

**CITY OF DEARBORN HEIGHTS
ORDINANCE NO. H-26-02**

AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT CHAPTER 32 OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED AND REVISED BY AMENDING AND REVISING CHAPTER 32, ARTICLE II, DIVISION 6 PERTAINING TO THE OPERATION OF BICYCLES, MOTORCYCLES, MOPEDS AND TOY VEHICLES BY AMENDING SECTIONS 32-441 THROUGH 32-456 AND REPEALING SECTIONS 32-457 THROUGH 32-470, AND FURTHER BY AMENDING CHAPTER 32 BY ADDING A NEW ARTICLE VIII., SECTIONS 32-901 THROUGH 32-907 PERTAINING TO REGISTRATION OF ELECTRIC BICYCLES.

THE CITY OF DEARBORN HEIGHTS ORDAINS THAT THE CODE OF ORDINANCES OF THE CITY OF DEARBORN HEIGHTS, MICHIGAN, IS HEREBY (A) AMENDED BY AMENDING SECTIONS 32-441, 32-442, 32-443, 32-444, 32-445, 32-446, 32-447, 32-448, 32-449, 32-450, 32-451, 32-452, 32-453, 32-454, 32-455, AND 32-456 TO READ AS FOLLOWS AS STATED IN SECTION I:
(B) REVISED BY REPEALING SECTIONS 32-457, 32-458, 32-459, 32-460, 32-461, 32-462, 32-463, 32-464, 32-465, 32-466, 32-467, 32-468, 32-469, AND 32-470 AS STATED IN SECTION II; AND
(C) AMENDED BY ADDING A NEW ARTICLE VIII UNDER CHAPTER 32 AND NEW SECTIONS, TO BE NUMBERED 32-901, 32-902, 32-903, 32-904, 32-905, 32-906, AND 32-907, WHICH SHALL READ AS FOLLOWS AS STATED IN SECTION III:

SECTION I.

DIVISION 6. - OPERATION OF BICYCLES, MOTORCYCLES, MOPEDS AND TOY VEHICLES

Sec. 32-441. - Violations of Sections 32-441 to 32-454 as civil infractions; duty of parent or guardian; regulations applicable to bicycles and motorcycles.

(1) A person who violates any of sections 32-441 to 32-454 is responsible for a civil infraction.

(2) The parent of a child or the guardian of a ward shall not authorize or knowingly permit the child or ward to violate this Division 6 of Chapter 32 of the City Code.

(3) The regulations applicable to bicycles under sections 32-441 to 32-455 shall apply when a bicycle is operated upon a highway or upon a path set aside for the exclusive use of bicycles, subject to those exceptions stated in sections 656 to 32-455.

(4) The regulations applicable to motorcycles in sections 32-441 to 32-455 shall be considered supplementary to other provisions of this Chapter 32 of the City Code and the Michigan Vehicle Code governing the operation of motorcycles.

Sec. 32-442. - Rights and duties of persons riding bicycle, electric bicycle, electric skateboard, electric personal assistive mobility device, moped, low-speed vehicle, or commercial quadricycle.

Each person riding a bicycle, electric bicycle, electric personal assistive mobility device, electric skateboard, or moped or operating a low-speed vehicle or commercial quadricycle upon a roadway has all of the rights and is subject to all of the duties applicable to the driver of a vehicle under the Michigan Vehicle Code, except for special regulations in the article of the Michigan Vehicle Code containing MCL 257.657 and in this Division 6 of Chapter 32 of the City Code, and except for the provisions of the Michigan Vehicle Code that by their nature do not apply.

Sec. 32-443. - Operation of golf cart on city streets or state trunk line highway.

(1) Because the city did not have a population of fewer than 30,000 individuals based upon the 2010 decennial census, the city is not authorized to allow the operation of golf carts on the streets of the city, subject to the requirements of MCL 257.657a. Accordingly, consistent with MCL 257.657a, no person shall operate a golf cart on the streets of the city or on a state trunk line highway in the city. Any person who violates this section is responsible for a civil infraction.

(2) As used in this section, "golf cart" means a vehicle designed for transportation while playing the game of golf.

(3) If there is a change in Michigan law that authorizes the city to be allowed to permit the operation of golf carts on the streets of the city, and the city elects to permit such operation, then the requirements of MCL 257.657a and of any other State law shall apply to golf carts, the operators of golf carts, and the operation of golf carts.

Sec. 32-444. - Riding on seat of bicycle, motorcycle, moped, electric skateboard, or electric personal assistive mobility device; number of persons; wearing of crash helmet; conditions; rules; requirements for autocycle.

(1) A person propelling a bicycle or operating a motorcycle or moped shall not ride other than upon and astride a permanent and regular seat attached to that vehicle.

(2) A bicycle or motorcycle shall not be used to carry more persons at 1 time than the number for which it is designed and equipped.

(3) An electric personal assistive mobility device or an electric skateboard shall not be used to carry more than 1 person at a time.

(4) A person less than 19 years of age operating a moped on a public thoroughfare shall wear a crash helmet on his or her head. A person less than 19 years of age operating an electric skateboard shall wear a crash helmet on his or her head. Except as provided in subsection (5), a person operating or riding on a motorcycle shall wear a crash helmet on his or her head.

(5) The following conditions apply to a person 21 years of age or older operating or riding on a motorcycle, as applicable:

(a) A person who is operating a motorcycle is not required to wear a crash helmet on his or her head if he or she has had a motorcycle endorsement on his or her operator's or chauffeur's license for not less than 2 years or the person passes a motorcycle safety

course conducted under Section 811a or 811b of the Michigan Vehicle Code and satisfies the requirements of subdivision (c).

(b) A person who is riding on a motorcycle is not required to wear a crash helmet on his or her head if the person or the operator of the motorcycle satisfies the requirements of subdivision (c).

(c) A person who is operating a motorcycle and a person who is riding on a motorcycle are not required to wear crash helmets on their heads if the operator of the motorcycle or the rider has in effect security for the first-party medical benefits payable in the event that he or she is involved in a motorcycle accident, as provided in section 3103 of the insurance code of 1956, 1956 PA 218, MCL 500.3103, in 1 of the following amounts, as applicable:

(i) A motorcycle operator without a rider, not less than \$20,000.00.

(ii) A motorcycle operator with a rider, not less than \$20,000.00 per person per occurrence. However, if the rider has security in an amount not less than \$20,000.00, then the operator is only required to have security in the amount of not less than \$20,000.00.

(6) Crash helmets shall be approved by the department of state police. The department of state police has promulgated rules for the implementation of section 658 of the Michigan Vehicle Code under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328. Rules in effect on June 1, 1970, apply to helmets required by the Michigan Vehicle Code and this Chapter 32 of the City Code.

(7) The crash helmet requirements under this section do not apply to a person operating or riding in an autocycle if the vehicle is equipped with a roof that meets or exceeds standards for a crash helmet.

(8) A person operating or riding in an autocycle shall wear seat belts when on a public highway in this state and this city.

(9) A person under the age of 12 shall not operate an electric skateboard on a public highway or street.

Sec. 32-445. - Seats and foot rests; requirements; exception; violation as civil infraction.

(1) In addition to the requirements of section 32-444, a motorcycle shall be equipped with adequate seats and foot rests or pegs for each designated seating position. Foot rests or pegs must be securely attached. A passenger shall not ride on a motorcycle unless his or her feet can rest on the assigned foot rests or pegs except that this requirement does not apply to a person who is unable to reach the foot rests or pegs due to a permanent physical disability.

(2) A person who violates this section is responsible for a civil infraction.

Sec. 32-446. - Crash helmet required; exception.

(1) Except as provided in subsection (2), a person operating or riding in a low-speed vehicle shall wear a crash helmet on his or her head. The crash helmet shall meet the requirements of the rules promulgated by the department of state police under section 658 of the Michigan Vehicle Code.

(2) Subsection (1) does not apply to a person operating or riding in a low-speed vehicle equipped with a roof that meets or exceeds the standards for roof-crush resistance, provided under 49 C.F.R. 571.500.

Sec. 32-447. - Riding while attached to streetcar or vehicle.

A person riding upon a bicycle, moped or motorcycle, coaster, roller skates, sled, or toy vehicle shall not attach the same or himself to a streetcar or vehicle upon a roadway.

Sec. 32-448. - Electric personal assistive mobility device, low-speed vehicle, commercial quadricycle; electric skateboard, or moped; operation; limitations; applicability to police officer; regulation by local government; prohibitions; regulation by department of natural resources.

(1) A person operating an electric personal assistive mobility device, low-speed vehicle, electric skateboard, or moped upon a roadway shall ride as near to the right side of the roadway as practicable, shall exercise due care when passing a standing vehicle or a vehicle proceeding in the same direction, and shall not block, delay, or otherwise interfere with the movement of a streetcar on a streetcar track.

(2) A motorcycle is entitled to full use of a lane, and a motor vehicle must not be driven in such a manner as to deprive a motorcycle of the full use of a lane. This subsection does not apply to motorcycles operated 2 abreast in a single lane or to the operation of a motorcycle in a manner that blocks, delays, or otherwise interferes with the movement of a streetcar on a streetcar track.

(3) A person riding an electric personal assistive mobility device, motorcycle, electric skateboard, or moped upon a roadway shall not ride more than 2 abreast except on a path or part of a roadway set aside for the exclusive use of those vehicles.

(4) Where a usable and designated path for bicycles is provided adjacent to a highway or street, a person operating an electric personal assistive mobility device or electric skateboard may, by local ordinance, be required to use that path, including an ordinance of the City.

(5) A person operating a motorcycle, moped, low-speed vehicle, electric personal assistive mobility device, or electric skateboard shall not pass between lines of traffic, but may pass on the left of traffic moving in his or her direction in the case of a 2-way street or on the left or right of traffic in the case of a 1-way street, in an unoccupied lane.

(6) A person operating an electric personal assistive mobility device or electric skateboard on a sidewalk constructed for the use of pedestrians shall yield the right-of-way to a pedestrian and shall give an audible signal before overtaking and passing the pedestrian.

(7) A moped, low-speed vehicle, or commercial quadricycle must not be operated on a sidewalk constructed for the use of pedestrians.

(8) A low-speed vehicle or commercial quadricycle must not be operated at a speed of more than 25 miles per hour. A low-speed vehicle must not be operated on a highway or street with a speed limit of more than 35 miles per hour except for the purpose of crossing that highway or street. A commercial quadricycle must not be operated on a highway or street with a speed limit of more than 45 miles per hour except for the purpose of crossing that highway or street. An individual shall not operate a commercial

quadricycle that is equipped with a motor unless he or she has a valid operator's license issued under this act. As authorized by the Michigan Vehicle Code, the state transportation department may prohibit the operation of a low-speed vehicle or commercial quadricycle on any highway or street under its jurisdiction if it determines that the prohibition is necessary in the interest of public safety.

(9) This section does not apply to a police officer in the performance of his or her official duties.

(10) An electric personal assistive mobility device must not be operated at a speed of more than 15 miles per hour and must not be operated on a highway or street with a speed limit of more than 25 miles per hour except to cross that highway or street.

(11) An electric skateboard must not be operated at a speed of more than 25 miles per hour. An electric skateboard that does not have handlebars must not be operated on a highway or street with a speed limit of more than 25 miles per hour except to cross that highway or street, and an electric skateboard equipped with handlebars must not be operated on a highway or street with a speed limit of more than 45 miles per hour except to cross that highway or street.

(12) As authorized by the Michigan Vehicle Code, the governing body of a county, a city (including the city), a village, an entity created under the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, or a township may, by ordinance based on the health, safety, and welfare of the citizens, regulate the operation of electric personal assistive mobility devices, electric skateboards, or commercial quadricycles on sidewalks, highways or streets, or crosswalks. Except as otherwise provided in this subsection, and as authorized by the Michigan Vehicle Code, a governing body of a county, city (including the city), village, entity created under the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, or township may prohibit the operation of electric personal assistive mobility devices, electric skateboards or commercial quadricycles in an area open to pedestrian traffic adjacent to a waterfront or on a trail under its jurisdiction, in a downtown or central business district, or on a street that includes streetcar tracks. Signs indicating the regulation must be conspicuously posted in the area where the use of an electric personal assistive mobility device, electric skateboard, or commercial quadricycle is regulated.

(13) As stated in the Michigan Vehicle Code, operation of an electric personal assistive mobility device or electric skateboard is prohibited in a special charter city and a state park under the jurisdiction of the Mackinac Island State Park commission.

(14) As authorized by the Michigan Vehicle Code, operation of an electric personal assistive mobility device or electric skateboard may be prohibited in a historic district, including by the city.

(15) As authorized by the Michigan Vehicle Code, the department of natural resources may by order regulate the use of electric personal assistive mobility devices or electric skateboards on all lands under its control.

Sec. 32-449. - Operation of bicycle upon highway or street; riding close to right-hand curb or edge of roadway; exceptions.

A person operating a bicycle upon a highway or street at less than the existing speed of traffic shall ride as close as practicable to the right-hand curb or edge of the roadway except as follows:

(a) When overtaking and passing another bicycle or any other vehicle proceeding in the same direction.

(b) When preparing to turn left.

(c) When conditions make the right-hand edge of the roadway unsafe or reasonably unusable by bicycles, including, but not limited to, surface hazards, an uneven roadway surface, drain openings, debris, parked or moving vehicles or bicycles, pedestrians, animals, or other obstacles, or if the lane is too narrow to permit a vehicle to safely overtake and pass a bicycle.

(d) When operating a bicycle in a lane in which the traffic is turning right but the individual intends to go straight through the intersection.

(e) When operating a bicycle upon a 1-way highway or street that has 2 or more marked traffic lanes, in which case the individual may ride as near the left-hand curb or edge of that roadway as practicable.

(f) When riding as close as practicable to the right-hand curb or edge of the roadway would block, delay, or otherwise interfere with the movement of a streetcar on a streetcar track.

Sec. 32-450. - Operation of bicycle upon highway or street; riding more than 2 abreast.

Two or more individuals operating bicycles upon a highway or street shall not ride more than 2 abreast except upon a path or portion of the highway or street set aside for the use of bicycles.

Sec. 32-451. - Operation of bicycle upon sidewalk or pedestrian crosswalk.

(1) An individual operating a bicycle upon a sidewalk or a pedestrian crosswalk shall yield the right-of-way to pedestrians and shall give an audible signal before overtaking and passing a pedestrian.

(2) An individual shall not operate a bicycle upon a sidewalk or a pedestrian crosswalk if that operation is prohibited by an official traffic control device.

(3) An individual lawfully operating a bicycle upon a sidewalk or a pedestrian crosswalk has all of the rights and responsibilities applicable to a pedestrian using that sidewalk or crosswalk.

Sec. 32-452. - Parking bicycle or electric skateboard on sidewalk, highway, or street.

(1) An individual may park a bicycle or an electric skateboard equipped with handlebars on a sidewalk except as prohibited by an official traffic control device.

(2) An individual shall not park a bicycle or an electric skateboard equipped with handlebars on a sidewalk in such a manner that the bicycle or electric skateboard equipped with handlebars impedes the lawful movement of pedestrians or other traffic.

(3) An individual may park a bicycle or an electric skateboard equipped with handlebars on a highway or street at any location where parking is allowed for motor vehicles, may park at any angle to the curb or the edge of the highway, and may park abreast of another bicycle or electric skateboard equipped with handlebars.

(4) An individual shall not park a bicycle or an electric skateboard equipped with handlebars on a highway or street in such a manner as to obstruct the movement of a

legally parked motor vehicle or as to block, delay, or otherwise interfere with the movement of a streetcar on a streetcar track.

(5) Except as otherwise provided in this section, an individual parking a bicycle or an electric skateboard equipped with handlebars on a highway or street shall do so in compliance with the Michigan Vehicle Code, any local ordinance, and the City Code.

Sec. 32-453. - Carrying package, bundle, or article on bicycle, electric personal assistive mobility device, moped, or motorcycle.

A person operating a bicycle, electric personal assistive mobility device, moped, or motorcycle shall not carry any package, bundle, or article that prevents the driver from keeping both hands upon the handlebars of the vehicle.

Sec. 32-454. - Handlebars of motorcycle or moped.

A person shall not operate on a public highway of this state a motorcycle or moped equipped with handlebars that are higher than 30 inches from the lowest point of the undepressed saddle to the highest point of the handle grip of the operator.

Sec. 32-455. - Bicycle, electric personal assistive mobility device, electric skateboard, or commercial quadricycle; equipment; violation as civil infraction.

(1) A bicycle, electric personal assistive mobility device, electric skateboard, or commercial quadricycle being operated on a roadway between 1/2 hour after sunset and 1/2 hour before sunrise shall be equipped with a lamp on the front that emits a white light visible from a distance of at least 500 feet to the front and with a red reflector on the rear that shall be visible from all distances from 100 feet to 600 feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector.

(2) A bicycle shall be equipped with a brake that enables the operator to make the braked wheels skid on dry, level, clean pavement.

(3) An electric personal assistive mobility device, electric skateboard, or commercial quadricycle shall enable the operator to bring it to a controlled stop.

(4) As mandated by the Michigan Vehicle Code, a person shall not sell, offer for sale, or deliver for sale in this state or in the City a bicycle or a pedal for use on a bicycle, either of which was manufactured after January 1, 1976, unless it is equipped with a type of reflex reflector located on the front and rear surfaces of the pedal. The reflector elements may be either integral with the construction of the pedal or mechanically attached, but shall be sufficiently recessed from the edge of the pedal, or of the reflector housing, to prevent contact of the reflector element with a flat surface placed in contact with the edge of the pedal. The pedal reflectors shall be visible from the front and rear of the bicycle during the nighttime from a distance of 200 feet when directly exposed to the lower beam head lamps of a motor vehicle.

(5) As mandated by the Michigan Vehicle Code, a person shall not sell, offer for sale, or deliver for sale in this state or in the City a bicycle manufactured after January 1, 1976 or an electric personal assistive mobility device unless it is equipped with either tires that have reflective sidewalls or with wide-angle prismatic spoke reflectors. If the bicycle or the electric personal assistive mobility device is manufactured with reflective

sidewalls, the reflective portion of the sidewall shall form a continuous circle on the sidewall, and may not be removed from the tire without removal of tire material. If the bicycle is equipped with wide-angle prismatic spoke reflectors, the reflectors of the front wheel shall be essentially colorless or amber, and the reflectors on the rear wheel shall be essentially colorless or red. Reflective sidewalls or spoke reflectors shall cause the bicycle to be visible from all distances from 100 feet to 600 feet when viewed under lawful low beam motor vehicle head lamps under normal atmospheric conditions.

(6) A person who violates subsection (1) or (2) is responsible for a civil infraction.

Sec. 32-456. – Electric bicycle; rights of individual; label to be affixed by manufacturer or distributor; tampering with or modification of electric bicycle prohibited; requirements applicable to class 3 electric bicycle; compliance with federal requirements; operation on highway or within city; operation of class 1, class 2, or class 3 electric bicycle on certain trails; compliance with Americans with disabilities act of 1990 and persons with disabilities civil rights act; public hearing; inapplicability of subsections (6) to (10) to use of electric bicycles on congressionally authorized public trail system.

(1) Except as otherwise provided in this section, an individual riding an electric bicycle is subject to the same requirements under the Michigan Vehicle Code and Chapter 32 of the City Code as an individual riding a bicycle.

(2) Beginning on January 1, 2018, a manufacturer or distributor of electric bicycles offered for sale or distribution in this state and/or the City shall permanently affix in a prominent location on the electric bicycle a label that contains the classification number, top assisted speed, and motor wattage of the electric bicycle. The label required under this subsection shall be printed in Arial font and shall be at least 9-point type.

(3) A person shall not tamper with or modify an electric bicycle so as to change the manufactured motor-powered speed capability or motor engagement of the electric bicycle without replacing the label required under subsection (2) with an appropriate label printed in Arial font and in at least 9-point type. For purposes of the Michigan Vehicle Code and Chapter 32 of the City Code, a device shall not be considered an electric bicycle if the motor is modified in a manner that no longer meets the criteria described in section 13e of the Michigan Vehicle Code (codified as MCL 257.13e at the time this City Code section was codified), or if the motor exceeds 750 watts.

(4) All of the following apply to a class 3 electric bicycle:

(a) A class 3 electric bicycle shall not be operated by an individual less than 14 years of age. An individual less than 14 years of age may ride as a passenger on a class 3 electric bicycle that is designed to accommodate passengers.

(b) An individual less than 18 years of age who operates or rides as a passenger on a class 3 electric bicycle shall wear a properly fitted and fastened bicycle helmet that meets federal standards established by the United States Consumer Product Safety Commission or the American Society for Testing and Materials.

(5) An electric bicycle shall comply with applicable equipment and manufacturing requirements for electric bicycles established under federal law, including standards adopted by the United States Consumer Product Safety Commission and compiled in 16 CFR part 1512.

(6) Except as otherwise provided in subsection (7), an individual may operate an electric bicycle on any part of a highway that is open to a bicycle, including, but not limited to, a lane designated for the exclusive use of bicycles and the shoulder.

(7) As mandated by the Michigan Vehicle Code, an individual shall not operate an electric bicycle within a city that prohibits the use of nonemergency motor vehicles, unless the city council of that city, by majority vote, adopts a resolution allowing the operation of electric bicycles within city limits. As mandated by the Michigan Vehicle Code, an individual shall not operate an electric bicycle within the Mackinac Island State Park, unless he or she has obtained the required permit from the Mackinac Island State Park Commission created in part 767 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.76701 to 324.76709, or unless the Mackinac Island State Park Commission authorizes the operation of electric bicycles within its jurisdiction. If a city described in this subsection or the Mackinac Island State Park Commission authorizes the operation of electric bicycles within its jurisdiction, the city or the Mackinac Island State Park Commission may regulate the operation of electric bicycles within its jurisdiction as authorized by the Michigan Vehicle Code.

(8) As authorized by the Michigan Vehicle Code, an individual may operate a class 1 electric bicycle on a linear trail in the City that has an asphalt, crushed limestone, or similar surface, or a rail trail. As authorized by the Michigan Vehicle Code, the City, as a local authority or agency of this state potentially having jurisdiction over a trail described in this subsection may regulate or prohibit the operation of a class 1 electric bicycle on that trail.

(9) As mandated by the Michigan Vehicle Code, an individual may operate a class 2 or class 3 electric bicycle on a linear trail in the City that has an asphalt, crushed limestone, or similar surface, or a rail trail only if authorized by the City, as the local authority or agency of this state potentially having jurisdiction over the trail.

(10) Except as otherwise provided in this subsection, an individual shall not operate an electric bicycle on a trail that is designated as nonmotorized and that has a natural surface tread that is made by clearing and grading the native soil with no added surfacing materials. As a local authority or agency of this state potentially having jurisdiction over a trail described in this subsection, the City may allow and regulate the operation of an electric bicycle on that trail.

(11) As mandated by the Michigan Vehicle Code, this state or the City as a local authority or agency of this state shall administer the provisions of this section in a manner that complies with the Americans with disabilities act of 1990, Public Law 101-336, and the persons with disabilities civil rights act, 1976 PA 220, MCL 37.1101 to 37.1607.

(12) Before an entity described in subsections (7) to (10) may prohibit, authorize, or regulate the use of electric bicycles within its jurisdiction, that entity shall hold a public hearing on the matter.

(13) Subsections (6) to (10) do not apply to the use of electric bicycles on a congressionally authorized public trail system.

SECTION II.

The City of Dearborn Heights Ordains that the Code of Ordinances of the City of Dearborn Heights, Michigan, is hereby revised by repealing Sections 32-457, 32-458, 32-459, 32-460, 32-461, 32-462, 32-463, 32-464, 32-465, 32-466, 32-467, 32-468, 32-469, and 32-470.

SECTION III.

ARTICLE VIII. - REGISTRATION OF ELECTRIC BICYCLES

Sec. 32-901. – “Electric bicycle” defined.

(1) “Electric bicycle” means a device upon which an individual may ride that satisfies all of the following:

(a) The device is equipped with all of the following:

- (i) A seat or saddle for use by the rider.
- (ii) Fully operable pedals for human propulsion.
- (iii) An electric motor of not greater than 750 watts.

(b) The device falls within 1 of the following categories:

(i) Class 1 electric bicycle. As used in this subparagraph, “class 1 electric bicycle” means an electric bicycle that is equipped with an electric motor that provides assistance only when the rider is pedaling and that disengages or ceases to function when the electric bicycle reaches a speed of 20 miles per hour.

(ii) Class 2 electric bicycle. As used in this subparagraph, “class 2 electric bicycle” means an electric bicycle that is equipped with a motor that propels the electric bicycle to a speed of no more than 20 miles per hour, whether the rider is pedaling or not, and that disengages or ceases to function when the brakes are applied.

(iii) Class 3 electric bicycle. As used in this subparagraph, “class 3 electric bicycle” means an electric bicycle that is equipped with a motor that provides assistance only when the rider is pedaling and that disengages or ceases to function when the electric bicycle reaches a speed of 28 miles per hour.

(2) The definition of “Electric bicycle” as used in this section is intended to be the same as the definition of “Electric bicycle” set forth in section 13e of the Michigan Vehicle Code (codified as MCL 257.13e at the time this City Code section was codified). If the definition of “Electric bicycle” set forth in section 13e of the Michigan Vehicle Code changes, then the definition of “Electric bicycle” as set forth in this section is to be construed to be consistent with what is set forth in the Michigan Vehicle Code.

Sec. 32-902. – Required.

Every person residing in the city who owns any electric bicycle shall meet the registration and other requirements of this article for all such electric bicycles that the person owns. Further, whether or not a person resides in the city, a person shall only operate an electric bicycle in the city if the person can operate the electric bicycle in compliance with the registration and other requirements of this article.

Sec. 32-903. - Application.

(1) A person residing in the city who owns any electric bicycle shall apply for and receive both a registration certificate and a license tag for each such electric bicycle that the person owns. The person shall make application to the police department for both the registration certificate and the license tag for each such electric bicycle on a form or forms furnished by the police department. The person shall provide the following information in the application form related to each such electric bicycle: the electric bicycle's owner's name, address, and phone number (if any); a full description of the electric bicycle, including its make, model, color, and manufacturer's serial number; and the electric bicycle label information as required by section 662a(2) of the Michigan Vehicle Code (codified as MCL 257.662a(2) at the time this City Code section was codified), namely the electric bicycle's: classification number, top assisted speed, and motor wattage. Provided the application form is completed to the extent possible given available information and the person who submits the application pays the required fee(s), the police department shall provide the owner of the electric bicycle with both a registration certificate and a license tag for the subject electric bicycle as more fully described in Section 32-904 and Section 32-905.

(2) A person who does not reside in the city who wants any electric bicycle to be operable in the city may apply for and receive both a registration certificate and a license tag for each such electric bicycle that the person owns and wants to be able to operate in the city. The person shall make application to the police department for both the registration certificate and the license tag for each such electric bicycle on a form or forms furnished by the police department. The person shall provide the following information in the application form related to each such electric bicycle: the electric bicycle's owner's name, address, and phone number (if any); a full description of the electric bicycle, including its make, model, color, and manufacturer's serial number; and the electric bicycle label information as required by section 662a(2) of the Michigan Vehicle Code (codified as MCL 257.662a(2) at the time this City Code section was codified), namely the electric bicycle's: classification number, top assisted speed, and motor wattage. Provided the application form is completed to the extent possible given available information and the person who submits the application pays the required fee(s), the police department shall provide the owner of the electric bicycle with both a registration certificate and a license tag for the subject electric bicycle as more fully described in Section 32-904 and Section 32-905.

Sec. 32-904. - Registration certificate.

Provided an appropriate person has complied with the requirements of Section 32-903 related to obtaining a registration certificate for an electric bicycle, then the police department shall furnish the owner of the electric bicycle with a registration certificate for the electric bicycle. The police department shall keep a duplicate of the registration certificate which shall be kept in the offices of the police department. The owner of the electric bicycle shall keep the registration certificate and shall present same upon demand of any police officer of the city if the ownership or title to the electric bicycle becomes an issue. A person shall not operate an electric bicycle in the city unless a registration certificate has been obtained and maintained for it.

Sec. 32-905. - License tag.

Provided an appropriate person has complied with the requirements of Section 32-903 related to obtaining a license tag for an electric bicycle, then the police department shall furnish the owner of the electric bicycle with a license tag for the electric bicycle, the number of which shall correspond to the registration certificate for the electric bicycle. The license tag and any renewals thereof shall be permanently affixed in a prominent location on the electric bicycle. A person shall not operate an electric bicycle in the city unless a license tag has been obtained for it, maintained for it, and permanently affixed on it as required by this section and this article.

Sec. 32-906. – Violations as civil infractions.

A person who violates any of the provisions of this **ARTICLE VIII. - REGISTRATION OF ELECTRIC BICYCLES**. (namely sections 32-901 to 32-907) is responsible for a civil infraction punishable by a civil fine of \$400.00 for each such violation.

Sec. 32-907. - Fees.

Fees for electric bicycle registration certificates, electric bicycle license tags, application for same, and any renewals thereof shall be prescribed by resolution of the council.

SECTION IV.

CODIFICATION DIRECTIVES

Sections 32-880 through 32-900 are deemed to be added and reserved.

Article VIII. - Registration of Electric Bicycles is deemed to be added to the Code under Chapter 32.

SECTION V.

REPEAL

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

SECTION VI.

SEVERABILITY

Should any section, subsection, clause, or phrase of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof other than the part so declared to be invalid.

SECTION VII.

EFFECTIVE DATE

The City Council finds that the needs of the business affected by this Ordinance will be significantly affected by any delay in this Ordinance's effective date. In the light of this, the City Council declares the adoption of this ordinance to be an emergency action and adopts this ordinance on an emergency basis at the same meeting as the meeting at which it was introduced. Thus, this ordinance is considered to be read both a first time and a second time at the same meeting. This ordinance shall become effective upon publication as provided by law.

SECTION VIII.

AUTHENTICATION

This is to certify that the undersigned do hereby authenticate the foregoing record of the ordinance herein set forth.

MO BAYDOUN, Mayor

LYNNE M. SENIA, City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and correct copy of this ordinance adopted by the Council for the City of Dearborn Heights at a regular meeting of the Council held on the 9th day of June, 2026, and became effective by publication in the official newspaper of the City of Dearborn Heights and/or by publication as otherwise permitted by the City Charter on the 11th day of June, 2026.

LYNNE M. SENIA, City Clerk

Publication Date: June 11, 2026.