

ACME TOWNSHIP PARKS & TRAILS MEETING
ACME TOWNSHIP HALL
6042 Acme Road, Williamsburg MI 49690
December 15th, 2017 8:30 a.m.

ROLL CALL:

Committee:	Late	Feringa	X	Heflin	X	Heffner	X	Jenema
	X	Smith	Late	Timmins	X	Wentzloff		
Advisory:	X	Heinert	X	Kushman				
Staff:	X	Winter	X	Bournay				

A. PUBLIC COMMENT:

B. APPROVAL OF AGENDA: Motion to approve the agenda Wentzloff, 2nd. By Heflin. Motion carries. Timmins and Feringa absent.

C. INQUIRY AS TO CONFLICTS OF INTEREST:**D. CORRESPONDENCE:****E. ACTION:**

1. Approve Parks & Trails Minutes 11/17/2017 motion by Wentzloff, 2nd. Smith Motion carries

F. OLD BUSINESS:

1. **Bayside Park Updates-** Klaus- taking bids on tree removal and prep, perfect timing for tree cutting. Winter asked about bat timing concerns. Klaus responded that is not an issue for our timing. May have to wait until the snow is gone to get the stumps and roots out of the area. The bids that went out, encompasses both the tree removal and stump and root removal. Klaus went over bike rack design, set up in banks, went from the \$125 price point to \$250. Klaus said these will be directly buried, they tend to last longer than when they are bolted in. Klaus will be back to talk about pre orders, as they can take 2-3 months to get in. Will be back in January to get the order going. Klaus asked about the donor program to know what will be needed to order. Klaus talked about the quotes he brought being the high end product. Jenema asked about maintenance and need to bring in for winter. Klaus talked about the durability of the examples he brought, not needing much maintenance, maybe need powder coating in 15-20 yrs or so. Discussed the bottle fill/ shower area. And replacing the current drinking fountain with a bottle fill/drinking fountain station in the future. Smith asked about drainage problems with the shower, because of all the sand. Klaus discussed design of the shower, and putting a trap in to help control the sand. Shower is by the bath house, discussed a second possible shower in the future. Wentzloff asked about the playground floor. Klaus said the playground floor will be an engineered wood fiber, that is intermeshing and barrier free. Klaus will bring in samples, it is light wood in color. Canopies will be a light tan for the sun shade, with splashes of green for accent. Jenema asked about color clarification. Klaus said that will be worked on when they do the specs. Winter asked about the second bench donor that use to own the knoll wood property, as we don't have benches at that end. They are requesting that if we do in the future they can move their plaque to one of the benches at that end. No one objected, discussion followed about how the plaques come off.

Klaus talked about putting the drive in down at the south end, into the MDot permit so there are no hang ups in the future. Discussion followed.

Discussion followed about putting the gate in, as the park is now open 24/7.

There is only limited plowing in the park in the winter.

Jenema refreshed the committees memory about putting in posts incase we want a gate in the future.

Heffner, talked about needing to add a sidewalk. Klaus agreed as it adds to the connectivity to the road. He said that is able to be done in the future. Discussion followed will have to reach out to work with Schmuckal oil.

2. Went over lighting plan updates

a. Status update on application filed with the state

b. Bollard/pedestrian-scale lighting- yellow fixtures on the map are all bollards now, ones in orange are high mast posts, which are designed for cross walk and parking lot areas. Using the township ordinance and standards to set the lights and lighting strength. Also highlighted the light by the restroom that will be replaced in the future. Also have to illuminate the flagpole. Also has eventual uplighting for a future pavillion. They will be LED, low voltage lights.

Klaus went over the bollard light design, keeping them simple to minimize bug and other debris getting stuck in the intricate designs.

c. Trail connectors through park- discussed where to end the trail at the south end of North bay side park.

3. Trail Updates- Klaus talked about the trail design at the south end of Bay side park, next to the wall that leads to the condos. Right now there isn't an easement in the works with the condos, Tart had spoken with them, the response was to keep the condos informed with what is happening. Klaus said in the bid the trail will stop just before the wall that is currently there, until something changes in the plan. Discussed the cost, as a pole would have to be moved.

Deepwater Pt. - The Shores property did not grant permission for an easement allowing for the connection from North Bayside park to Deepwater Pt. The committee discussed various options. Kushman will be discussing with the tribe about crossing the real estate property, and contacting the owner of Osorio's about crossing that property. Discussion followed on getting the trail back behind the properties on Dock Rd. TART will be looking to connect with the appropriate land owners. The Greek Orthodox church has already voiced support for the trail. The next step would be to get a conceptual plan done.

The Acme connector trail that is to go through the Holiday Inn, has had the language for the easement approved. After the Holiday Inn Board approves it, the paperwork will go to Wellsfargo for their approval. A survey is needed to execute the easement agreement.

Still need to get a letter a letter from Samaritas. Jeff and Shawn are continuing to work on the language for the commitment letter needed from Samaritas.

Discussed getting a letter of commitment from Dan Kelley, as his project is still to fluid to set a planned trail. Feringa added that the resort is also still fluid as to where the trail will connect to Dan Kelley's property.

Gosling and Czubak charge \$600 per parcel for a survey. Jenema will start talking to the Board about the cost of the survey.

Kushman talked about the Elk Rapids to Maple bay connector. Elk Rapids citizens raised the \$5000 needed and they are now requesting bids for the preliminary design.

Ebikes- A new law has passed to allow them on non-motorized trails. Level 3 E-bikes will be allowed. The township will be passing an ordinance. Level 1&2 are allowed by law. Level 3 can be opted in, a level 3 E bike is a pedal assist with speeds reaching 28mph.

Winter trail plowing went out to bid, it is the same contractor as before. The township still has concerns about the section between 3&4 mile. Still looking to find out if plowing can happen on the flattened part once the ground is frozen.

Kushman said the trench work is not yet done in that area, due to weather work is delayed.

Kushman has also asked Zollinger to look into plowing the sidewalks.

4. **Park System Signage-** Kushman, discussed placement of signs, placement of them within the walking circle and 2 sided.
Klaus mentioned talking to TART to match the poles used on the signs to the other materials in the park.
Feringas meeting with Valley City signs has been pushed back until after Christmas.

5. **Park Rules - On hold**

- a. Committee formation to draft ordinance. - Heflin and Smith have agreed to be on a subcommittee to work on this.

Jacob Bournary from the conservancy gave an update about trail building at the Wintergreen campground the conservancy acquired. The conservancy would like to use this area as a trail building opportunity. Jenema will help find information about who to contact at Elk Rapids.

Talked about monthly trail building like they did in Arcadia.

Feringa gave a guideline from MDot for trails, roads and sidewalks.

Wentzloff asked the committee to look at placement for a dog park in the future.

G. NEW BUSINESS:

1. **Adopt 2018 Regular Meeting Schedule Motion to adopt the 2018 meeting schedule.**
Wentzloff, 2nd. By Timmins. Motion carries.

H. PUBLIC COMMENT none

ADJOURN: Motion to adjourn Timmins, 2nd Wentzloff
Motion carries



ACME TOWNSHIP PARKS & TRAILS MEETING
ACME TOWNSHIP HALL
6042 Acme Road, Williamsburg MI 49690
December 15th, 2017 8:30 a.m.

ROLL CALL:

Committee:

	Feringa		Heflin		Heffner		Jenema
	Smith		Timmins		Wentzloff		
	Heinert		Kushman				
	Winter						

Advisory:

Staff:

A. PUBLIC COMMENT:

B. APPROVAL OF AGENDA:

C. INQUIRY AS TO CONFLICTS OF INTEREST:

D. CORRESPONDENCE:

E. ACTION:

1. Approve Parks & Trails Minutes 11/17/2017

F. OLD BUSINESS:

1. Bayside Park Updates
 - a. Status update on application filed with the state
 - b. Bollard/pedestrian-scale lighting
 - c. Trail connectors through park
2. Trail Updates
3. Park System Signage
4. Park Rules
 - a. Committee formation to draft ordinance

G. NEW BUSINESS:

1. Adopt 2018 Regular Meeting Schedule

H. PUBLIC COMMENT

ADJOURN:

ACME TOWNSHIP PARKS & TRAILS MEETING
ACME TOWNSHIP HALL
6042 Acme Road, Williamsburg MI 49690
November 17th, 2017 8:30 a.m.

Call to order: 8:35

ROLL CALL:

Committee:	X	Feringa	X	Heflin	x	Heffner	x	Jenema
	X	Smith	X	Timmins	x	Wentzloff		
Advisory:	X	Heinert/Krogulecki	X	Kushman/Clark				
Staff:	X	Winter						

- A. PUBLIC COMMENT:** None
- B. APPROVAL OF AGENDA:** Timmins, 2nd. By Heffner. Motion to approve the agenda. Motion carries
- C. INQUIRY AS TO CONFLICTS OF INTEREST:** None
- D. CORRESPONDENCE:** none
- E. ACTION:**
1. Approve Parks & Trails Minutes 11/20/2017 - Motion by Timmins 2nds Wentzloff to approve the minutes with the correction of Kohlmann and Valley city signs. Motion carries.
- F. OLD BUSINESS:**
1. **Bayside Park Updates- Krogulecki-** Update from Kevin Paperwork from the state was delayed due to glitch with park boundaries. It has been worked out with the help of Jay, Jeff and Tamara at the state. Everything is now set to begin.
Helsel's tree service will work on clearing trees for the new parking area. Discussed new parking lot boundary. Trees are flagged for easy identification.
Shell gas station parking lot encroaches on park land. Worked it out with Shell to change where Shell piles their snow, so as to not upset any of the parks landscaping.
Discussed rebuild and drainage of the old section of the parking lot.
Discussed Shores beach lane, the boundary lines. Talked about the traffic patterns at the light at US 31& US72.
Kevin believes that the parking lot will be started in spring, with tree removal this winter.
Heffner asked about the time frame.
Kevin believes it will take about a month to finish the parking lot. As the parking lot is being worked on other projects will be started simultaneously.
Tart trail will be 10' asphalt with a 2' gravel shoulder. Berming will be a bit limited due to need for a larger stormwater basin. Amy talked about limiting some berms due to visibility of the water.
Berming will be on the other side of the trail (away from road)
Discussed how berming won't cut the sound from the road.
The trail is only about 4- 5' from the right of way, berms may impede in the right away, Kevin questioned what MDOT would allow.
Heffner asked about plantings.
Winter and Kevin talked about the possibility of that, but that MDOT could ask us to rip them out if they want, if anything is planted in the right of way. Also how close the plants would be to the road and the salt and snow that would be pushed on the plants in the winter.
Kevin recommended grasses in that area. Jenema, talked about annuals, but that, that would be

labor intensive and the garden club or some other club would have to take responsibility. Discussion continued.

Proposed plants on the plan are not set in stone so they may change as the project moves forward, they are all native plants.

Kevin went over the play structures, nothing has really changed. 2 sun/shade structures. Bike racks, people liked how many bikes they held. Kevin believes that most of the furniture and bike racks will be purchased directly by the township for cost effectiveness.

Went over areas of landscape restoration. Went over the stormwater in the park, storm drains and permeable pavement in the parking lot, and the maintenance involved in the parking lot. Back parking lot, Kevin went over “no mow” areas. Keeping large trees around parking lot, designed the parking lot to keep the big trees. Evergreens will be planted in islands in the parking area. No mow areas will have a ground cover that will function best in the environment it is planted.

Feringa discussed sharing the no mow areas with the maintenance staff to ensure there is no accidental mowing. Kevin talked about needing to develop a maintenance plan to deal with the new planted areas in the park. Takes a little more maintenance than dealing with turf.

- a. *Updated Playground & Shade Structure Details*
- b. *Landscape Restoration & Updated Irrigation Plans*- working with Spartan irrigation, they laid out the plan, will have irrigation in all the turf areas.
Heffner asked about rain sensors, to curb added run off.
Kevin said sensors are not a problem and they are pretty standard nowadays, control boxes will be by the well and future gazebo, the panel will be screened with evergreens.
Wentzloff talked about needing constant water to get turf to establish.
Kevin talked about bring in 4-6 inches of soil, and using hydor seed with a straw blanket to protect from the wind.
Heffner asked about construction schedule.
Kevin said plans are ready, but won't have an actual start date until we go to bid. Waiting on the State for approval to go to bid, plans go to the board first to pick companies then it goes through the state for final approval. Jenema asked if it's a 3-4 month project. Kevin believes that it is closer to 4 months, a lot can happen concurrently.
- c. *Electrical & Lighting Plans*- Discussed rerouting of electrical, discussed lighting, 11 lights total to illuminate key areas of the parking lot and trail. All tall lights are in the plan, due to park hours lights will be turned off shortly after dusk, they are on a programmable timer. May work with Michigan lighting systems, the materials for the lamp post will be the same as the other features in the park.
Wentzloff asked about ballard lighting along the main loop to keep the view shed. Discussed where lower lighting would be a better fit.
Discussed placement of all the lights in conjunction with features within the park.
4 lights around main walking circle
4 lights in the parking area
2 lights down near the down near the south end,
1 light near the cross walk

2. Trail Updates

- a. *Yuba Park Natural Area*- Zollinger, Winter, Nels Veliquette met with Jacob from the Land Conservancy, to look at trail connections. LaPointe, Heffner and Steve Lagerquist met earlier and walked to possible scenarios. The blue trail(on map) is preferred due to vegetation density and slope.
Heffner asked who would be doing the main trail work. Winter responded it would be the Land Conservancy's Americorp workers.
South end of park there is a step trail, they would like to reconnect it to make a whole

loop. Pg4, explored options of cutting through Veliquette property, Veliquette wonders if the option to purchase the back 5 acres (by the land conservancy) or if it would be an easement. Work continues, will schedule with Americorp volunteers once we know the definite trail path.

Discussed trail building volunteers.

- b. *Wintergreen Woods (GTRLC property adjacent to Saylor Park)*- Winter, got an email from Jake about the campground that the conservancy purchased. Jake would like to know if the township has plans for trails, so the to park can plan in conjunction with each other . Discussion followed. Jenema will take the idea to the board about the idea of planning trails through Saylor park and working with the conservancy.
- c. *Sewer Project (Four Mile to Three Mile)* - construction did start and the trail is closed for the project. Winter didn't think it would start until spring but it started in fall, right now the detour uses the sidewalks in East Bay, but they are not plowed in the winter. Zollinger is having Jeff Jocks look into the liability issue, if we smooth the trail out before the asphalt is laid down so people can still ride on it. Hoping we can find a solution for winter trail users. Working with Beth Friend at East Bay to find options. Bunker Hill to 5 mile, just waiting for DTE to give the go ahead to reopen, it is all paved. Trails are now 10' wide.
- d. *TVC2CHX Options (north of Bayside Park)*
- e. *Trail Easement Agreement Language* - Discussed the easement with the Samaritas, Jeff is going over the language one more time before passing it on to John DeMarsh, hope to do that by December.

Easment through Holiday Inn property, The Holiday Inn board voted for the easement through their property. TART paid for the legal fees and the cost of drawings and legal description that Wellsfargo required before they would move forward with the easement. Once it all goes through maybe able to start looking at engineering plans. Have \$15k from the 2% grant to pay for engineering for the trail. TC trail from Traverse going North. The shores is not an option so other options were discussed.

Motion by Heffner 2nd. By Hefflin to go with Option B. Motion carries

Jenema asked about getting an updated plan to take to the board. Clark asked about sidewalks, Winter said new business would have to put in sidewalks, but the township has no plans as of now.

Clark talked about the village of Elk Rapids,there is a dedicated group of individuals that refuse to give up. The village of Elk Rapids would still like to connect to Maple Bay and they are doing fundraisers to raise the preliminary designs money.

Fishermans Island has agreed to match the 100k that Charlevoix is raising to create trails through the State park, it would connect the Lake to Lake trail, outside of Charlevoix, near Bell Bay Rd.

Discussed more of the trail from Maple Bay and Nels Veliquette working with farmers to pick the trail route.

3. Park System Signage

- a. Kiosk Signs (rules, information, etc.)-Winter presented some examples that were sent from Jacob at the land conservancy, just as examples for the committee to think about. Discussion followed about easy sign design, and ability to replace parts and pieces when needed.
- b. Monument Signs (Valley City, Signplicity)

4. Park Rules (no action) Tabled

Heffner asked about the generator at the pump station at Bunker Hill, Jenema said a permanent generator will be going in there.

G. NEW BUSINESS: none

- H. PUBLIC COMMENT** Jenema talked about starting the capital improvement project. Winter shared that Eagle Eye drone photo came out to capture images of Bayside park, they will come back in the spring to do it again.

ADJOURN: Motion to adjourn Timmins 2nd. By Wentzloff. Motion carries 10:40

Shawn Winter

From: Brian Beauchamp <brian@traversetrails.org>
Sent: Tuesday, December 12, 2017 4:27 PM
To: Jay Zollinger; Shawn Winter; Chuck Korn; Rick Brown; bfriend@eastbaytwp.org; mgreen@garfield-twp.com; John Sych; info@gtsheriff.org; Keith Gillis; Kevin Dunklow; R Soyring; dweston@traversecitymi.gov
Cc: customerservice@brickwheels.com; pzadmin@eastbaytwp.org
Subject: Notes from the Special Electric Bike Informational Meeting: Thursday, December 7 @ 8:00 AM

Thank you to everyone who attended last week's meeting regarding our regional approach towards the new ebike law that passed in Lansing and that goes into effect on January 28. It was a healthy dialogue, informative, and generated some takeaways and next steps, which are outlined below:

- Following discussion on the new law, the group concluded that we would like to allow class 3 ebikes to use the improved surface trails in the region. Class 3 ebikes are pedal assist and the motor will engage up to 28 MPH. (definitions of all 3 classes are included in the summary attached as well as notes on what the new law does.)
- In order to allow class 3 bikes to operate, we will need to host public hearings in each township and at the City level. The idea is that we will work to pass the same ordinance in each jurisdiction
- It was suggested that before we host any public hearings that we work with the County Prosecutor's office to come up with the language for a resolution. John Sych agreed to help as the liaison to this part of the work.

Due to the snowy weather we were not able to do the demos, but Brick Wheels has demos available at their bike shop. I encourage everyone who has not ridden one to stop by and give them a try.

If there is anything I am missing from our meeting, please let me know. We will keep folks posted as progress is made.

Thank you,
Brian

On Tue, Nov 14, 2017 at 2:38 PM, Brian Beauchamp <brian@traversetrails.org> wrote:

Hello,

You are receiving this email because you are a community trail partner from local government or law enforcement and TART Trails would like to invite you to join us for a special informational meeting about the new state law recently passed regarding electric bicycles.

The new law, referenced in the summary Q & A attachment, essentially defines bikes in the State motor vehicle code as bicycles (not mopeds or motorcycles) and allows certain classes of the bikes on non-motorized pathways, such as the TART Trail.

TART Trails has been working on our own policy for e-bikes (also attached) and now that the new law has passed and will take effect early next year, we thought it would be a good idea to review with this important group.

The meeting will be hosted on Thursday, December 7, 8:00-10:00 AM, at the Traverse City Chamber of Commerce 1st Floor Meeting Room (202 E Grandview Pkwy, Traverse City, MI 49684)

Also, Brick Wheels will be on hand with e-bike demonstrations for anyone who would like to test one out.

Feel free to contact me with any questions and RSVP by simply replying to this email.

Thank you,

Brian

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Brian Beauchamp
Outreach and Program Director
TART Trails
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Traverse City, MI 49685
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brian@traversetrails.org
www.traversetrails.org

"Enriching the Traverse region by providing a network of trails, bikeways, and pedestrian ways; and encouraging their use."

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Michigan's Electric Bicycle Legislation

Questions and Answers

November 2, 2017

On October 30, 2017, Governor Snyder signed into law HB 4781, 4782 and 4783. These bills, now Public Acts 138, 139 and 140, authorize the use of “electric bicycles” in Michigan subject to the limitations within them. This is a summary of the law presented in a Question and Answer format. The summary was prepared by Jim Conboy and Bob Wilson. Jim serves on the boards of both the Top of Michigan Trails Council (TOMTC) and Michigan Trails & Greenways Alliance (MGTA). Bob Wilson is Executive Director of MTGA. Jim and Bob appreciate the review of the text undertaken by Luther Kurtz, President of TOMTC, and Jeff Winegard, Executive Director of TOMTC. This document does not constitute legal advice. If you need legal advice regarding the electric bicycle law please consult an attorney.

Question 1: When do the Acts take effect?

Answer: 90 days from October 30 which is January 28, 2018.

Question 2: What is an “electric bicycle”?

Answer: “Electric bicycle” means a device upon which an individual may ride and that is equipped with all of the following:

- A seat or saddle for use by the rider.
- Fully operable pedals for human propulsion.
- An electric motor of not greater than 750 watts (1h.p).

Question 3: What are the classes of electric bicycles?

Answer:

“**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.

“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.

“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.

Question 4: How will I be able to tell if an electric bicycle is a class 1, 2 or 3?

Answer: Beginning on January 1, 2018, a manufacturer or distributor of electric bicycles offered for sale or distribution in Michigan must 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.

Question 5: Besides placement of a label are there any other requirements for what must be on an electric bicycle?

Answer: An electric bicycle must 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. At this time these federal requirements are not unique to electric bicycles. Thus, if an electric bicycle meets the standards for non-electric bicycles that is all that is required under federal law.

Question 6: Are electric bicycles subject to all the same legal requirements applicable to non-electric bicycles?

Answer: Yes, when riding an electric bicycle you must observe all the safety requirements applicable to non-electric bicycles including riding with traffic, using hand signals for turns and stops, stopping at stop signs, and the use of lights at night.

Question 7: Can I ride electric bicycles on city, county, and state roads?

Answer: Yes you can ride electric bicycles on any roads where a non-electric bicycle can be ridden including designated bicycle lanes. There is an exception to this rule for Mackinac Island, no electric bicycles are allowed to be operated on the Island. However, the law allows for electric bicycles on the Island if a permit is provided by the Mackinac Island State Park or if the City of Mackinac Island adopts a resolution allowing for electric bicycles.

Question 8: Can anyone ride electric bicycles?

Answer: Anyone can ride a class 1 or class 2 electric bicycle, subject to the provisions of the law. However, 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.

Question 9: Must I wear a helmet when riding an electric bicycle?

Answer: It is always advisable to wear a helmet anytime you are riding a bicycle, however there is no helmet requirement in Michigan when riding any type of bicycle except for a class 3 electric bicycle. An individual less than 18 years of age who operates or rides as a passenger on a class 3 electric bicycle must wear a properly fitted and fastened bicycle helmet.

Question 10: Can I ride an electric bicycle on a trail?

Answer: The answer depends on several factors — the class of the electric bicycle, the type of trail, and whether the authority that has jurisdiction over the trail permits the use of electric bicycles. “Authority” includes any state or local governmental entity having jurisdiction over a trail. This includes the Department of Natural Resources, counties, villages, townships and cities. The law defines two types of trails:

Natural surface trails are trails designated as non-motorized and have a natural surface tread that is made by clearing and grading the native soil with no added surfacing materials such as asphalt, crushed lime stone, or similar material. No electric bicycles are permitted on these trails unless the authority having jurisdiction over the trail has authorized electric bicycles i.e., “opted in”.

Linear trails are trails that have an asphalt, crushed limestone, or similar surface. Class 1 electric bicycles may be operated on these trails as soon as the law goes into effect. Authorities having jurisdictions over these trails can “opt out” i.e. prohibit class 1 electric bicycles on these trails. Examples of “linear trails” include the North Central State Trail, the North Eastern State Trail, the North Western State Trail, the Little Traverse Wheelway, and the Huron Sunrise Trail. Class 2 and 3 electric bicycles cannot be operated on these trails unless the authority having jurisdiction over the trail “opts in” i.e. permits them on the trail.

Rail Trails: The law also authorizes Class 1 electric bicycles on “rail trails” unless the trail’s authority “opts out”. Class 2 and 3 electric bicycles are not permitted on “rail trails” unless the trail’s authority “opts in”.

Question 11: If an authority who has jurisdiction over a trail wishes to change the rule regarding whether electric bicycles can or cannot operate on a trail, what must it do?

Answer: Before an authority may change the status of electric bicycles on trails within its jurisdiction as prescribed by the new law it must hold a public hearing. Subsequent to a hearing an authority can expand or restrict usage and also set conditions for use of electric bicycles on a trail. It is expected the DNR and other authorities will be considering changes and restrictions on usage of various trails in the future.

Question 12: Does the new Michigan electric bicycle law apply to a federal congressionally authorized public trail?

Answer: No, the federal government regulates those trails within Michigan

Question 13: How do the Americans With Disabilities Act and similar acts protecting the disabled fit within this new Michigan law?

Answer :The State or local authority which has jurisdiction over a trail must comply 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.

Question 14: I already own an electric bike. How will the new law affect me?

Answer: There is no requirement you obtain a label to put on your bike. However, if after market labels become available (ask your dealer) it would be a good idea to get one applicable to your electric bike. Your electric bike will be subject to the restrictions on its use on roads and trails in Michigan. For example, if you have a class 2 electric bike it will not be permitted on a linear trail unless the authority having jurisdiction over a linear trail "opts in" to permit class 2 electric bikes on its trail. If you presently own a class 1 electric bicycle, it will be permitted on a linear trail as of January 28, 2018.

Question 15:I have an electric bike that has a throttle on it. Does it come within the new electric bicycle law?

Answer: Yes. It would be a class 2 electric bike assuming it cannot exceed 20mph when engaged and it disengages the motor when brakes are applied.

Question 16: What is the penalty for violating the new electric bicycle law?

Answer: It depends on the authority who has jurisdiction over the road or trail where the violation occurred. Typically it will be a civil infraction resulting in fines, which in the case of a DNR trail can be as much as \$500.



Planning and Zoning

6042 Acme Road | Williamsburg, MI | 49690

Phone: (231) 938-1350 Fax: (231) 938-1510 Web: www.acmetownship.org

PARKS & TRAILS COMMITTEE

2018 Regular Meeting Schedule

The Parks & Trails Committee meets the third Friday of each month at 8:30 am.

Acme Township Hall
6042 Acme Rd
Williamsburg, MI 49690

Meeting Dates
January 19
February 16
March 16
April 20
May 18
June 15
July 20
August 17
September 21
October 19
November 16
December 21

If you are planning to attend and require any special assistance, please notify Cathy Dye, Township Clerk, within 24 hours of the meeting at (231) 938-1350 or cdye@acmetownship.org

For planning and zoning questions please contact Shawn Winter, Planning and Zoning Administrator, at (231) 938-1350 or swinter@acmetownship.org