** A throttle-assisted electric bicycle that provides motor assistance regardless of whether the operator is pedaling, and that ceases to provide assistance when the bicycle reaches a speed of 20 miles per hour; and
6. **Class 3:** A pedal-assist electric bicycle, with no throttle, that provides motor assistance only when the operator is pedaling, and that ceases to provide assistance when the bicycle reaches a speed of 28 miles per hour.

3.2 **“Electric Moped / E-Moto”** means a two- or three-wheeled motorized vehicle equipped with an electric motor exceeding 750 watts, capable of propulsion without pedaling, and not classified as an electric bicycle under Indiana law. This definition includes devices commonly marketed as electric mopeds, electric motorcycles of 50cc equivalent or less, and substantially similar devices.

3.3 **“Micro-Mobility Device”** means any small, lightweight, human-scaled transportation device powered wholly or partly by an electric motor, including but not limited to electric scooters, electric skateboards, electric unicycles, hoverboards, and seated electric scooters. This term expressly excludes electric bicycles as defined in Section 3.1 of this Ordinance.

3.4 **“Motorized Device”** means any device propelled by an internal combustion engine or electric motor, including but not limited to golf carts not authorized by the Town, all-terrain vehicles (ATVs), motorcycles, e-motos, and gas-powered scooters.

3.5 **“Right-of-Way”** means the area of land dedicated or reserved for public use as a street, alley, sidewalk, or other public passage within the limits of the Town.

3.6 **“Edgewood Golf Course”** means the Town-owned golf course facility located within Edgewood, Indiana, including all fairways, greens, cart paths, practice areas, clubhouse surroundings, and associated grounds.

3.7 **“Operator”** means any person who rides, drives, or otherwise controls a device regulated under this Ordinance.

3.8 **“Town”** means the Town of Edgewood, Indiana.

Section 4 — Electric Bicycles — Permitted Use and Regulations

4.1 **Permitted Classes.** Class 1, Class 2 and Class 3 electric bicycles are permitted on all rights-of-way within the Town where traditional bicycles are allowed, subject to the restrictions of this Ordinance.

4.2 **Speed Limits.** On Town streets, operators shall comply with all applicable traffic laws, with a maximum speed limit of 20 MPH..

4.3 **Age Requirement.** Operators of Class 3 electric bicycles must be at least fifteen (15) years of age.

4.4 **Helmet Requirement.** All operators and passengers under the age of sixteen (16) must properly wear an approved bicycle helmet while operating or riding an electric bicycle any micromobility device, including ebikes and escooters, within the town. All Class 3 ebike operators must properly wear an approved bicycle helmet while operating or riding within the town, regardless of age.

4.5 **Lighting.** Electric bicycles operated between sunset and sunrise must be equipped with a front white light visible from at least five hundred (500) feet and a rear red reflector or light visible from at least three hundred (300) feet.

Section 5 — Micro-Mobility Devices —

Permitted Use and Regulations

5.1 Permitted Use. Micro-mobility devices, including electric scooters, are permitted on public paths and rights-of-way within the Town subject to the conditions of this Section.

5.2 Speed Limit. No micro-mobility device shall be operated in excess of thirty (30) miles per hour on any rights of way within the Town.

5.3 Age Requirement. Operators of micro-mobility devices must be at least twelve (12) years of age.

5.4 Prohibited Conduct. No person shall operate a micro-mobility device:

7. In a reckless, careless, or negligent manner;
8. In a manner that endangers pedestrians or other users of public paths or rights-of-way;
9. While under the influence of alcohol or controlled substances; or

5.5 Parking. Micro-mobility devices shall not be parked in a manner that obstructs pedestrian pathways, ADA access ramps, building entrances, or fire hydrant access. Devices shall be parked upright and within designated parking areas where such areas are provided.

Section 6 — Electric Mopeds (E-Motos) —

Prohibition

6.1 General Prohibition. The operation of electric mopeds (e-motos), as defined in Section 3.2 of this Ordinance, is prohibited:

10. On all public paths, roadways (see 6.2 exception) and multi-use trails within the Town; and

11. On any Town-owned property not designated as a public motor vehicle roadway.

6.2 Street Operation. Electric mopeds that are duly registered as motor vehicles under Indiana law and meet all applicable state requirements may be operated on Town streets in conformance with Indiana motor vehicle law. Nothing in this Ordinance shall be construed to supersede Indiana state law with respect to properly registered motor vehicles operating on public roadways.

6.3 Impoundment. Any e-moto operated in violation of Section 6.1 of this Ordinance may be impounded by Town enforcement officers. The owner of the impounded device shall be responsible for all costs of impoundment and storage.

Section 7 — Edgewood Golf Course — Motorized Device Restrictions

7.1 Authorized Devices Only. The only motorized devices permitted on the Edgewood Golf Course grounds are:

12. Golf carts owned, leased, or expressly authorized by the Town or its designated golf course operator;

13. Maintenance and service vehicles operated by Town employees or authorized contractors in the performance of official duties; and

14. Emergency vehicles responding to an emergency on Golf Course grounds.

15. ADA-compliant personal mobility devices (such as power wheelchairs or electric mobility scooters) by persons with disabilities, provided such use does not unreasonably damage turf or endanger other patrons of the Golf Course.

7.2 Prohibited Devices. All other devices, motorized or not, are expressly prohibited on all Edgewood Golf Course grounds, including fairways, greens, cart paths and rough areas.

7.3 Enforcement on Golf Course. The Golf Course Manager or their designee is authorized to direct any person operating a prohibited device to immediately cease operation and remove the device from the premises. Failure to comply shall be treated as trespassing under applicable Indiana law and may result in removal from the premises and revocation of golf course privileges.

Section 8 — General Provisions

8.1 Compliance with State Law. Nothing in this Ordinance shall be construed to relieve any person from complying with all applicable provisions of Indiana state law, including Title 9 of the Indiana Code governing motor vehicles and traffic regulations.

8.2 Signage and Notice. The Town shall post signs at the entrances to the Edgewood Golf Course, and other relevant Town properties providing reasonable notice of the regulations established by this Ordinance.

8.3 Liability. Nothing in this Ordinance creates any duty of care or liability on the part of the Town of Edgewood beyond that which exists under applicable Indiana law.

8.4 Severability. If any provision of this Ordinance, or its application to any person or circumstance, is held invalid by a court of competent jurisdiction, the invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.

8.5 Conflicts. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 9 — Enforcement and Penalties

9.1 Enforcement Authority. This Ordinance shall be enforced by the Town's designated enforcement officers, including law enforcement officers and such other Town officers as the Town Council may designate from time to time. It is the owner's or operator's responsibility to identify what Class of ebike they are operating when asked by enforcement authority.

9.2 Civil Penalty — General Violations. Any person found to have violated any provision of Sections 4, 5, or 7 of this Ordinance may be subject to a civil penalty in line with the Town of Edgewood Uniform Fine Schedule, adopted January 1, 2023.

9.4 Repeat Violations. A second or subsequent violation of any provision of this Ordinance within a twelve (12) month period may be subject to a civil penalty in line with the Town of Edgewood Uniform Fine Schedule, adopted January 1, 2023.

9.5 Juvenile Operators. When the operator of a device is a minor, the civil penalty may be assessed against the parent or legal guardian who owns or who provided the device to the minor operator.

9.6 Impoundment Costs. In addition to any civil penalties imposed under this Section, the Town may assess the actual costs of impoundment and storage against the owner of any device impounded pursuant to this Ordinance.

9.7 Procedure. Violations of this Ordinance shall be processed pursuant to the Town's existing ordinance violation procedures. Persons cited for a violation shall have the right to contest the citation before the Town's designated hearing officer.

Section 10 — Effective Date

This Ordinance shall be in full force and effect upon its adoption and publication, as required by law.

ADOPTION AND ATTESTATION

PASSED AND ADOPTED by the Town Council of the Town of Edgewood, Indiana, this ____ day
of _____, 20____.

EDGEWOOD TOWN COUNCIL

Arthur Leak, President

Patricia A. Farran, Member

Curt Farran, Member

Michael Reed, Member

Robin Pickett, Member

Brian McCord, Member

ATTEST:

Katherine Tanner,
Clerk-Treasurer

REVIEWED BY:

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