

Town of Erie
Ordinance No. 002-2026

**An Ordinance of the Town Council of the Town of Erie Adding a
New Section 6-11-20 to Chapter 11 of Title 6 of the Erie
Municipal Code and Amending Section 7-6-5 of the Erie Municipal
Code to Regulate the Operation of Electric-Assisted Bicycles**

Whereas, the Town Council finds that it is in the best interest of the public health, safety and welfare to regulate the operation of electric-assisted bicycles in the Town.

Now Therefore be it Ordained by the Town Council of the Town of Erie, Colorado, as follows:

Section 1. Chapter 11 of Title 6 of the Erie Municipal Code is hereby amended by the addition of a new Section 6-11-20 to read as follows:

6-11-20 – Electric-assisted bicycles.

A. *Definitions.* For purposes of this Section, the following terms shall have the following meanings:

1. *Electric assisted bicycle:* A vehicle having two (2) tandem wheels, or two (2) parallel wheels and one (1) forward wheel, fully operable pedals and an electric motor not exceeding seven hundred fifty (750) watts of power.

2. *Class 1 electric assisted bicycle:* An electric assisted bicycle equipped with an electric motor that provides assistance only when the operator is pedaling, and that ceases to provide assistance when the bicycle reaches a speed of twenty (20) miles per hour.

3. *Class 2 electric-assisted bicycle:* An electric assisted bicycle equipped with an electric motor that provides assistance, regardless of whether the operator is pedaling, and that ceases to provide assistance when the bicycle reaches a speed of twenty (20) miles per hour.

4. *Class 3 electric assisted bicycle:* An electric assisted bicycle equipped with a motor that provides assistance only when the operator is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of twenty-eight (28) miles per hour.

5. An electric assisted bicycle shall not include:

a. A vehicle that is modified so that it no longer meets the requirements for any class of electric assisted bicycle; or

b. A vehicle that is designed, manufactured, or intended to be easily configured so as not to meet the requirements of an electric assisted bicycle, whether by a mechanical switch or button, by

changing a setting in software controlling the drive system, by use of an online application, or through other means.

B. *Operation.*

1. *Location.*

a. Class 1 and Class 2 electric assisted bicycles may be operated in all locations where bicycles are allowed; provided, however, that Class 1 and Class 2 electric assisted bicycles may be restricted for use on certain trails as determined by the Town.

b. A Class 3 electric assisted bicycle may be operated on roadways or bicycle lanes, but shall not be operated on any sidewalk, multi-use path, open space, park or trail, regardless of their designation as allowing or disallowing electric assisted bicycles.

2. *Speed limit.* It is unlawful to operate a Class 1 or Class 2 electric assisted bicycle at a speed in excess of fifteen (15) miles per hour on any sidewalk, multi-use path, open space, park or trail that allows electric assisted bicycles. Operators of all classes of electric assisted bicycles on roadways or in bicycle lanes shall adhere to posted speed limits.

3. *Rights and privileges.*

a. Except as otherwise provided in this Section, an electric assisted bicycle and the operator of an electric assisted bicycle have all the rights and privileges, and are subject to all the duties of a bicycle and the operator of a bicycle.

b. An operator of a Class 3 electric-assisted bicycle must be at least sixteen (16) years of age, in addition to all other requirements of state law.

c. This Section shall not apply to law enforcement officials responding to a matter of public health and safety.

C. *Penalty.* A person operating an electric assisted bicycle in violation of this Section shall be subject to the same penalties as if the person were driving any other vehicle; except that C.R.S. § 42-2-127 shall not apply.

Section 2. Section 7-6-5.I of the Erie Municipal Code is hereby amended as follows:

7-6-5 – Regulations.

* * *

I. Operate, drive, or ride upon any motorcycle, snowmobile, auto or other motorized or nonmotorized vehicle in any park except when posted specifically for such use, provided that nonmotorized cycles bicycles, Class 1 electric assisted bicycles and Class 2 electric assisted bicycles shall be

permitted to use pathways within any park unless such use is specifically prohibited and signs are posted giving notice of such prohibition.

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Section 3. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 4. Safety. The Town Council finds that the adoption of this Ordinance is necessary for the protection of the public health, safety, and welfare.

Section 5. Effective Date. This Ordinance shall take effect 10 days after publication following adoption.

Introduced, Read, Passed and Ordered Published this 27th day of January, 2026.

Andrew J. Moore, Mayor

Attest:

Debbie Stamp, Town Clerk