

ORDINANCE NO. 2025-03

**AN ORDINANCE OF THE MCKINLEYVILLE COMMUNITY SERVICES DISTRICT AMENDING
RULE 47.02 OF THE RULES AND REGULATIONS REGARDING MOTORIZED AND
ELECTRIC VEHICLE USE IN THE COMMUNITY FOREST PROPERTY**

WHEREAS, the existing Rule 47.02 of the District's Rules & Regulations states that public recreation use of the Community Forest Property does not include the use or operation of any motorized or electric vehicle, and recreational use must be done via pedestrian use, non-motorized/non-electric bicycle, or horseback; and

WHEREAS, the MCSD Board adopted these and other Rules and Regulations establishing the Community Forest with the understanding that this portion of the Rules and Regulations would be reviewed and recommendations made by the McKinleyville Community Forest Committee (MCFC) and Trails, Infrastructure, Clean-ups and Security (TICS) subcommittee; and

WHEREAS, the use of motorized vehicles in the Community Forest is prohibited by the Greenways Grant agreement, which states that grant funds are to be used for non-motorized recreational infrastructure development and enhancements that promote new or alternate access to parks, waterways, outdoor recreational pursuits, and forested or other natural environments to encourage health-related active transportation and opportunities for Californians to reconnect with nature; and

WHEREAS, the definition of a non-motorized trail includes recreational purposes such as walking, hiking, bicycling, equestrian use, and other non-motorized recreational uses, and an e-bike is defined as a bicycle that can be run on electric power as well as by pedaling; and

WHEREAS, the MCFC and TICS have reviewed the existing Rule 47.02 and voted in favor of recommending a language modification to the MCSD Board for approval;

NOW, THEREFORE, the Board of Directors of the McKinleyville Community Services District ordains that Rule 47.02 of the District's adopted Rules and Regulations is amended to read as follows:

RULE 47.02. MOTORIZED AND ELECTRIC VEHICLE USE PROHIBITED-Public recreation use of the Community Forest Property does not include use or operation of any motorized or electric vehicle. For the purpose of this rule, electric bicycles are not considered motorized vehicles. Recreational use must be done via pedestrian use, bicycle, E1 or E2 bikes, or horseback. Operation of non-motorized vehicles within the community forest property must comply with the existing Rule 41.04 of these Rules & Regulations

RULE 47.02.1 ELECTRIC BIKES

DEFINITIONS

Electric Bike: Bike with a battery-powered motor that provides some level of assistance to the rider. (AKA E-Bike)

Classifications of E-Bikes:

1) A “class 1 electric bicycle” is a bicycle equipped with a motor (max power 750W) that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour.

2) A “class 2 electric bicycle” is a bicycle equipped with a motor (max power 750W) that may be used exclusively to propel the bicycle, and that is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.

3) A “class 3 electric bicycle” is a bicycle equipped with a motor (max power 750W) that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the bicycle reaches the speed of 28 miles per hour, and is equipped with a speedometer.

4) E-Moto bikes: Are electric motorcycles with a power rating of 7,500 Watts and a top speed of 50 mph.

RULE 47.02.2 RECREATIONAL USAGE-Recreational use must be done via horseback, pedestrian use and non-motorized or electric bikes (Class 1 or 2 only); Class 3 bikes, all other electric bikes with greater than 1 horsepower/750 watts and E-Moto bikes are prohibited in the McKinleyville Community Forest.

Trail Etiquette:

- Bicyclists yield to hikers and horses
- Hikers yield to horses

This Ordinance shall take effect and be in full force and effect thirty (30) days after its passage.

Introduced at a regular meeting of the Board of Directors held on May 7, 2025 and passed and adopted by the Board of Directors on June 4, 2025 upon the motion of Director Orsini and seconded by Director Binder and by the following polled vote:

AYES: Binder, Biteman, Couch, Mayo, Orsini

NOES:

ABSTAIN:

ABSENT:


James Biteman, Board President

Attest:


Joseph Blaine, CMC, Board Secretary