

BILL NUMBER 3-26

DATE ADOPTED _____

ORDINANCE NO. _____

TOWNSHIP OF UPPER ST. CLAIR

AN ORDINANCE OF THE TOWNSHIP OF UPPER ST. CLAIR, A HOME RULE MUNICIPALITY OF THE COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING CHAPTER 93 OF THE TOWNSHIP CODE "PARKS AND PLAYGROUNDS" TO UPDATE CERTAIN CODE SECTION REFERENCES CONTAINED THEREIN

WHEREAS, Chapter 93 of the Code of the Township "Parks and Playgrounds" has been reviewed by the Township Manager, the Director of Planning & Community Development, the Director of Director of Recreation & Leisure Services and the Township's Police Department and it has been determined that certain Code section references should be corrected; and

WHEREAS, the Township desires to amend Chapter 93 of the Code of the Township to address the referenced Code section references; and

WHEREAS, the Board of Commissioners has given careful consideration to all public comments and has determined that adoption of this Ordinance is beneficial to the health and welfare of the citizens of the Township.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF UPPER ST. CLAIR, and it is hereby ordained and enacted by the authority of the same that:

SECTION 1. Section 93.1. "Definitions", is hereby amended by the following insertions shown in highlighted text:

The following terms, when used in this chapter, shall have the meanings ascribed to them in this section:

E-BIKE - A pedalcycle not more than 100 pounds with two or three wheels more than 11 inches in diameter, manufactured or assembled with an electric motor system rated at not more than 750 watts and equipped with operable pedals and capable of a speed not more than 20 miles per hour on a level surface when powered by the motor source only. The term does not include a

device specifically designed for use by persons with disabilities.

ELECTRICALLY MOTORIZED DEVICE - Includes but is not limited to motor-driven cycles (a motorcycle, including a motor scooter, with either an electric or combustion-powered motor) and onewheels (a self-balancing electric skateboard with a single tire).

PEDESTRIAN - Any person traveling on foot, including those using mobility aids such as wheelchairs.

SECTION 2. Section 93.2. "Rules and regulations", is hereby amended by the following insertions shown in highlighted text:

93.2.14. No **ELECTRICALLY MOTORIZED DEVICE**, motorcycles, motor scooters, minibikes or gas powered vehicles will be permitted to operate within parks, parklets, or traffic islands or any other municipally-owned property except that **E-BIKES**, as defined in § 93.1, are permitted subject to the regulations set forth in § 93.2.22 through § 93.2.27.

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93.2.22. Operation of E-BIKES.

93.2.22.1. Purpose. The purpose of this section is to ensure the safety and enjoyment of all residents and visitors in Township PARKS, PARKLETS, TRAFFIC ISLANDS and all other municipally-owned property by regulating the use of E-BIKES.

93.2.22.2. Compliance with Pennsylvania Vehicle Code. All persons operating a motor-driven cycle, as defined in § 93.1, shall be subject to all duties applicable to the driver of any other vehicle under the Pennsylvania Vehicle Code (Title 75), except as to special provisions contained in Chapter 35 of the PA Vehicle Code and except as to those provisions of the PA Vehicle Code which by their nature can have no application. This includes but is not limited to appropriate titling and registration requirements set forth by the Pennsylvania Department of Transportation.

93.2.22.3. Appropriate Use.

93.2.22.3.1. A person propelling an E-BIKE shall not ride other than upon or astride a permanent and regular seat attached to the device.

93.2.22.3.2. No E-BIKE shall be used to carry more persons at one time than the number for which the device is designed and equipped.

93.2.22.4. Helmet Requirement. All operators of E-BIKES under the

age of twenty-one (21) must wear a helmet at all times while operating the device.

93.2.22.5. Pathway Restrictions.

93.2.22.5.1. E-BIKES must remain on asphalted or concreted pathways at all times while operating in Township PARKS, PARKLETS and all other municipally-owned property.

93.2.22.5.2. E-BIKES are prohibited from being used on grass, fields, or open spaces within PARKS, PARKLETS and all other municipally-owned property, including shelters, courts, playgrounds, and picnic areas.

93.2.22.6. Age Restrictions. All operators of E-BIKES must be at least 16 years of age.

93.2.22.7. Speed Limits. The maximum speed limit for E-BIKES on pathways in PARKS, PARKLETS and all other municipally-owned property is 15 miles per hour.

93.2.22.8. Yielding to PEDESTRIANS. All operators of E-BIKES must yield the right-of-way to PEDESTRIANS at all times while on Township property. This includes:

93.2.22.8.1. Reducing speed and preparing to stop when approaching PEDESTRIANS.

93.2.22.8.2. Giving an audible signal before overtaking and passing PEDESTRIANS.

93.2.22.8.3. Maintaining a safe distance from PEDESTRIANS at all times.

93.2.22.9. Hours of Operation. E-BIKES may only be operated in PARKS and PARKLETS from dawn to dusk, consistent with § 93.2.13.

93.2.23.10. Responsibility of Parent or Guardian. The parent of any child or the guardian of any ward shall not authorize or knowingly permit the child or ward to violate any of the provisions of this section relating to the operation of an E-BIKE.

SECTION 3. ALL ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED THIS 1ST DAY OF JUNE, 2026.

TOWNSHIP OF UPPER ST. CLAIR

ATTEST:

By: _____
President, Board of Commissioners

Township Manager/Secretary