

SPONSORED BY: MAYOR LEIGHTY

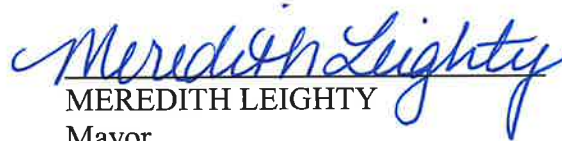
COUNCIL MEMBER'S RESOLUTION

NO. CB-2008  
Series of 2023

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN,  
COLORADO, THAT:

A PUBLIC HEARING WILL BE HELD ON CB-2008 SERIES OF 2023, ENTITLED "A BILL FOR AN ORDINANCE AMENDING ARTICLE 9 OF CHAPTER 7 OF THE NORTHGLENN MUNICIPAL CODE EXPANDING THE DEFINITIONS OF TYPES OF ELECTRIC OPERATING DEVICES PERMITTED TO OPERATE IN THE CITY" ON JUNE 12, 2023 AT 6:00 P.M. AT CITY HALL COUNCIL CHAMBERS, 11701 COMMUNITY CENTER DRIVE, NORTHGLENN.

DATED this 22<sup>nd</sup> day of May, 2023.

  
MEREDITH LEIGHTY  
Mayor

ATTEST:

  
\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

AFFIDAVIT OF POSTING:

I, Johanna Small, certify that CB-2008 was posted at the authorized posting places in the City of Northglenn this 26<sup>th</sup> day of May, 2023.

  
\_\_\_\_\_  
City Clerk's Office

SPONSORED BY: MAYOR LEIGHTY

COUNCIL MEMBER'S BILL

ORDINANCE NO.

No. CB-2008  
Series of 2023

\_\_\_\_\_  
Series of 2023

A BILL FOR AN ORDINANCE AMENDING ARTICLE 9 OF CHAPTER 7 OF THE NORTHGLENN MUNICIPAL CODE EXPANDING THE DEFINITIONS OF TYPES OF ELECTRIC OPERATING DEVICES PERMITTED TO OPERATE IN THE CITY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. Section 7-9-1 of the City of Northglenn Municipal Code is amended by the addition of the following definitions, to appear in alphabetical order as follows:

**Section 7-9-1. Definitions.**

\* \* \*

**ELECTRIC ASSISTED BICYCLE** SHALL MEAN A VEHICLE HAVING TWO OR THREE WHEELS, FULLY OPERABLE PEDALS, AND AN ELECTRIC MOTOR NOT EXCEEDING SEVEN HUNDRED FIFTY (750) WATTS OF POWER. ELECTRIC ASSISTED BICYCLES SHALL CONFORM TO THE THREE CLASSES DEFINED IN C.R.S. § 42-1-102(28.5).

**OTHER POWER DRIVEN MOBILITY DEVICE ("OPDMD")** MEANS ANY MOBILITY DEVICE POWERED BY BATTERIES, FUEL, OR OTHER ENGINES—WHETHER OR NOT DESIGNED PRIMARILY FOR USE BY INDIVIDUALS WITH MOBILITY DISABILITIES—THAT IS USED BY INDIVIDUALS WITH MOBILITY DISABILITIES FOR THE PURPOSE OF LOCOMOTION, INCLUDING GOLF CARTS, ELECTRONIC PERSONAL ASSISTANCE MOBILITY DEVICE ("EPAMDS"), SUCH AS A SEGWAY®, OR ANY OTHER MOBILITY DEVICE DESIGNED TO OPERATE IN AREAS WITHOUT DEFINED PEDESTRIAN ROUTES, BUT THAT IS NOT A WHEELCHAIR. AN ELECTRIC ASSISTED BICYCLE, AS DEFINED HEREIN, MAY BE AN OPDMD.

\* \* \*

Section 2. Section 7-9-2, subsection (c) of the City of Northglenn Municipal Code is amended to read as follows:

**Section 7-9-2. Use on Public Streets.**

\* \* \*

(c) Electric Scooters. ELECTRIC SCOOTERS ARE PERMITTED TO BE USED ON PUBLIC STREETS, BUT NOT ON SIDEWALKS; HOWEVER, where the City has determined

that a roadway is too highly trafficked to safely allow for electric scooters and where a suitable bike path, horseback trail, or other trail has been established parallel to or within one-fourth of a mile of that right-of-way has been established, the City may erect a sign giving notice that electric scooters are prohibited on that roadway.

\* \* \*

Section 3. Section 7-9-2 of the City of Northglenn Municipal Code is amended by the addition thereto of new subsections (i) and (j) to read as follows:

**Section 7-9-2. Use on Public Streets.**

\* \* \*

(i) OPDMDS. OMDMDS MAY BE OPERATED ON ANY PUBLIC ROADWAY.

(j) NO MOTORIZED TOY OR UNLICENSED VEHICLE AS DEFINED IN THIS ARTICLE, WITH THE EXCEPTION OF AN OPDMD, SHALL BE PERMITTED ON A SIDEWALK WHERE SUCH SIDEWALK IS ADJACENT TO A PUBLIC ROADWAY WHERE SUCH DEVICES MAY BE OPERATED IN ACCORDANCE WITH THIS SECTION

Section 4. Section 7-9-3 of the City of Northglenn Municipal Code is repealed and reenacted to read as follows:

**Section 7-9-3. Use on City Property.**

(a) Except where otherwise posted, electrical assisted bicycles, EPAMDS, electric scooters, and OPDMDS are permitted to be used on trails and in certain park spaces, pursuant to the operating regulations set forth herein. The following spaces are excluded from use by electrical assisted bicycles, EPAMDS, electric scooters, and OPDMDS:

- (1) Playgrounds;
- (2) Tennis, basketball, pickleball, or other courts of similar nature and design; and
- (3) Athletic fields.

(b) Prohibitions. It shall be unlawful for any person to use or operate a toy vehicle, electric scooter, or unlicensed vehicle upon any property owned by the City, within any City park, or on other publicly owned recreational facility property within the City in any location where duly authorized signs have been posted prohibiting such use.

Section 5. Section 7-9-4 of the City of Northglenn Municipal Code is amended to read as follows:

**Section 7-9-4. Use on School Grounds and Private Property.**

(a) It shall be unlawful for any person to use or operate a toy vehicle, ~~electric scooters~~, or unlicensed vehicle on any property owned by a school district or any public school grounds or campus including a parking lot unless such operation is specifically permitted by written order of the district superintendent of schools or their designated representative.

(b) It shall be unlawful for any person to use or operate a toy vehicle, ~~electric scooters~~, or unlicensed vehicle on any private property within the City including parking lots and sidewalks unless by specific written order of the owner or designated representative of the owner of such property to the individual operating the toy VEHICLE or UNLICENSED vehicle.

Section 6. Section 7-9-6 of the City of Northglenn Municipal Code is amended to read as follows:

**Section 7-9-6. Parental Liability.** It shall be unlawful for any parent, guardian, legal custodian, or any adult to authorize, assist, permit, or encourage any minor to operate a toy vehicle, ~~electric scooters~~, or unlicensed vehicle in violation of the provisions of this Article 9.

Section 7. The City of Northglenn Municipal Code is amended by the addition thereto of a new Section 7-9-8 to read as follows:

**Section 7-9-8. OPERATING REGULATIONS.**

PERSONS OPERATING ELECTRICAL ASSISTED BICYCLES, EPAMDS, ELECTRIC SCOOTERS, OR OPDMDS PURSUANT TO THIS CHAPTER SHALL:

(A) RIDE SAFELY AND RESPONSIBLY ACCORDING TO ANY APPLICABLE OPERATING MANUALS OR INSTRUCTIONS, AND NOT FASTER THAN FIFTEEN (15) MILES PER HOUR;

(B) RIDE ON THE RIGHT SIDE OF STREET LANES AND YIELD THE RIGHT OF WAY TO BICYCLES IN THE BIKE LANE OR BIKE PATH. IF RIDING IN THE BIKE LANE OR BIKE PATH, RIDERS SHALL MAINTAIN A SAFE DISTANCE;

(C) DISMOUNT THE ELECTRICAL ASSISTED BICYCLE, EPAMD, ELECTRIC SCOOTER, OR OPDMD IN THE AREAS PROVIDED BY RESOLUTION OF CITY COUNCIL;

(D) PARK THE ELECTRICAL ASSISTED BICYCLE, EPAMD, ELECTRIC SCOOTER, OR OPDMD UPRIGHT ON A HARD SURFACE AT A CURB OR EDGE OF THE ROAD OR ON THE EDGE OF A SIDEWALK, PROVIDED THAT NORMAL AND REASONABLE MOVEMENT OF PEDESTRIAN TRAFFIC IS NOT IMPEDED; AND

(E) WEAR A HELMET AT ALL TIMES IF THE RIDER IS UNDER EIGHTEEN (18) YEARS OF AGE.

INTRODUCED, READ AND ORDERED POSTED this 22<sup>nd</sup> day of May,  
2023.

  
MEREDITH LEIGHTY  
Mayor

ATTEST:

  
\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk


PASSED ON SECOND AND FINAL READING this \_\_\_\_ day of \_\_\_\_\_,  
2023.

\_\_\_\_\_  
MEREDITH LEIGHTY  
Mayor

ATTEST:

\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
COREY Y. HOFFMANN  
City Attorney