

**BOROUGH OF WEST NEWTON
WESTMORELAND COUNTY, PENNSYLVANIA
ORDINANCE NO. 2026-1**

**ORDINANCE OF THE BOROUGH OF WEST NEWTON, COUNTY
OF WESTMORELAND, COMMONWEALTH OF
PENNSYLVANIA; ADOPTING AN ORDINANCE REGULATING
THE OPERATION OF PEDALCYCLES WITH ELECTRIC
ASSISTANCE**

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the Borough of West Newton, Westmoreland County, Pennsylvania, and it is hereby ordained and enacted by the authority of same as follows:

Section 1. TITLE.

This Article of the West Newton Borough Code of Ordinances shall be known as the “West Newton Borough Regulation of Pedalcycles with Electric Assistance.”

Section 2. DEFINITIONS.

Crosswalk

That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway, measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway; and, in the absence of a sidewalk on one side of the roadway, that part of a roadway included within the extension of the lateral lines of the existing sidewalk.

Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

Intersection

The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two highways which

join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.

Pedalcycle With Electric Assistance

A vehicle weighing not more than 100 pounds with two or three wheels more than 11 inches in diameter, manufactured or assembled with an electric motor system rated at not more than 750 watts and equipped with operable pedals and capable of a speed not more than 20 miles per hour on a level surface when powered by the motor source only. The term does not include a device specifically designed for use by persons with disabilities.

Operator

Any person who operates, drives, or is in actual physical control of a pedalcycle with electric assist.

Roadway

That portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the sidewalk, berm or shoulder even though such sidewalk, berm or shoulder is used by pedalcycles. In the event a highway includes two or more separate roadways the term "roadway" refers to each roadway separately but not to all such roadways collectively.

Sidewalk

That portion of a street between curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use by pedestrians.

Bicycle Lane

A portion of the roadway that has been designated by striping, signing, and pavement markings for the preferential or exclusive use of bicycles and pedalcycles.

Section 3. REGULATIONS FOR OPERATION OF PEDALCYCLES WITH ELECTRIC ASSISTANCE

I. Permitted Areas of Operation

- (1) Pedalcycles with Electric Assistance may be operated on all roadways within the Borough where bicycles are permitted, except where specifically prohibited by posted signage.
- (2) Pedalcycles with Electric Assistance may be operated in designated bicycle lanes.
- (3) Pedalcycles with Electric Assistance may be operated on multi-use paths and trails specifically designated by the Borough for bicycle use.

II. Sidewalk Restrictions

- (1) No person shall operate a Pedalcycle with Electric Assistance on any sidewalk within the business district of the Borough.
- (2) No person shall operate a Pedalcycle with Electric Assistance on any sidewalk where a bicycle lane is located adjacent to the sidewalk.
- (3) No person shall operate a Pedalcycle with Electric Assistance on a sidewalk if such operation would endanger pedestrians.
- (4) Where permitted, Pedalcycles with Electric Assistance may be operated on sidewalks only when the electric motor system is not engaged and the

device is being manually pedaled by the operator.

- (5) No person shall operate a Pedalcycle with Electric Assistance on a sidewalk if such operation would endanger pedestrians.
- (6) When operating a Pedalcycle with Electric Assistance on a sidewalk, operators shall yield the right-of-way to pedestrians and give an audible signal before overtaking and passing any pedestrian.

III. Speed Limits

- (1) No person shall operate a Pedalcycle with Electric Assistance at a speed in excess of twenty (20) miles per hour on any roadway, bicycle lane, multi-use path, or trail within the Borough.
- (2) No person shall operate a Pedalcycle with Electric Assistance at a speed in excess of five (5) miles per hour on any sidewalk within the Borough.
- (3) Operators shall reduce speed and exercise due care when approaching or passing pedestrians, entering intersections or crosswalks, or navigating congested areas.

IV. Age Restrictions

- (1) No person under the age of sixteen (16) years shall operate a Pedalcycle with Electric Assistance on any roadway, bicycle lane, sidewalk, multi-use path, or trail within the Borough.

V. Rules of Operations

- (1) Operators of Pedalcycles with Electric Assistance shall obey all traffic control devices, signs, and signals applicable to vehicles.
- (2) Operators of Pedalcycles with Electric Assistance shall ride as near to the

- right side of the roadway as practicable and shall exercise due care when passing standing vehicles or vehicles proceeding in the same direction.
- (3) Operators of Pedalcycles with Electric Assistance upon a one-way roadway may ride as near the left-hand curb or edge of the roadway as practicable and shall exercise due care when passing a standing vehicle or vehicles proceeding in the same direction.
 - (4) Operators of Pedalcycles with Electric Assistance shall not carry any package, bundle, or article that prevents the operator from keeping at least one hand upon the handlebars.
 - (5) No Pedalcycle with Electric Assistance shall be used to carry more persons at one time than the number for which it is designed and equipped, except that an adult rider may transport a child in a pedalcycle child carrier, provided that the carrier is securely attached to the pedalcycle or in a trailer which is towed by the pedalcycle.
 - (6) No person shall operate a Pedalcycle with Electric Assistance while under the influence of alcohol or controlled substance.

VI. Parking Regulations

- (1) Where provided, Pedalcycles with Electric Assistance shall be parked in designated bicycle parking areas.
- (2) When designated parking areas are not available, Pedalcycles with Electric Assistance may be parked on a sidewalk provided that the pedalcycle does not impede the normal and reasonable movement of pedestrian or other traffic.

- (3) A Pedalcycle with Electric Assistance shall not be parked on roadways except in areas specifically designated for bicycle parking.
- (4) No Pedalcycle with Electric Assistance shall be parked in a manner that blocks building entrances, fire hydrants, emergency access routes, or accessible parking spaces.

VII. Equipment Requirements

- (1) **Lamps and Reflectors:** When in use between sunset and sunrise, all Pedalcycles with Electric Assistance shall be equipped with a front lamp which emits a beam of white light visible which shall illuminate the operator's path and shall be visible from a distance of at least five hundred (500) feet, a red reflector facing the rear of the pedalcycle which shall be visible from a distance of at least five hundred (500) feet, and an amber reflector on each side of the pedalcycle.
- (2) **Audible Signal Devices:** Every Pedalcycle with Electric Assistance shall be equipped with a bell or other appropriate audible warning device capable of emitting a signal that is audible for a distance of at least one hundred (100) feet.
- (3) **Brakes:** Every Pedalcycle with Electric Assistance shall be equipped with a braking system capable of bringing the pedalcycle to a complete and controlled stop.

Section 4. VIOLATIONS AND FINES.

Violation of this Section shall be subject to a fine of not more than \$600 per violation. Each day of violation shall constitute a separate offense for which a fine

may be imposed

Section 5. ENFORCEMENT.

This ordinance shall be enforced by the West Newton Borough Police Department and the Code Enforcement Officer

Section 6. SEVERABILITY.

In the event that any section, sentence, clause, phrase or word of this Ordinance shall be declared illegal, invalid or unconstitutional by any Court of competent jurisdiction, such declaration shall not prevent, preclude, or otherwise foreclose enforcement of any of the remaining portions of this Ordinance.

Section 7. REPEALER.

All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed to the extent of such conflict. Further, it is understood and intended that all other sections, parts, provisions, and ordinances that are not otherwise specifically in conflict with or inconsistent with this Ordinance, shall remain in full force and effect, the same being reaffirmed hereby.


Section 8. EFFECTIVE DATE.

This Ordinance shall be effective immediately.

THIS ORDINANCE IS DULY ORDAINED AND ENACTED BY THE COUNCIL OF THE BOROUGH OF WEST NEWTON AT A DULY ADVERTISED PUBLIC MEETING HELD THE 21st DAY OF April, 2026 AND SHALL TAKE EFFECT IMMEDIATELY.

ORDAINED AND ENACTED into law this 21st day of April 2026.

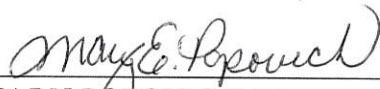
ATTEST:


ASHLEY PERGOLA, Borough Secretary

BOROUGH OF WEST NEWTON:


JASON COOPER, Council President

Examined and Approved this 21st day of April, 2026.


MARY POPOVICH, Mayor