

**Establishing A Policy For Use of Electric Vehicle Charging Stations
On Ulster County Property**

Referred to: The Energy and Environment Committee (Chairman Loughran and Legislators R. Parete, Rodriguez, Ronk and Wawro), and The Public Works and Capital Projects Committee (Chairman Fabiano and Legislators Archer, Greene, Loughran, Roberts)

Legislators John Parete and Kenneth Ronk offer the following:

WHEREAS, to date, Ulster County has installed nine electric car charging stations at county facilities available for public use; and

WHEREAS, the decision to offer the electric free of charge to all non-commercial vehicles is still being vetted; and

WHEREAS, now that these electric vehicle charging stations are available for use by the County and the general public, the Ulster County Legislature has determined that it is responsible to establish a policy regulating the use of said electric vehicle charging stations; now, therefore, be it

RESOLVED, that the Ulster County Legislature hereby establishes and adopts the “Ulster County Electric Vehicle Charging Station Policy” attached hereto as Exhibit A,

and move its adoption.

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 21 NOES: 1
(Noes: Legislator Greene)
(Legislator Briggs left at 7:46 PM)

Defeated in Committee: Public Works and Capital Projects on September 3, 2015

Petition to Discharge successfully executed on September 4, 2015

FINANCIAL IMPACT:
NONE

Resolution No. 332 September 15, 2015

**Establishing A Policy For Use of Electric Vehicle Charging Stations
On Ulster County Property**

Legislator Ronk motioned, seconded by Legislator Bartels, to strike Section II. B. of the Policy, and to amend Section II. A. of the Policy by striking the words “during the hours of 7:00 AM to 6:00 PM, Monday through Friday”, and replacing them with “for more than two hours.”

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 21 NOES: 1
(Noes: Legislator Greene)
(Legislator Briggs left at 7:46 PM)

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 15th Day of September in the year Two Thousand and Fifteen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 17th Day of September in the year Two Thousand and Fifteen.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
17th Day of September, 2015.

Returned unsigned by the County Executive and
deemed adopted this 25th Day of September, 2015.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

|unsigned| _____
Michael P. Hein, County Executive

EXHIBIT A

Ulster County Electric Vehicle Charging Station Policy

I. DEFINITIONS

As used in this policy, the following terms shall have the meanings indicated:

“Electric Vehicle” means any vehicle that operates, either partially or exclusively, on electrical energy from an off-board source, that is stored on-board for motive purposes. “Electric Vehicle” includes:

- a. Any “battery electric vehicle”, defined as any vehicle that operates exclusively on electrical energy from an off-board source that is stored in the vehicle’s batteries, and produces zero tailpipe emissions or pollution when stationary or operating;
- b. Any “plug-in hybrid electric vehicle (PHEV)”, defined as an electric vehicle that:
 - a. Contains an internal combustion engine and also allows power to be delivered to drive wheels by an electric motor;
 - b. Charges its battery primarily by connecting to the grid or other off-board electrical source;
 - c. May additionally be able to sustain batter charge using an on-board internal-combustion-driven generator; and
 - d. Has the ability to travel powered by electricity;
- c. Any “neighborhood electric vehicle”, defined as a self-propelled, electrically powered four-wheeled motor vehicle whose speed attainable in one mile is more than 20 miles per hour and not more than 25 miles per hour and conforms to federal regulations set forth in 49 CFR Section 571.500; and
- d. Any “medium-speed electric vehicle”, defined as a self-propelled, electrically powered four-wheeled motor vehicle, equipped with a roll cage or crush-proof body design, whose speed attainable in one mile is more than 25 miles per hour but not more than 35 miles per hour and otherwise meets or exceeds the federal regulations set forth in 49 CFR Section 571.500.

Ulster County Electric Vehicle Charging Station Policy

“Electric Vehicle Charging Station” means a designated area that is served by battery charging station equipment that has as its primary purpose the transfer of electric energy (by conductive or inductive means) to a battery or other energy storage device in an electric vehicle, and that is publicly owned and publicly available on Ulster County Real Property.

“Electric Vehicle Parking Space” means any marked parking space that identifies the use to be exclusively for the parking of an electric vehicle.

“Non-Electric Vehicle” means any motor vehicle that does not meet the definition of “electric vehicle”.

II. REGULATING THE USE OF DESIGNATED ELECTRIC VEHICLE CHARGING STATION PARKING SPACES

A. No person shall stop, stand, or park a vehicle other than an electric vehicle within any space marked or signed as reserved for “electric vehicle charging” ~~during the hours of 7:00 AM to 6:00 PM, Monday through Friday.~~ **for more than two hours.**

~~B. It is unlawful to park or permit to be parked any electric vehicle in a space marked as “electric vehicle charging”, if such electric vehicle is not in the process of charging.~~

C. Any fees charged to park in a non-designated electric vehicle charging spot located in a County-owned parking lot shall also apply to each electric vehicle charging parking spot. The County may also deem it appropriate to charge for use of the electric energy supplied at the charging stations.

D. Electric vehicles may be parked in any space designated for public parking, subject to the restrictions that would apply to any other vehicle that would park in the space.

III. PENALTY

Unauthorized vehicles found in violation of this policy may be towed at the discretion of the County of Ulster. Any costs associated with towing an unauthorized vehicle shall be at the owner’s expense.

Ulster County Electric Vehicle Charging Station Policy

IV. REPORTING

On or before March 1st of each year, a usage report, prepared by the Coordinator of the Ulster County Department of the Environment, in conjunction with any other department of the County that the Coordinator of the Department of Environment may deem necessary, shall be filed with the County Executive and the Ulster County Legislative Standing Committee assigned with oversight of the Department of the Environment and any other Committee as determined by the Clerk of the Legislature.

This report shall include, but not be limited to, the number of users of the Ulster County electric charging stations, the amount of time each electric vehicle spent charging, and the cost associated with the electric use. These reports will be utilized to review the Ulster County Electric Vehicle Charging Station Policy annually. The Ulster County Legislature may implement charging use time limits if deemed necessary, or as recommended by the Ulster County Legislative Standing Committee assigned with oversight of the Department of the Environment.