

Amended 11-7-2022

LOCAL LAW NO.    OF 2022 OF THE VILLAGE OF SALTAIRE A LOCAL LAW  
MODIFYING SECTIONS OF CHAPTER 10 (BICYCLES) AND 50 (VEHICLES AND  
TRAFFIC) OF THE SALTAIRE VILLAGE CODE

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE INCORPORATED  
VILLAGE OF SALTAIRE AS FOLLOWS:

Section 1.0 Title, Enactment, Effective Date, Purpose.

1.1 Title of Local Law.

1.2 Enactment.

1.3 Effective Date.

1.4 Purpose and Intent of Local Law.

1.5 Findings.

2.0 General Provisions.

2.1 Modifying Section 2 OF Chapter 10, and Sections 2,1 9 and 21 of Chapter 50  
Zoning of the Saltaire Village Code.

3.0 Severability and Validity

Section 1.0 Title, Enactment, Effective Date and Purpose.

1.1. Title.

This Local Law shall be entitled, "Local Law No.    of 2022: A Local Law Modifying Section  
2 OF Chapter 10, and Sections 2,1 9 and 21 of Chapter 50 of the Saltaire Village Code”.

1.2 Enactment.

Pursuant to Section 10 of the Home Rule Law, the Village Law and the Village Code of  
the Incorporated Village of Saltaire, the Incorporated Village of Saltaire, County of Suffolk and  
State of New York, hereby enacts by this Local Law No.    of 2022, a Local Law of the  
Incorporated Village of Saltaire.

1.3. Effective Date.

This local law shall take effect on the filing of the approved Local Law with the Secretary of State of New York, which shall be within twenty (20) days after its approval by the Board of Trustees of the Incorporated Village of Saltaire.

#### 1.4. Purpose and Intent of Local Law.

The purpose and intent of this local law is to adopt regulations which will maintain the aesthetic character, and peaceful, quiet and safe enjoyment by the residents, of the Village of Saltaire by the adoption of this Local Law containing those regulations pursuant to Article 10 of the New York State Village Law.

#### 1.5 Findings.

The Board of Trustees hereby finds:

A. That the predominant forms of transportation on the public walkways within the Village of Saltaire are pedestrian foot traffic, including many children and family groups, and manually-powered bicycles, and that the intersections, width, sight lines and other characteristics of the public walks in the Village of Saltaire were designed and constructed to be for pedestrian foot traffic, very limited vehicle traffic and manually pedaled bicycles only.

B. That the use or operation of an Electrical Assist Bicycle in the Village of Saltaire creates a dangerous and hazardous condition for the residents of the Village, their guests and the general public who are on the public walkways either as pedestrian foot traffic or operating manually pedaled bicycles.

C. Section 1242-3(c) of the New York State Vehicle and Traffic Law enables a village in New York State and Suffolk County to prohibit the use of Electrical Assist Bicycles in the respective village provided proper signage of the prohibition is posted.

#### 2.0 General Provisions.

2.1 Section 2 and 12 of Chapter 10, and Sections 2, 19 and 21 of Chapter 50 of the Saltaire Village Code are hereby amended to read as follows:

##### § 10-2. Definition.

For purposes of this Chapter, the term “bicycle” shall include any pedal-operated or foot-propelled wheeled vehicle or device, including but not limited to tricycles and scooters **but excluding vehicles or devices prohibited by Section 10-8 herein, and electrically-powered bicycles as defined by Section 50-2 of this Code.**

§ 10-12. Electric Assist Bicycles.

For purposes of this Code, electrical-assist bicycles shall be deemed motor vehicles and shall be regulated in accordance with the provision of Chapter 50 herein.

§ 50-2. Definitions. [Amended 04-23-03 by L.L. No. 2, 2003]

The following words and phrases when used in this chapter shall have the meanings respectively ascribed to them in this section:

**ELECTRICAL ASSIST BICYCLE:** Any bicycle, also known as an **ELECTRIC BIKE** or **E-BIKE**, with an electrical assist function, having an electrical motor that may be used either exclusively to propel such bicycle, or as an assist when the operator is also manually pedaling such bicycle, and which may also be operated by manual power alone.

§50-19. Penalties for offenses. [Added 1-17-98 by L.L. No. 1, 1998; amended 11-13-99 by L.L. No. 7, 1999]

Violations of any of the provisions of this chapter shall be punishable, upon conviction thereof, in such manner as is set forth in § 1-13 of this Code, except as provided hereunder:

Penalties for offenses. Violation of any provision of **Section 50-21** shall, upon a first conviction thereof, be punishable by a fine of not less than four hundred dollars (\$400); and not less than five hundred dollars (\$500) for each subsequent offense where the offense date is within one (1) year of the date of offense of the most recent conviction for an offense of this Section 10-12, and for each conviction thereafter.

**§ 50-21. Electric Assist Bicycles.**

**A. DEFINITIONS**

~~**ELECTRICAL ASSIST BICYCLE:** Any bicycle, also known as an **ELECTRIC BIKE** or **E-BIKE**, with an electrical assist function, having an electrical motor that may be used either exclusively to propel such bicycle, or as an assist when the operator is also manually pedaling such bicycle, and which may also be operated by manual power alone.~~

**AB. OPERATION**

Sub Sections 1 through 4 UNCHANGED

5. The operation and use while under electrical power of any other bicycle (as defined in Section 10-2 of this Code) or prohibited vehicle (as defined in Section 10-8 of this Code, but including electrically-powered scooters) is prohibited, unless modified by resolution of the Board.

~~6. Penalties for offenses. Violation of any provision of this Section 50-21 shall, upon a first conviction thereof, be punishable by a fine of not less than four hundred dollars (\$400); and not less than five hundred dollars (\$500) for each subsequent offense where the offense date is within one (1) year of the date of offense of the most recent conviction for an offense of this Section 10-12, and for each conviction thereafter.~~

~~67., Under no circumstances shall an E-Bike, whether operated by pedal or by electrical power, have attached to it a wagon, cart, or other wheeled device for carrying persons, animals, or freight of any kind.~~

~~87: Operators of an E-Bike shall observe the restrictions set forth by Section 10-3 of the Village Code while operating the vehicle.~~

~~89. The Board mandates registration of all Electrical Assist Bicycles operating within the Village and the display of a valid registration decal on the front of each registered E-Bike so that it is readily visible.~~