



City Council Meeting Schedule June 2022

The City broadcasts City Council meetings on the City's website

<https://www.go2kennewick.com/CouncilMeetingBroadcasts>.

June 7, 2022

Tuesday, 6:30 p.m.

REGULAR COUNCIL MEETING

June 14 2022

Tuesday, 6:00 p.m.

CLOSED SESSION RCW 42.30.140(4)(b) Collective Bargaining

Tuesday, 6:30 p.m.

WORKSHOP MEETING

1. Hanford Communities Update
2. Port of Kennewick Economic Development Partnership
3. City Attorney's Office Update: Biennium Goals & Priorities

June 21, 2022

Tuesday, 6:30 p.m.

REGULAR COUNCIL MEETING

June 28, 2022

Tuesday, 6:00 p.m.

EXECUTIVE SESSION RCW 42.30.110(c) Potential Sale of Real Estate (15 minutes)

Tuesday, 6:30 p.m.

WORKSHOP MEETING

1. Columbia Park Regional Summer Events
2. Public Works Department Update: Biennium Goals & Priorities
3. Motorized Personal Transport

To assure disabled persons the opportunity to participate in or benefit from City services, please provide twenty-four (24) hour advance notice for additional arrangements to reasonably accommodate special needs.

Please be advised that all Kennewick City Council Meetings are Audio and Video Taped

June 2022
Updated 6/21/22

**Council Workshop
Coversheet**



| | | | |
|--------------------|------------------------------------|--------------|------------|
| Agenda Item Number | 1. | Meeting Date | 06/28/2022 |
| Agenda Item Type | Presentation | | |
| Subject | Columbia Park Regional Park Events | | |
| Ordinance/Reso # | | Contract # | |
| Project # | | Permit # | |
| Department | Parks & Recreation | | |

| | |
|---------------|-------------------------------------|
| Info Only | <input checked="" type="checkbox"/> |
| Policy Review | <input type="checkbox"/> |
| Policy DevMnt | <input type="checkbox"/> |
| Other | <input type="checkbox"/> |

Summary

City of Kennewick Parks, Recreation & Facilities Department (PRFD) will present an overview of COK support for community events, including 4th of July River of Fire and the Columbia Cup.

VenuWorks and Water Follies will both present and be available for questions from Council. The individuals from VenuWorks that will be attending are; Corey Pearson-Executive Director and Roni Gierke, Senior Event Manager.

The Water Follies team that will be in attendance are: Hector Cruz-Water Follies, Board President, Colin Hastings-Water Follies, Board Past President and Mark Williams-Event Director.

Through

Attachments:

Presentation

Dept Head Approval

Nick Farline
 Jun 22, 12:41:33 GMT-0700 2022

City Mgr Approval

Marie Mosley
 Jun 23, 21:06:01 GMT-0700 2022

Columbia Park Regional Summer Events



City Council Workshop
June 28, 2022





River of Fire

- Collaborative event
- City-sponsored fireworks
- Fireworks back on the Columbia River
- Citywide Special Event Team support



PRESENTED BY



Fireworks start
at 10:00 PM

**FOOD, MUSIC,
AND FIREWORKS!**
Festivities begin at 2:00 PM!

MONDAY

July 4th

Columbia Park in Kennewick

PROUDLY PRESENTED BY OUR SPONSORS



ENTERTAINMENT SPONSORS



River of Fire

- Proven event background
- What's new in 2022
- Additional sponsors
- BITE at the Landing

★ BITE AT THE LANDING ★

4TH
of July
RIVER OF FIRE FESTIVAL

★ ★ ★ ★ ★ ★ ★ ★ ★ ★ ★ ★ ★ ★ ★ ★

COME ENJOY YOUR OWN PREMIUM TABLE FOR THE 4TH OF JULY AND WATCH THE FIREWORKS FROM YOUR OWN SEAT. LOCATED ON THE LAWN IN FRONT OF BITE AT THE LANDING

TICKET INCLUDES:

FOOD - DJ MUSIC - LAWN GAMES - PRIZES

PRIVATE TABLE FROM 6PM-10 ISH (WHEN THE FIREWORKS ARE OVER)

BUY AN ENTIRE TABLE OF 8 6 OR 4 OR BUY SEATS (MINIMUM OF 2) AND BE SEATED WITH YOUR NEW BEST FRIENDS

PREMIUM PARKING RIGHT NEAR BITE AT THE LANDING

BBQ BUFFET; PULLED PORK, BRISKET AND CHICKEN WITH A VARIETY OF SIDES

DESSERT BAR WITH MAKE YOUR OWN SMORES

NO HOST BAR

CALL (509) 783-0128 EXT 4 TO GET YOUR TICKET
2701 PAUL PARRISH (COLUMBIA PARK TRAIL) - KENNEWICK

18% GRATUITY WILL BE ADDED TO ALL TICKETS FOR THE STAFF THAT PREPARE AND WORK THE EVENT.

★ ★ ★ **TICKET \$55 PER PERSON** ★ ★ ★



Hydro Testing

- Tri-City Water Follies
- Free
- Continues to grow in popularity
- Special Event Team collaboration





Columbia Cup & Air Show

- Setup starts July 20, exclusive use July 28-31
- Event excitement. No restrictions!
- New in 2022
- Continued partnership





Events Assessment

- Two of the largest events in the region
- Continued risk mitigation
- Maintain assets and year-round level of park service
- Recognize community value in cost recovery models
 - Value of tourism and quality of life
 - Fee structure review



Questions?



Council Workshop Coversheet



| | | | |
|--------------------|--------------------------------|--------------|------------|
| Agenda Item Number | 2. | Meeting Date | 06/28/2022 |
| Agenda Item Type | Presentation | | |
| Subject | Public Works Department Update | | |
| Ordinance/Reso # | | Contract # | |
| Project # | | Permit # | |
| Department | Public Works | | |

| | |
|---------------|-------------------------------------|
| Info Only | <input checked="" type="checkbox"/> |
| Policy Review | <input type="checkbox"/> |
| Policy DevMnt | <input type="checkbox"/> |
| Other | <input type="checkbox"/> |

Summary

Public Works staff will be present at the June 28th Council Workshop to provide an update on the Public Works Department Including; Scope & Complexity, 2021/2022 Major Accomplishments, Challenges, Opportunities and 2023/2024 Goals.

| | | |
|--------------------|--|--|
| Through | Cary Roe Jun 22, 13:18:01 GMT-0700 2022 | Attachments: <input type="text" value="Presentation"/> |
| Dept Head Approval | Cary Roe Jun 22, 13:18:14 GMT-0700 2022 | |
| City Mgr Approval | Marie Mosley Jun 23, 21:08:42 GMT-0700 2022 | |



Kennewick Public Works Department People and Programs Making a Difference

Public Works Department Update Council Workshop
June 28, 2022

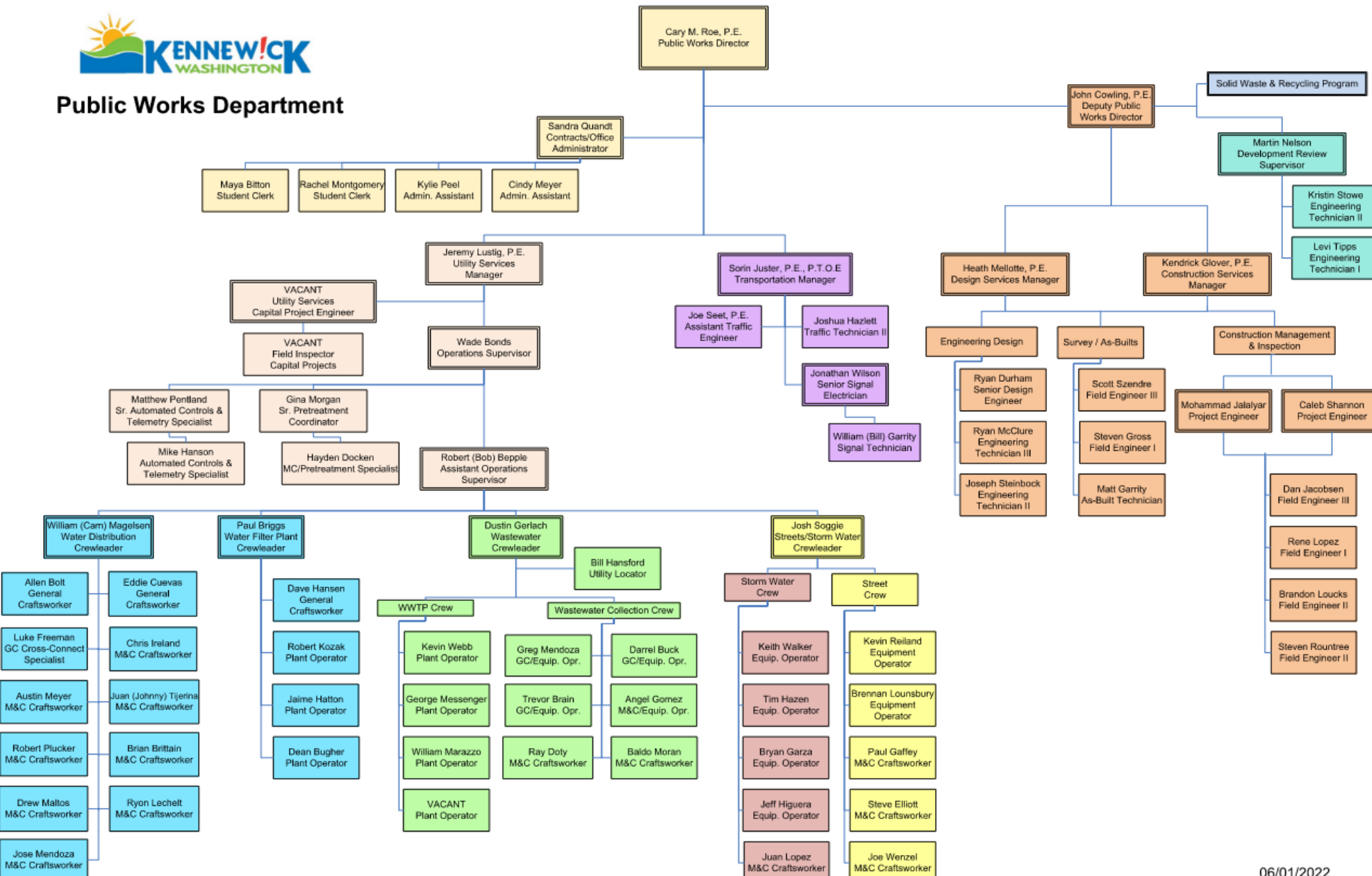
Cary M. Roe P.E.
Public Works Director



Organization Chart



Public Works Department



Public Works Divisions

Transportation

Water

Sewer

Development
Services

Administration

Streets

Solid Waste &
Recycling

Stormwater

Engineering



Public Works Department

- General Fund Divisions
 - Administration
 - Traffic
 - Streets
 - Development Services
 - Engineering
- Enterprise Fund Divisions
 - Water
 - Sewer
 - Stormwater
 - Solid Waste and Recycling



Public Works Department

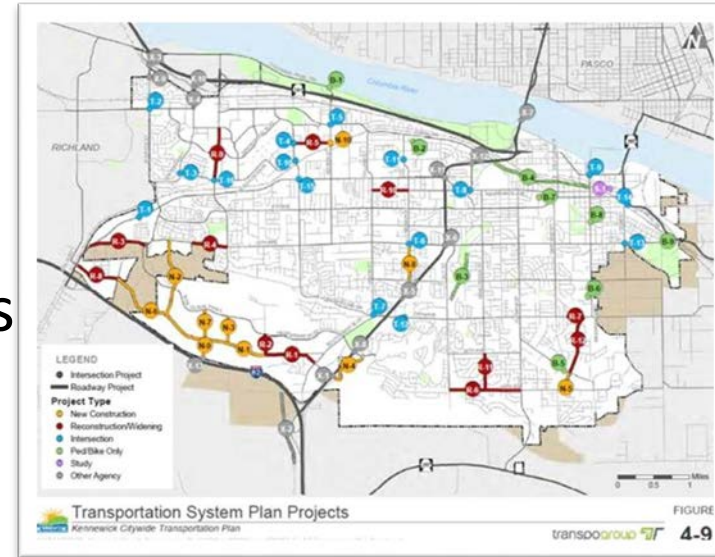
- 72 Full Time Employees
- 8 Part-time/Seasonal Employees

| Biennial Budget | 2021/2022 |
|------------------------------------|---------------------|
| General Fund Operating Budget | \$ 9,156,778 |
| Enterprise Fund Operating Budget | \$36,060,654 |
| Capital Improvement Program Budget | <u>\$49,564,097</u> |
| Total Operating/Capital Budget | \$94,781,529 |



Transportation Division

- **Maintain & Operate**
 - 64 traffic signals
 - 75 Rectangular Rapid Flashing Beacons
 - 51 School Zones Beacons (20 mph)
 - 23 Roundabouts
 - 6,715 Street Lights
- Administer traffic detours and road closures
- Review Development Applications
- Administer Traffic Impact Fees
- Develop Transportation System Plan and Six-Year Transportation Improvement Plan



Streets Division

- **Maintain & Operate**

- 351 center line miles of streets
(800 lane miles)

- 13,000+ Street Signs
- 1.7M feet of lane striping
- 400+ crosswalks



- **Pavement Repair**

- 25,000 square feet patched
- 75 tons of crack seal in-house



- **Weed Control and Shoulder Mowing**

- 5.5M square feet sprayed
- 7 miles of mowing/grading shoulders



Streets Division (cont.)

- Snow and Ice Removal
 - Two (2) Loaders
 - One (1) Road Grader (Rent 2nd)
 - Three (3) 10 Yard Plow Trucks
 - Four (4) 5 Yard Plow Trucks
 - 650 Tons of Salt Storage
 - 12,000 Gallons of Deicer Storage



Development Services Division

- Review development applications to meet standards

| | 2020 | 2021 |
|----------------------------|-------------|--------------|
| DPW Civil Reviews | 97 | 89 |
| Revenue from Civil Reviews | \$480,866 | \$637,090 |
| Value of civil works | \$9,093,960 | \$12,460,445 |
| DPW Permits Issued | 736 | 924 |
| Pre-Application Reviews | 40 | 35 |
| Feasibility Reviews | 34 | 61 |



- New infrastructure added by private sector

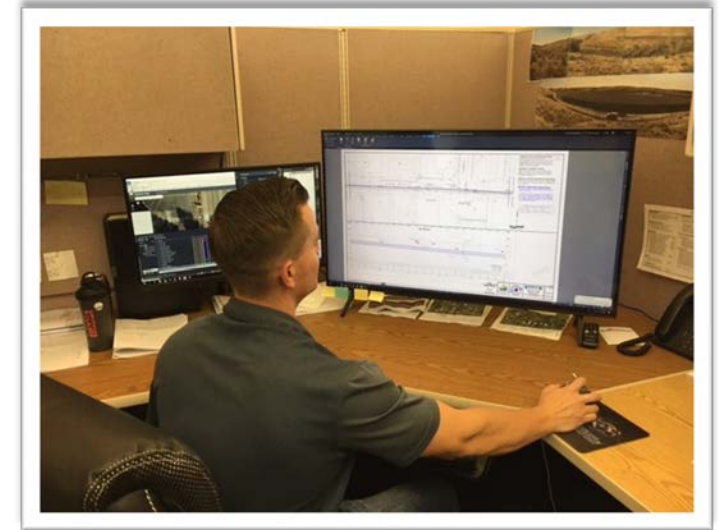
| | 2020 | 2021 |
|-----------------|------------|------------|
| Water Lines | 14,493 ft. | 26,046 ft. |
| Fire Hydrants | 31 | 82 |
| Sewer Lines | 10,193 ft. | 17,187 ft. |
| Sewer Man Hole | 29 | 87 |
| Storm Lines | 5,334 ft. | 13,270 ft. |
| Storm Man Holes | 63 | 55 |
| Streetlights | 56 | 118 |
| Streets/Roads | 1.1 Miles | 2.7 Miles |



Engineering Division

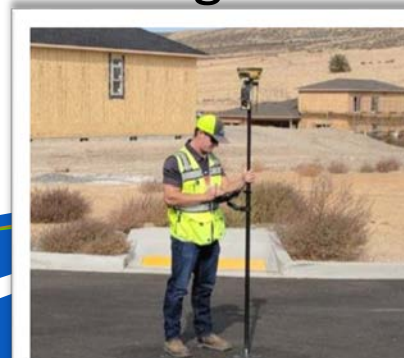
● Design Section

- In-house design of capital improvement projects
 - 2022 – 13 Projects – Est. \$8.4M
 - 2021 – 18 Projects – Est. \$7.8M
- As-built record drawings
- Grant writing
- ROW/Easement Vacations
- Surveying and legal descriptions



● Construction Section

- Inspection/quality control of City capital improvement and private development projects
- Oversight of permits for work in the right-of-way
- Small works roster projects



Stormwater Division

- Administer NPDES Phase II Municipal Stormwater Permit
- Street Sweeping
 - 2,515 miles swept in 2020
- Maintain
 - 190 miles stormwater pipe
 - 8,338 catch basins
- Operate 2 Street Waste & 1 Landfill Facilities
 - 2021 – 2,171 tons
- Zintel Dam
 - Inspect, monitor and maintain



Water and Sewer Division

Water Treatment Plant



Wastewater Treatment Plant



Water Distribution System

- **Maintain & Operate**

- 446 Miles of Water Lines
- 25,531 Water Meters
- 4,308 Fire Hydrants
- 11,905 Water Valves
- 13 Booster Pump Stations
- 9 Reservoir Sites
- 31.5 Million Gallons of Storage
- ASR = 233 – 475 MG of Recovery per year
- 30 Water Quality Sampling Stations



Wastewater Collection System

- Maintain & Operate
 - 313 Miles of Sewer Main
 - 27,699 Feet of Force Main
 - 6,807 Sewer Manholes
 - 15 Lift Station sites



Pavement Preservation



- 2021 - \$1.9 M Invested
 - HMA Overlay of W. 27th Ave. and Southridge Boulevard.
 - City-Wide Bituminous Surface Treatment(BST)
 - City-Wide Crack Seal Contract

- 2022 Planned Projects (\$4.1M)
 - HMA Overlay of Clearwater, 10th Ave., Gage, & Okanogan
 - City-Wide BST Contract
 - City-Wide Patching Contract



Solid Waste/Recycling Division

- Manage Waste Management Franchise Agreement
- Facilitate resolution of citizen/business complaints
- New Moderate Risk Waste Facility and Recycling events coordination
- Solid Waste Advisory Committee (SWAC) participation



Major Accomplishments 2021/2022

- 7th Ave Water Transmission Main Project
- 18th & Kellogg Reservoir & Booster Pump Station Project
- US395/Ridgeline Interchange Project
- Automated Meter Infrastructure (AMI) Phase I Project
- WWTP Phase II Biosolids Project
- Steptoe & Gage Intersection Improvements Project
- Development Related Code Amendments
- Pavement Preservation Program Asphalt Overlay/Chip Seal Projects



Challenges

- Supply Chain Impacts – Availability & Costs
- Use of Potable Water for Irrigation
- Harmful Algae Bloom (HAB) in Columbia River System
- Extending Water & Sewer Utilities to UGA
- Capital Project Cost Increases
- Retention & Recruitment of Quality Staff



Opportunities

- WWTP Reclaimed Water Project
- State & Federal Grant Funding of Capital Improvement Projects
- Require New Development to Use CID or KID Water for Irrigation
- Coordinate with Benton County & Property Owner to Extend Adair Rd. for Secondary Access to UGA



2023/2024 Goals

- Implement Automated Meter Infrastructure Phase II Project
- Design & Construct WWTP Phase II Biosolids Project
- Finalize Design, Bid, & Construct CCB & Quinault Intersection Project
- Finalize Design, Bid, & Construct CCB & Deschutes Intersection Project
- Finalize Design, Bid & Construct Zone 3 Water Transmission Main Project
- WTP Capacity Improvement Project



Questions?



Council Workshop Coversheet



| | | | |
|--------------------|-----------------------------------|--------------|------------|
| Agenda Item Number | 3. | Meeting Date | 06/28/2022 |
| Agenda Item Type | Presentation | | |
| Subject | Motorized Personal Transportation | | |
| Ordinance/Reso # | | Contract # | |
| Project # | | Permit # | |
| Department | City Attorney | | |

| | |
|---------------|-------------------------------------|
| Info Only | <input type="checkbox"/> |
| Policy Review | <input checked="" type="checkbox"/> |
| Policy DevMnt | <input type="checkbox"/> |
| Other | <input type="checkbox"/> |

Summary

Interest in a micromobility regional pilot program in 2019 brought to light that current code provisions in the Kennewick Municipal Code do not adequately accommodate or appropriately regulate operation of newer technologies, including privately-owned motorized scooters, electric bikes, and electric personal assistive mobility devices such as segways and hoverboards.

Council requested that City Staff review existing codes pertaining to these devices and propose recommended amendments for their use and regulation. After some delay due to the pandemic, a Micromobility Cross-Functional Team made up of members from Parks, Economic Development, Traffic Safety, KPD, Planning, and the City Attorney's Office was formed in 2021. The group met on several occasions to discuss what guidelines to recommend regarding the operation of Motorized Personal Transportation Devices (MPTDs) in the City of Kennewick. This presentation is a summary of those recommendations.

| | | |
|--------------------|--|--|
| Through | Kristi Johnson Jun 22, 12:03:02 GMT-0700 2022 | Attachments: <input type="text" value="Presentation"/> |
| Dept Head Approval | Lisa Beaton Jun 22, 14:51:43 GMT-0700 2022 | |
| City Mgr Approval | Marie Mosley Jun 23, 21:16:17 GMT-0700 2022 | |

MOTORIZED PERSONAL TRANSPORTATION IN THE CITY OF KENNEWICK

June 28, 2022

MICROMOBILITY TEAM

- A Micromobility Cross-Functional Team made up of members from Parks, Economic Development, Traffic Safety, KPD, Planning, and the City Attorney's Office met on several occasions throughout 2021 and 2022 to discuss what guidelines to propose regarding the operation of Motorized Personal Transportation Devices (MPTDs) in the City of Kennewick.
- The team is proposing a new ordinance regulating the operation of MPTDs (e-bikes and scooters) as well as modifications to KMC 11.98 to avoid inconsistency and to address regulation of Electric Personal Assistance Mobility Devices (EPAMDs). It is proposed that Kennewick Municipal Code Chapter 11.94 "Motorized Foot Scooters" would be repealed.

STATE LAW

Legislation passed in 2018 and 2019 regarding electric-assisted bicycles (“e-bikes”), motorized foot scooters, and Electric Personal Assistive Mobility Devices (EPAMDs) provided definitions of the terms used to describe these mechanisms of transportation and also provided regulations for their use. See ESSB 6434 (2018) and ESHB 1772 (2019).

These statutes give local jurisdictions the power to regulate the use of motorized foot scooters and all classes of e-bikes on roadways, paths, sidewalks, and other facilities under their jurisdiction or control. Local jurisdictions may also regulate the use of EPAMDs in more limited situations.

RELEVANT DEFINITIONS – E-BIKES

"Electric-assisted bicycle" means a bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion, and an electric motor. The electric-assisted bicycle's electric motor must have a power output of no more than seven hundred fifty watts. The electric-assisted bicycle must meet the requirements of one of the following three classifications:

- (1) "Class 1 electric-assisted bicycle" means an electric-assisted bicycle in which the motor provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of twenty miles per hour;
- (2) "Class 2 electric-assisted bicycle" means an electric-assisted bicycle in which the motor may be used exclusively to propel the bicycle and is not capable of providing assistance when the bicycle reaches the speed of twenty miles per hour; or
- (3) "Class 3 electric-assisted bicycle" means an electric-assisted bicycle in which the motor provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of twenty-eight miles per hour and is equipped with a speedometer.

RELEVANT DEFINITIONS – SCOOTERS

"Motorized foot scooter" means a device with two or three wheels that has handlebars, a floorboard that can be stood upon while riding, and is powered by an internal combustion engine or electric motor that has a maximum speed of no greater than twenty miles per hour on level ground. For purposes of this section, a motor-driven cycle, a moped, an electric-assisted bicycle, or a motorcycle is not a motorized foot scooter. RCW 46.04.336.

RELEVANT DEFINITIONS - EPAMDS

“Electric Personal Assistive Mobility Device (EPAMD)” means

- (1) a self-balancing device with two wheels not in tandem, designed to transport only one person by an electric propulsion system with an average power of seven hundred fifty watts (one horsepower) having a maximum speed on a paved level surface, when powered solely by such a propulsion system while ridden by an operator weighing one hundred seventy pounds, of less than twenty miles per hour or
- (2) a self-balancing device with one wheel designed to transport only one person by an electric propulsion system with an average power of two thousand watts (two and two-thirds horsepower) having a maximum speed on a paved level surface, when powered solely by such a propulsion system, of less than twenty miles per hour. RCW 46.04.1695.

RELEVANT DEFINITIONS - MPTDS

- **“Motorized personal transportation device” (MPTD) shall be a motorized device for personal transportation deemed to include motorized foot scooters, class 1, class 2, and class 3 electric-assisted bicycles, and all other similar devices, but shall exclude motorized wheelchairs, motor driven cycles, mopeds, motorcycles, pocket motorcycles, and electronic personal assistive mobility devices.**

EXAMPLES



LOCAL AUTHORITY – RCW 46.61.710

■ E-Bikes and Scooters

- Local jurisdictions may restrict, regulate, or otherwise limit the access and use of electric-assisted bicycles and motorized foot scooters on facilities, properties, and rights-of-way under their jurisdiction and control.
- Any regulations for shared use paths that span jurisdictions must be consistent to be enforceable.

■ EPAMDs

- Local jurisdictions may prohibit operation on roadways in their jurisdiction with a speed limit greater than 25 mph.
- Local jurisdictions may restrict speed in congested locations but must be designated – cannot restrict speed in entire community or in non-restricted areas.
- Local jurisdictions may regulate operation of EPAMDs in areas used for recreation, open space, habitat, trails or conservation purposes.

PROPOSED REGULATIONS

Proposed/amended ordinances will regulate use of:

1) “Motorized Personal Transportation Devices” (MPTDs)

- Includes e-bikes (all classes), motorized foot scooters, and similar devices.
- Excludes motorized wheelchairs, motor driven cycles, mopeds, motorcycles, pocket motorcycles, and electric personal assistive mobility devices.

2) “Electric Personal Assistive Mobility Devices” (EPAMDs)

- State law definition adopted, includes things like segways, hoverboards, and electric unicycles.
- Regulations differ from MPTDs due to differences in what local jurisdictions are allowed to regulate under State law.

PROPOSED REGULATIONS - MPTDS

MPTD General Requirements:

- Must obey rules of the road applicable to motor vehicles.
- May not park on a public sidewalk in a way that interferes with access. The City may remove illegally parked motorized personal transportation devices.

PROPOSED REGULATIONS - MPTDS

MPTD Operational Requirements:

- Must be 16 years of age or older to operate on roadways, shoulders, or alleys.
- Must be 5 years of age or older to ride on or be towed by.
- Additional passengers may only ride on designated seats and in a compliance with manufacturer guidelines for passenger transport.
- May not tow devices or persons unless using a device manufactured for that specific purpose that is used in accordance with manufacturer guidelines.
- Bicycle helmets are required for operators, passengers, and those being towed on roadways, shoulders, or alleys.
 - Exception for rented MPTDs for those 18 and older.

PROPOSED REGULATIONS - MPTDS

MPTD Equipment Requirements:

- Must have functioning lamp on front that emits white light visible for at least 500 feet if used at any time from a half hour after sunset to a half hour before sunrise.
- Must have red rear reflector or red lamp visible from all distances of up to 600 feet to the rear if used at any time from a half hour after sunset to a half hour before sunrise.
- Must have an engine muffler if powered by an internal combustion engine.
- Must have a rear brake.
- May not modify or enhance design or construction from manufacturer standards.

PROPOSED REGULATIONS - MPTDS

MPDT Allowed Locations:

- **Parks**
 - Allowed on the shared-use paths in Columbia Park, Zintel Canyon, and other locations as determined by the Parks Commission.
 - In all other parks, only allowed on public streets, in parking lots/areas, or in other locations where motorized vehicular use is allowed.
- **Sidewalks**
 - Electronically powered allowed.
 - Gas powered only allowed if there is no alternative to travel over a sidewalk as part of a bicycle or pedestrian path.
 - Operation on sidewalks is limited to speeds less than 10 miles per hour. MPTDs must yield to pedestrians and give an audible signal before passing.
- **Public Trails and Multi-Use Pathways**
 - Permitted on specifically identified paths or trails only – allowed on Spirit of American Trail, Sacagawea Heritage Trail, the paved pathway that begins near the intersection of 4th Avenue and Union Streets and runs Northwest to Edison Street, and other paths or trails identified by the Parks Commission.
 - Speed limit on Pathways or Trails is 15 mph when one or more other users are present.
 - Consistent with Richland as required by RCW 46.61.710.
- **Streets**
 - Not allowed on Limited Access Highways.
 - MPTDs other than e-bikes operated on roadways with a speed limit greater than or equal to 25 miles per hour must use dedicated bike lane.

PROPOSED REGULATIONS - EPAMDS

EPAMD Regulations:

EPAMDs may be operated on roadways, sidewalks, and hardpacked, graveled, or paved City Park trails in accordance with the following:

- Operator must be at least 16 years of age to ride on roadways, shoulders, or alleys;
- Operators must wear approved bike helmet on roadways, shoulders, or alleys;
- May not operate on fully controlled limited access highways or on roadways with a speed limit greater than 25 miles per hour;
- Operator must obey posted speed limits;
- Operators must adhere to rules of the road; and
- Operator must yield to pedestrians and human-powered devices at all times and must give an audible signal before overtaking and passing a pedestrian.

REGULATION COMPARISON CHART

| Requirement | State | Seattle | Tacoma | Spokane | Spokane Valley | Kennewick |
|--|---|--|--|--|---|---|
| Driver's License Required | No | No | Yes, for gas scooters | No | No | No |
| Age limit for operator | 16 for Class 3 e-bikes and scooters | 16 for gas scooters on roadway, shoulder, or alley | 16 for gas scooters on public rights-of-way | 16 | 16 on street, alley, or public area | 16 if operated on roadway, shoulder, or alley |
| Age limit for passenger | No | No | No | No passengers allowed | No | 5 |
| Helmet | No, but must obey local regulations | Yes | No | Yes unless rented and over 18 | Yes for anything gas powered | Yes on roadway, shoulder, or alley unless rented and over 18. |
| Sidewalk Use | Class 1 and 2 e-bikes yes, Class 3 e-bike and scooters prohibited unless allowed by local jurisdiction. | Class 1 and 2 e-bikes yes, Class 3 e-bike and scooters prohibited | Class 1 and 2 e-bikes and electric scooters allowed, Class 3 e-bike and gas scooters prohibited | All electric powered at 10 mph or less except in identified zones, no gas powered. | Devices with an electric motor allowed only if no bike lane and if they travel at 10 mph or less. No gas powered. | Yes at 10 mph or less. |
| Multi-Use Path Use | Class 1 and 2 e-bikes and scooters allowed, Class 3 e-bike prohibited unless allowed by local jurisdiction. | Class 1 and 2 e-bikes and electric scooters, speed limit of 15 mph. No gas scooters allowed. | Class 1 and 2 e-bikes and electric scooters, no gas or Class 3. | All classes of e-bikes and electric scooters, no gas. | Only on identified trails at 15 mph or less. | Only on identified trails at 15 mph or less when others are present. |
| Road Use | Class 1 and 2 e-bikes and scooters allowed in bike lane, Class 3 e-bikes allowed. *Jurisdictions may regulate* *limitations on limited access highways* | Yes, all allowed. | All e-bikes allowed, e-scooters must be in bike lane on roadways over 25 mph, gas scooters prohibited on roadways over 25 mph. | All allowed but must be in bike lane if speed limit is over 30 mph. | All allowed if using dedicated bike lane. | All allowed on roadways other than limited access highways, everything other than e-bikes must be in bike lane if speed limit is greater than 25 mph. |
| Passenger/Towing Regulations | None | No passengers on scooters | None | No passengers or towing on any e-bikes or scooters. | No passengers or towing on any e-bikes or scooters. | No passengers or towing on any e-bikes or scooters unless designed for such use and used in accordance with manufacturer guidelines. |
| Electric Personal Assistive Mobility Device (EPAMD) Regulations | Operation on fully controlled limited access highway prohibited. On other facilities, must obey all speed limits, yield the right of way to pedestrians, and give audible signal. *Jurisdictions may regulate in parks/trails, in congested areas, and on roads over 25 mph* | May be operated on roadways, shoulders, sidewalks, and alleys, but not on bicycle lanes, or public paths. Must be operated on sidewalk rather than road if present, may not operate on roadways with a speed limit greater than 35 miles per hour. | Allowed on roadways, shoulders, alleys, sidewalks, and paths. Must use bicycle lane on roadways over 25 mph. Must yield to pedestrians on paths or sidewalks and follow rules of the road when on the roadway. | Same requirements as e-bikes and scooters. | No regulations, default to state law. | Allowed on roadways, shoulders, alleys, sidewalks, and hard-packed, graveled, and paved paths. Not allowed on fully controlled limited access highways or roadways with a speed limit of over 25 mph. Operators traveling on the roadway must be at least 16 and wear a helmet. Must yield to pedestrians on paths or sidewalks and follow rules of the road when on the roadway. |

ADA ACCESSIBILITY

The Americans with Disabilities Act requires covered entities to allow people with disabilities who use EPAMDs or scooters into all areas where members of the public are allowed to go.

Both proposed ordinances contain exceptions to regulations when EPAMDs or scooters are operated by a person with a mobility impairment caused by a physical disability who uses that device to enhance that person's mobility.

Wheelchairs are defined separately from EPAMDs in the proposed amendments and are allowed access anywhere pedestrians are permitted. State law governs the use of wheelchairs on roadways as well as safety and equipment requirements.

ENFORCEMENT

- Enforcement as a last resort, will focus on education and gaining voluntary compliance.
- Violation of regulations that is not a violation of other traffic or criminal laws is punishable by a civil infraction with a base penalty of \$50.

QUESTIONS?



City Council Meeting Schedule July 2022

The City broadcasts City Council meetings on the City's website
<https://www.go2kennewick.com/CouncilMeetingBroadcasts>.

July 5, 2022
Tuesday, 6:30 p.m. REGULAR COUNCIL MEETING

July 12 2022
Tuesday, 6:30 p.m. WORKSHOP MEETING

1. Ethics Sub-Committee Policy Recommendations
2. Finance Department Update: Biennium Goals & Priorities
3. Prayers at Public Meetings

July 19, 2022
Tuesday, 6:30 p.m. REGULAR COUNCIL MEETING

July 26, 2022
Tuesday, 6:30 p.m. WORKSHOP MEETING

1. Parks & Recreation Department Update: Biennium Goals & Priorities
2. Planning Department Update: Biennium Goals & Priorities
3. Redistricting

To assure disabled persons the opportunity to participate in or benefit from City services, please provide twenty-four (24) hour advance notice for additional arrangements to reasonably accommodate special needs.

Please be advised that all Kennewick City Council Meetings are Audio and Video Taped