

GM&O Rails-to-Trails Recreational District of North Mississippi
c/o Three Rivers Planning & Development District
P.O. Box 690, 75 South Main Street
Pontotoc, MS 38863 – Phone 662-489-2415
Tanglefoot Trail®

Class 1 or Class 2 E-Bike Application

(Please Print) Name: _____

Address: _____

City: _____ County: _____ State/Zip Code: _____

Phone: _____ E-Mail: _____

The above-named party (hereinafter referred to as “APPLICANT”), who makes application to the GM&O Rails-to-Trails Recreational District of North Mississippi (hereinafter called “DISTRICT”), for a special use permit for the operation of an E-Bike on the Tanglefoot Trail®, a recreational facility of the DISTRICT. The APPLICANT requests permission to operate an E-Bike in consideration of a permit being granted to the APPLICANT for such special use, and does hereby agree to operate said E-Bike defined herein below and with the full understanding of the terms, general conditions, special conditions, and penalties thereof as follows:

I. Definition

E-Bikes are bicycles that are assisted by electric power. All electric bicycles (E-Bikes) shall have a permanently affixed label by its manufacturer or distributor that contains a classification number, top assisted speed, and motor wattage. Class 1 and 2 E-Bikes may be permitted on the Tanglefoot Trail® but **Class 3 E-Bikes are prohibited.**

II. Terms

- a. The DISTRICT does not purport to grant to said APPLICANT any right, title, or claim in, along, or on the Tanglefoot Trail® operated by the DISTRICT.
- b. It is agreed and understood that this permit is issued on a calendar year basis (January 1 – December 31) and that this permit may be renewed annually, for an additional 12 months/1year with the purchase of an identification tag.
- c. The APPLICANT hereby expressly agrees for himself, his heirs, assigns, or successors that upon demand of the DISTRICT, the APPLICANT will, without delay, discontinue the use of the E-Bike permitted herein on the Tanglefoot Trail®. It is distinctly understood that any further operation of the E-Bike shall be with the approval of the DISTRICT.
- d. It is agreed and understood that this permit is null and void if the E-Bike is modified in design to exceed the definition provided herein.

- e. A copy of this permit shall be maintained by the APPLICANT. The identification tag issued to the APPLICANT shall be prominently placed and displayed on the E-Bike and shall be kept with the E-Bike on the Tanglefoot Trail®.
- f. Any permit issued by the DISTRICT for the use of an E-Bike shall be subject to the general conditions, special conditions, and violation penalties set forth herein.

III. General Conditions

The APPLICANT hereby agrees that a copy of the general rules and regulations of the Tanglefoot Trail® has been received and further that the APPLICANT fully understands the penalties provided for by state law for any violation of the general rules and regulations, attached hereto as Exhibit "A".

IV. Special Conditions

- a. The APPLICANT hereby agrees that the E-Bike permitted herein will be operated by the APPLICANT in full compliance with the special rules and regulations for use of an E-Bike on the Tanglefoot Trail®, detailed below.
- b. The APPLICANT hereby agrees that the permitted E-Bike shall be in good working order and shall be maintained in a reasonable state of repair and appearance at all times.

V. Violation Penalties

- a. The Trail Administrator for the Tanglefoot Trail® and law enforcement officers shall have full authority to implement and carry out the terms, general conditions, and special conditions of the approved permit to include the penalties provided herein for violation of the definitions, terms, general conditions, and special conditions of this permit.
- b. The Trail Administrator and law enforcement officers shall have the discretion to issue a written warning for the first violation of any part of this permit.
- c. The Trail Administrator for the Tanglefoot Trail® and law enforcement officers shall have the full authority to terminate this permit following the second offense for violation of any part of this permit.

VI. Grievance Procedures

- a. The APPLICANT hereby agrees that should the permit application not be approved for any reason, a written grievance may be made to the Board of Directors of the GM&O Rails-to-Trails Recreational District of North Mississippi describing fully and in detail the grievance and further agrees to comply with the Board's ruling.
- b. The APPLICANT hereby agrees that should the APPLICANT disagree with a violation decision made by the Trail Administrator of the Tanglefoot Trail®, a grievance may be made in writing to the Board of Directors of the GM&O Rails-to-Trails Recreational District of North Mississippi describing fully and in detail the grievance. However, the APPLICANT further agrees to comply with the Board's ruling related to said grievance.

VII. GM&O Rails-to-Trails District Rules & Regulations Acknowledgement

By signing and dating in the space provided below, I hereby acknowledge, as owner of the E-Bike associated with this E-Bike permit application, that I have received, read and agree to abide by the GM&O Rails-to-Trails District Rules & Regulations (both "Special" and "General") enclosed with this application.

Class 1 or Class 2 E-Bike

Wheel Size (Fully Inflated) Inches: _____

Length (Overall) Feet-Inches: _____ Make/Manufacturer: _____

Model (if any) _____ Serial No.: _____

Other Distinguishing Features: _____

Permit Applied for (Date) _____ Annual Fee (\$5.00) Paid (Date) _____

APPLICANT'S Name (Please Print)

APPLICANT'S Signature

Official Use Only Below This Line

PERMIT APPROVED/DISAPPROVED

Permit Renewal Date(s) _____

Trail Administrator

Date

Variances approved (if any)

Permit No. Assigned

Date Installed

Date of First Offense _____

Date of Second Offense and Permit Termination _____

Special Rules & Regulations for Use of a CLASS 1 OR CLASS 2 “E-BIKE”

1. “E-Bike” must be battery powered only.
2. “E-Bike” must possess a special use permit approved by the District’s Trail Administrator and a current Identification tag must be prominently displayed on the cart, which may be purchased for an annual fee to be established by the District.
3. “E-Bike” operators shall be at least sixteen (16) years of age.
4. Permitted “E-Bikes” shall also comply with the general rules and regulations of the GM&O Rails to Trails Recreational District of North Mississippi and any and all posted signs, regulations, or warnings.
5. The permitted “E-Bike” will be operated in a mature and safe manner at all times and in compliance with any and all posted regulations and at a speed not to exceed 15 miles per hour.
6. The permitted “E-Bike” will be operated with full respect of other users and will operate at all times on the right side of the Trail except when passing, and shall not pass other users who are being assisted by a mechanical device (i.e., golf carts, bicycles, roller blades, wheelchairs, maintenance vehicles, etc.) unless invited to do so.
7. The permitted “E-Bike” shall yield the right of way to all other users of the Trail who are assisted by mechanical devices (i.e., golf carts, bicycles, roller blades, wheelchairs, maintenance vehicles, etc.) approaching from either the front or rear, by pulling to the right, off the asphalt surface where reasonably possible, and at least 150 feet in advance, and coming to a complete stop.
8. Any violation of the general rules and regulations or these special rules and regulations for use of “E-Bikes” on the Tanglefoot Trail shall be punishable as provided by state law.

GM&O Rails-to-Trails District Rules & Regulations

Effective 8/12/2021

- Unless otherwise posted, the Trail and other District property shall open daily thirty (30) minutes prior to sunrise and close thirty (30) minutes after sunset each day.
- Entrance to the Trail is authorized only at public roads, whistlestops and other points of entrance designated by the District. Trail users shall not leave District property and access private property along the Trail without the consent of the private property owner.
- Parking facilities are provided at whistlestops and other points of entrance designated by the District. Parking facilities shall be designated by appropriate signage posted by the District.
- Trail users shall obey all Federal, State and Local laws and trail signage.
- Trail users shall not access streams, ponds or lakes along or beneath the Trail for any purpose.
- No person under 12 years of age shall be allowed on District property unless accompanied by an adult.
- Petroleum-propelled vehicles (cars, trucks, ATV’s, motorcycles, etc.) are not permitted on the Trail except those emergency, maintenance and patrol vehicles authorized by the District.

- Electric “golf-type” carts are permitted on the Trail only after application & receipt of a “special-use permit & decal” issued annually by the Trail Administrator.
- Class 1 and Class 2 Electric Bikes (E-Bikes) are permitted on the Trail only after application & receipt of a “special-use permit and identification tag” issued annually by the Trail Administrator. (With some exceptions for District approved group events.)
- Class 3 Electric Bikes are prohibited.
- No dog(s) shall be allowed on District property unless confined by a leash and accompanied by the owner. Waste deposited by dog(s) on District property shall be immediately removed by the owner of the dog(s).
- Horses or equestrian riders shall not be allowed on District property.
- Camping on District property is prohibited.
- Fires are prohibited on District property.
- Pedestrians should keep to the left side of the Trail. Cyclists must keep right except when passing.
- No person shall dispose of litter on District property except in waste containers provided by the District.
- Vandalism of any building, structure, plant, sign or other District property is prohibited.
- Moving, removing or re-arranging of any District sign, marker or other District property is prohibited.
- Disturbing vegetation and the handling or feeding of wildlife on/along the Trail or other District property is prohibited.
- No glass containers shall be permitted on District property.
- Explosives or fireworks shall be prohibited on District property.
- Possession of firearms on District property is controlled by state and local law. Please consult appropriate law enforcement if you have questions.
- Shooting a firearm on, over, across or down the Trail or other District property is prohibited.
- Hunting or fishing is prohibited on or from District property.
- Possession or use of alcoholic beverages or illegal drugs on District property is prohibited.
- Disorderly conduct, including but not limited to abusive language, intoxication, disturbance of other persons and breach of peace, are prohibited on District property.
- Any and all Trail advertising, exhibitions, solicitations and contributions are prohibited except by special permit authorized and issued by the District.
- Violations of these Rules & Regulations shall be punishable as provided by state law. Individuals guilty of multiple violations of these Rules & Regulations may be banned from use or access of the Trail or other District property.