

City of Cumberland

EXHIBIT A

Sec. 13-166. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Bicycle has the meaning assigned to it under Md. Transp. Code Ann. § 11-104, as amended from time to time. The definition in effect as of January 1, 2026 is as follows:

“Bicycle” means:

- (1) A vehicle that:
 - (i) Is designed to be operated by human power;
 - (ii) Has two (2) or three (3) wheels, of which one is more than 14 inches in diameter; and
 - (iii) Has a drive mechanism other than by pedals directly attached to a drive wheel;
- (2) An electric or powered bicycle;
- (3) A moped; or
- (4) An electric low speed scooter.

Caster board means a human-powered wheeled device consisting of two narrow platforms connected by a flexible or torsional member, mounted on two independently swiveling wheels, designed to be stood upon and propelled by the side-to-side motion of the operator, and not equipped with a motor, pedals, handlebars, or a seat.

Electric bicycle has the meaning assigned to it by Md. Transp. Code Ann. § 11-117.1, as amended from time to time. The definition in effect as of January 1, 2026 is as follows:

- (a) “Electric bicycle” means a vehicle that:
 - (1) Is designed to be operated by human power with the assistance of an electric motor;
 - (2) Is equipped with fully operable pedals;
 - (3) Has two or three wheels;
 - (4) Has a motor with a rating of 750 watts or less; and
 - (5) Meets one of the requirements of subsection (b) of this section.
- (b)
 - (1) A Class 1 electric bicycle is equipped with a motor that provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches a speed of 20 miles per hour.
 - (2) A Class 2 electric bicycle is equipped with a motor that provides assistance whether or not the rider is pedaling the bicycle and ceases to provide assistance when the bicycle reaches a speed of 20 miles per hour.
 - (3) A Class 3 electric bicycle is equipped with a motor that provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches a speed of 28 miles per hour.

Electric Board means a personal transportation device designed for use by a single rider, powered by an electric motor, lacking handlebars, pedals, and a seat, and intended to be stood upon during operation, including hoverboards, electric skateboards, and similar devices, regardless of the number of wheels or method of balance. A device shall be deemed to be an electric board regardless of whether it is marketed as a toy, recreational device or personal transportation device. The term electric board does not include any other recreational conveyance.

Electric low speed scooter has the meaning assigned to it by Md. Transp. Code Ann. § 11-117.2, as amended from time to time. The definition in effect as of January 1, 2026 is as follows:

- (a) “Electric low speed scooter” means a vehicle that:

- (1) Is designed to transport only the operator;
 - (2) Weighs less than 100 pounds;
 - (3) Has single wheels in tandem or a combination of one or two wheels at the front and rear of the vehicle;
 - (4) Is equipped with handlebars and a platform designed to be stood on while riding;
 - (5) Is solely powered by an electric motor and human power; and
 - (6) Is capable of operating at a speed of up to 20 miles per hour.
- (b) "Electric low speed scooter" does not include:
- (1) An electric personal assistive mobility device; or
 - (2) An electric wheelchair or other mobility aid used by a disabled individual.

Highway means the entire width between the boundary lines of any street, alley or thoroughfare of which any part is used by the public for vehicular travel, whether or not the way or thoroughfare has been dedicated to the public and accepted by any proper authority.

Play vehicle means a vehicle that:

- (1) Is typically designed for recreational use, low speed operation and use by children;
- (2) Has two or more wheels;
- (3) Is propelled only by human power;
- (4) Is not a recreational conveyance; and
- (5) Is not designed or intended for highway travel.

Examples of play vehicles include wagons, toy cars, ride-on toys, tricycles, and big wheel-style ride-on toys.

Recreational conveyances means bicycles, electric bicycles, electric boards, scooters, electric low speed scooters, skateboards, caster boards, roller skates, inline skates, and similar unregistered modes of conveyance that are used for recreational purposes.

Scooter means a two-wheeled non-motorized vehicle that has handles and is designed to be stood upon by the operator.

Skateboard means a device consisting of a flat board mounted on wheels, designed to be stood upon and propelled by human power or by an electric motor, including traditional skateboards, longboards, and electric skateboard.

Operate means the use, putting into action or causing to function of a bicycle by a person mounted thereon.

Personal delivery device (see Md. Transp. Code Ann. § 12.104.3, as amended from time to time) means a powered device that:

- (i) Is operated primarily on shoulders, sidewalks, and crosswalks;
- (ii) Is intended for the transport of property on public rights-of-way;
- (iii) Weighs not more than 550 pounds, excluding cargo; and
- (iv) Is capable of navigating with or without the active control or monitoring of an individual.

Sec. 13-167. State law.

Subtitle 12 of Title 21 of the Transportation Article of the Annotated Code of Maryland includes State laws relative to the operation of bicycles and play vehicles. This article is intended to establish standards which are in addition to and set forth higher safety standards than State law.

Sec. 13-168. Trick riding.

No person shall, while operating a recreational conveyance, indulge or engage in any kind of trick or unsafe riding on any highway, sidewalk or city-owned parking lot or garage.

Sec. 13-169. Riding on sidewalks and in parking areas prohibited.

Recreational conveyances may not be operated on sidewalks or in city-owned parking lots or parking garages.

Sec. 13-170. Personal delivery devices.

The owner or operator of a personal delivery device must register it with the police department no less than thirty (30) days before it commences operations in the City.

Sec. 13-171. Seizure of recreational conveyance.

- (a) The seizure of recreational conveyances is intended to prevent the continuation or repetition of violations of this article.
- (b) A police officer may temporarily seize a recreational conveyance that is being operated in violation of this article.
- (b) Any seizure authorized by this section shall be incident to the issuance of a citation.
- (c) A recreational vehicle seized pursuant to this section shall be:
 - 1. Logged and secured by the enforcing agency; and
 - 2. Released to the owner, or in the case of a minor, to the owner's parent or legal guardian, without fee, upon resolution of the citation or thirty (30) days, whichever is first to occur.
- (d) No recreational conveyance shall be permanently forfeited pursuant to this section.
- (e) The seizure of a recreational conveyance under this section shall not be construed as a penalty, but as a temporary measure to abate a public safety violation.

Sec. 13-172. Penalties.

Any violation of any provision of this article shall be a municipal violation, punishable by a fine of fifty dollars (\$50.00). A citation may not be issued unless the individual cited has been issued a written violation for any provision of this article within one (1) year of the date of the issuance of the citation.