

**TOWN OF EAGLE, COLORADO
ORDINANCE NO. 2025- 05**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO
AMENDING CHAPTER 11.04 – TRAFFIC CODE IN THE EAGLE TOWN CODE TO ADD
SECTION 11.04.100 – SPECIALTY AND NON-STANDARD VEHICLE REGULATION.

WHEREAS, pursuant to C.R.S. § 31-15-103, municipalities shall have power to make and publish ordinances which are necessary and proper to provide for the safety, to preserve the health, promote the prosperity, and improve the morals, order, comfort, and convenience of such municipality and the inhabitants thereof not inconsistent with the laws of this state; and

WHEREAS, the Town of Eagle (the "Town") is a home-rule municipality organized under Article XX of the Colorado Constitution and with the authority of the Eagle Home Rule Charter (the "Charter"); and

WHEREAS, pursuant to Section 1.01.080 of the Eagle Town Code (the "Code"), the Town Council may amend the Code; and

WHEREAS, the Town wishes to regulate the use of powered bikes, electric scooters, low-speed electric vehicles, power-operated ride-on toy vehicles, and golf car vehicles within the Town limits to ensure public safety, minimize conflicts with pedestrians and other vehicles, and preserve the quality of life for all residents; and

WHEREAS, the Town Council wishes to amend Chapter 11.04 – Traffic Code of the Code to add a new Section 11.04.100 – Specialty and Non-Standard Vehicle Regulation to define the types of vehicles regulated under this Section and establish regulations for the use of such vehicles; and

WHEREAS, the Town Council wishes to amend Section 11.04.030 – Additions and Modifications of the Traffic Code to eliminate redundancy between this Section and the new Section 11.04.100 on Specialty and Non-Standard Vehicle Regulation; and

WHEREAS, the Town Council finds and determines that the proposed amendments to the Code outlined herein are reasonably necessary to promote the legitimate public purposes of the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO:

Section 1. Amendment to Code – Addition of Section 11.04.100. Chapter 11.04 – Traffic Code of the Code is hereby amended with the addition of Section 11.04.100 – Specialty and Non-Standard Vehicle Regulation, as follows:

Section 11.04.100 - Specialty and Non-Standard Vehicle Regulation

A. Purpose and Intent

The purpose of this ordinance is to regulate the use of powered bikes, electric scooters, low-speed electric vehicles, power-operated ride-on toy vehicles, and golf car vehicles within the town

limits to ensure public safety, minimize conflicts with pedestrians and other vehicles, and preserve the quality of life for all residents.

B. Definitions

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

Powered Bike means a device that resembles a dirt bike or bicycle, is equipped with a gas and/or electric motor, does not have operational pedals, is capable of speeds higher than 20 mph, does not meet the classification of an electrical assisted bicycle or electric scooter, and does not meet the requirements of a motorcycle required to be registered as defined in C.R.S. § 42-1-102.

Electric Scooter means a device that either (1) has handlebars and an electric motor and is designed primarily for use on paved surfaces, with not more than three wheels in contact with the ground and no manual clutch; or (2) is a self-balancing, electric-powered personal transportation device with one or two wheels arranged side-by-side or centrally, designed to be operated in a standing position without handlebars or a seat. This definition does not include an electric-powered dirt bike or motorcycle.

Low-Speed Electric Vehicle means a vehicle that is self-propelled using electricity as its primary propulsion method, has at least three wheels in contact with the ground, does not use handlebars to steer, and exhibits the manufacturer's compliance with 49 CFR 565 or displays a 17-character vehicle identification number as provided in 49 CFR 565. A low-speed electric vehicle must be titled and registered as a class C vehicle in accordance with C.R.S., Article 3 of Title 42.

Off-Highway Vehicle (OHV) means any self-propelled vehicle designed to travel on wheels or tracks in contact with the ground, primarily for use off public highways, and commonly used for recreational purposes. This does not include vehicles designed for water travel, snowmobiles, golf carts, vehicles for individuals with disabilities, vehicles for agricultural, logging, or mining purposes, or vehicles registered under C.R.S., Article 3 of Title 42.

Power-Operated Ride-On Toy means a battery-powered, ride-on toy vehicle designed for use by young children, typically operating at low speeds (not exceeding 6 miles per hour). These devices often resemble miniature cars, trucks, or off-road vehicles and are intended for recreational use under adult supervision.

Golf Car Vehicle means a self-propelled vehicle designed to travel on four wheels or tracks in contact with the ground, commonly used on a golf course or for recreational activities.

C. Usage Regulations

1. **Powered Bikes:** Powered bikes are prohibited from operating on public streets, sidewalks, and multi-use paths. These vehicles shall follow OHV guidelines laid out in Section 11.09.

2. **Electric Scooters:** Electric scooters may operate on public streets, bike lanes, and multi-use paths. Operation on sidewalks is prohibited except where allowed by signage. Riders must follow traffic regulations applicable to bicycles.
3. **Low-Speed Electric Vehicles:** Low-speed electric vehicles are restricted to public roadways with a posted speed limit of 35 mph or less.
4. **Off-Highway Vehicles (OHVs):** OHVs shall follow guidelines laid out in Section 11.09.
5. **Power-Operated Ride-On Toy:** Power-operated ride-on toys are not permitted for use on public roads or bike paths.
6. **Golf Car Vehicle:** Golf car vehicles may only be operated in recreational areas where specifically designated for such use.

Table 11.04-1: Specialty and Non-Standard Vehicle Regulation			
Type Of Vehicle	Photo	Definitions	Limits
Powered Bike		<ul style="list-style-type: none"> -Resembles a dirt bike, or bicycle -Equipped with a gas and/or electric motor -Does not have operational pedals. -Capable of speeds higher than 20 mph. -Does not meet the requirements of a motorcycle required to be registered as defined in C.R.S. § 42-1-102. 	Prohibited from operating on public streets, sidewalks, and multi-use paths. These vehicles shall follow OHV guidelines laid out in Section 11.09.
Electric Scooter		<ul style="list-style-type: none"> -Has handlebars and an electric motor; designed primarily for use on paved surfaces, with no more than three wheels in contact with the ground, and no manual clutch or; -A self-balancing, electric-powered personal transportation device with one or two wheels arranged side-by-side or centrally, designed to be operated in a standing position without handlebars or a seat. 	<ul style="list-style-type: none"> -May operate on public streets, bike lanes, and multi-use paths. -Operation on sidewalks is prohibited except where allowed by signage. -Riders must follow traffic regulations applicable to bicycles.
Low-Speed Electric Vehicle		<ul style="list-style-type: none"> -Is self-propelled using electricity as its primary propulsion method; -Has at least three wheels in contact with the ground; -Does not use handlebars to steer 	Restricted to public roadways with a posted speed limit of 35 mph or less.

Off-Highway Vehicle (OHV)		<p>Any self-propelled vehicle designed to travel on wheels or tracks in contact with the ground, primarily for use off public highways, and commonly used for recreational purposes</p>	<p>OHVs shall follow guidelines laid out in Section 11.09.</p>
Power-Operated Ride-On Toy		<p>A battery-powered, ride-on toy vehicle designed for use by young children, typically operating at low speeds (not exceeding 6 miles per hour). These devices often resemble miniature cars, trucks, or off-road vehicles, are intended for recreational use under adult supervision</p>	<p>Power-Operated Ride-On Toy are not permitted for use on public roads, or bike paths.</p>
Golf Car Vehicle		<p>A self-propelled vehicle designed to travel on four wheels or tracks in contact with the ground, commonly used on a golf course or for recreational activities.</p>	<p>Golf Car vehicles can only be operated in recreational areas where specifically designated for such use.</p>

Section 2. Amendment to Code – Section 11.04.030. Chapter 11.04 – Traffic Code, Section 11.04.030 – Additions and Modifications is hereby amended with additions in **bold underlined** text and deletions in ~~strike through~~ language, as follows:

Section 11.04.030 - Additions and modifications

The adopted Model Traffic Code is subject to the additions or modifications set forth below. All sections not deleted, added to, or modified remain as if set out at length in the original form.

- A. Subsection 9 of Section 109 of Part 1 of the Model Traffic Code, concerning skateboards, skis, **and** skates, ~~and toy vehicles~~ in rights-of-way, is hereby amended to read as follows:

109. ~~Low-powered scooters, a~~ Animals, skis, skates ~~and toy vehicles~~ on highways.

- (9) No person shall use the highways for traveling on skis, toboggans, coasting on sleds, skates, skateboards, motorized skateboards, or similar devices. It is unlawful for any person to use any roadway of this municipality as a sled or ski course for the purpose of coasting on sleds, skis, or similar devices. It is also unlawful for any person upon roller skates, a skateboard, a motorized skateboard, or riding in or by means of any coaster, ~~toy vehicle~~, or similar device to go upon any roadway except while crossing a highway in a crosswalk and in so crossing such person shall be granted all of the rights subject to all of the duties applicable to pedestrians. This subsection does not apply to any public way which is set aside by proper authority as a play street and which is adequately roped off or otherwise marked for such purpose.

* * * *

~~D. Subsection (3) of Section 117 of Part 1 of the Model Traffic Code, concerning limitations on use of EPAMDs, is hereby amended to read as follows:~~

~~117. Personal mobility devices.~~

- ~~(3) An EPAMD shall not be operated:~~
~~(a) On a limited access highway; or~~
~~(b) At a speed greater than 12½ miles per hour.~~

* * * *

GG. The definitions section of the Model Traffic Code is amended to add certain definitions as stated below, retaining all other definitions in the Model Traffic Code.

(7.5) "Barricade" means a portable or fixed barrier having object markings, including, but not limited to, traffic cones, used to close all or a portion of the right-of-way to vehicular traffic.

~~(28.5) "Electrical assisted bicycle" means a vehicle having two tandem wheels or two parallel wheels and one forward wheel, fully operable pedals, an electric motor not exceeding 750 watts of power, and a top motor speed of 20 miles per hour.~~

~~(28.7) "Electric personal assistive mobility device" or "EPAMD" means a self-balancing, non-tandem two-wheeled device, designed to transport only one person, that is powered solely by an electric propulsion system producing an average power output of no more than 750 watts.~~

~~(49.5) "Low power scooter" means a self-propelled vehicle designed primarily for use on the roadways with not more than three wheels in contact with the ground, no manual clutch, and either of the following:~~

- ~~(a) A cylinder capacity not exceeding 50 cubic centimeters if powered by internal combustion; or~~
~~(b) A wattage not exceeding 4,476 if powered by electricity.~~

~~The term "low power scooter" shall not include a toy vehicle, bicycle, electrical assisted bicycle, wheelchair, or any device designed to assist mobility impaired people who use pedestrian rights-of-way.~~

~~(60)(c) "Motorized skateboard" means any self-propelled device that has a motor or engine, a deck designed to be stood or sat upon by the operator, on which a person may ride, which may or may not have handlebars and has at least two wheels in contact with the ground. However, a wheelchair or other special motorized unit designed for and used by a person(s) physically disabled to assist their mobility shall not be considered a motorized skateboard.~~

Section 3. Safety Clause. This Ordinance is deemed necessary for the protection of the public health, safety, and welfare.

Section 4. Severability. If any provision of this Ordinance or portion thereof is held by a court

of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any other provision which can be given effect without the invalid portion.

Section 5. Conflicts. All prior ordinances, resolutions, or other acts, or parts thereof, by the Town of Eagle in conflict with this Ordinance are hereby repealed, except that this repeal shall not be construed to revive any previously repealed or expired act, ordinance or resolution, or part thereof.

Section 6. Effective Date. This Ordinance shall become effective ten (10) days after publication.

INTRODUCED AS AN ORDINANCE, READ, MOVED, AND ORDERED PUBLISHED ON
JULY 8, 2025.

TOWN OF EAGLE, COLORADO

By: _____

Scott Turnipseed, Mayor

ATTEST:

By: _____

Camille Deering, Town Clerk

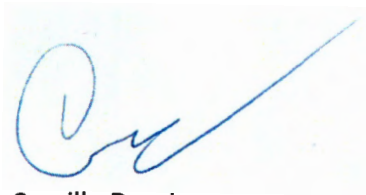


PROOF OF PUBLICATION

STATE OF COLORADO)
)
COUNTY OF EAGLE)

I, Camille Deering, Town Clerk for the Town of Eagle, do solemnly swear and affirm that I published in full a true and correct copy of ORDINANCE 05, SERIES 2025 "AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO AMENDING CHAPTER 11.04 – TRAFFIC CODE IN THE EAGLE TOWN CODE TO ADD SECTION 11.04.100 – SPECIALTY AND NON-STANDARD VEHICLE REGULATION" on the Town of Eagle's website, www.townofeagle.org, on the 9th day of July 2025.

Witness my hand and seal this 9th day of July 2025.



Camille Deering,
Town Clerk



Ordinance Effective Date:

July 19, 2025