

**AMENDMENT TO THE ELECTRIC BICYCLE/TRICYCLE
ORDINANCE SECTION 66-167
CITY OF MACKINAC ISLAND CODE OF ORDINANCES
Ord. No. 566, Eff. March 13, 2019**

An ordinance to revise regulations relating to the electric bicycle/tricycle ordinance within the City of Mackinac island, amending Code Section 66-167 of the City of Mackinac Code of Ordinances.

THE CITY OF MACKINAC ISLAND ORDAINS:

Section 1. Repeal and Replace. Code Section 66-167, entitled Electric Bicycle/Tricycle Ordinance, is hereby repealed in its entirety and replaced with the following:

Section 66-167. Electric assistance to bicycles/tricycle utilized by qualified persons with mobility disabilities.

(a) Definition of "qualified person with a mobility disability". The definition of a "qualified person with a mobility disability" is as follows:

A qualified person with a mobility disability is an individual who has a physical impairment that substantially limits the ability of the individual to pedal a bicycle; and despite the person's physical limitations, he or she is capable of safely operating an electric assist tricycle/bicycle.

A qualified person with a mobility disability would include, for example, an individual who:

- (1) Cannot walk 200 feet without stopping to rest; or
- (2) Cannot walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic devices, wheelchair or other assistive device; or
- (3) Is restricted by lung disease to such an extent that the person's forced (respiratory) expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than 60 mm/Hg on room air at rest; or
- (4) Uses portable oxygen; or
- (5) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as Class III or Class IV according to standards set by the American Heart Association; or
- (6) Is severely limited in their ability to walk and to pedal a bicycle due to an arthritic, neurological or orthopedic condition.

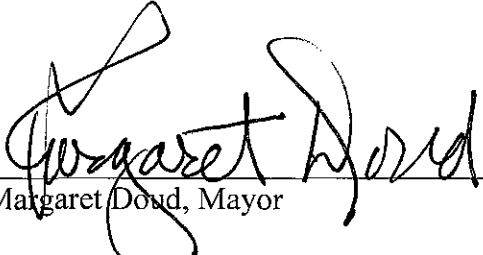
(b) Definition of Electric Bicycle/Tricycle. The definition of an "electric bicycle" is a two-wheeled bicycle that meets all of the following requirements and the definition of an "electric tricycle" is a three-wheeled cycle which meets all of the following requirements:

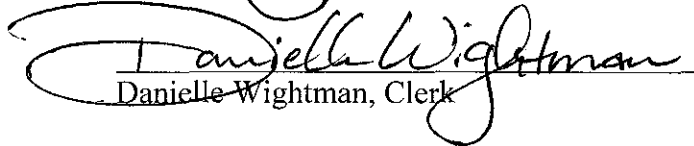
- (1) The bicycle/tricycle is primarily designed to be physically peddled with and an "electric assist" motor that engages when necessary to mitigate the effects of a mobility disability;
- (2) The electric assist bicycle/tricycle is not capable of being operated at more than 20 miles per hour;
- (3) The electric assist bicycle/tricycle is aesthetically designed to resemble a traditional (non-motorized) bicycle or tricycle;

(4) The electric assist bicycle/tricycle is designed to minimize any noise generated by the electric assist motor; and

(5) The electric assist bicycle/tricycle is not designed to look like a moped, motorcycle or any other form of motorized or modernized vehicle.

(c) Use of electric bicycle/tricycle. A person with a mobility disability may use an electric assist bicycle/tricycle in the City when the use of the electric assist bicycle/tricycle is necessary to reasonably accommodate a mobility disability of the person.


Margaret Doud, Mayor


Danielle Wightman, Clerk

Adopted: 3/13/2019

Effective: 3/13/2019