

CHAPTER 341 Commercial Drivers

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| <p>341.01 Definitions.
341.02 Exemptions.
341.03 Prerequisites to operation of a commercial motor vehicle.</p> | <p>341.04 Prohibitions.
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CROSS REFERENCES

See sectional histories for similar State law
Disqualification - see Ohio R.C. 4506.16
Suspension or revocation of license - see Ohio R.C. 4507.16
Warning devices when disabled on freeways - see Ohio R.C. 4513.28
Arrest notice of driver - see Ohio R.C. 5577.14
Load limits - see TRAF. Ch. 339

341.01 DEFINITIONS.

As used in this chapter:

- (a) "Alcohol concentration" means the concentration of alcohol in a person's blood, breath or urine. When expressed as a percentage, it means grams of alcohol per the following:
 - (1) One hundred milliliters of whole blood, blood serum, or blood plasma;
 - (2) Two hundred ten liters of breath;
 - (3) One hundred milliliters of urine.
- (b) "School bus" has the same meaning as in Ohio R.C. 4511.01.
- (c) "Commercial driver's license" means a license issued in accordance with Ohio R.C. Chapter 4506 that authorizes an individual to drive a commercial motor vehicle.
- (d) "Commercial motor vehicle" means any motor vehicle designed or used to transport persons or property that meets any of the following qualifications:
 - (1) Any combination of vehicles with a combined gross vehicle weight rating of 26,001 pounds or more, provided the gross vehicle weight rating of the vehicle or vehicles being towed is in excess of 10,000 pounds;
 - (2) Any single vehicle with a gross vehicle weight rating of 26,001 pounds or more, or any such vehicle towing a vehicle having a gross vehicle weight rating that is not in excess of 10,000 pounds;

- (3) Any single vehicle or combination of vehicles that is not a class A or class B vehicle, but that either is designed to transport sixteen or more passengers including the driver, or is placarded for hazardous materials;
 - (4) Any school bus with a gross vehicle weight rating of less than 26,001 pounds that is designed to transport fewer than sixteen passengers including the driver;
 - (5) Is transporting hazardous materials for which placarding is required by regulations adopted under the "Hazardous Materials Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as amended;
 - (6) Any single vehicle or combination of vehicles that is designed to be operated and to travel on a public street or highway and is considered by the Federal Highway Administration to be a commercial motor vehicle, including, but not limited to, a motorized crane, a vehicle whose function is to pump cement, a rig for drilling wells, and a portable crane.
- (e) "Controlled substance" means all of the following:
- (1) Any substance classified as a controlled substance under the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 U.S.C.A. 802(6), as amended;
 - (2) Any substance included in schedules I through V of 21 C.F.R. part 1308, as amended;
 - (3) Any drug of abuse.
- (f) "Disqualification" means withdrawal of the privilege to drive a commercial motor vehicle.
- (g) "Drive" means to drive, operate or be in physical control of a motor vehicle.
- (h) "Driver" means any person who drives, operates or is in physical control of a commercial motor vehicle or is required to have a commercial driver's license.
- (i) "Driver's license" means a license issued by the Ohio Bureau of Motor Vehicles that authorizes an individual to drive.
- (j) "Drug of abuse" means any controlled substance, dangerous drug as defined in Ohio R.C. 4729.02 or over-the-counter medication that, when taken in quantities exceeding the recommended dosage, can result in impairment of judgment or reflexes.
- (k) "Employer" means any person, including the Federal Government, any state and a political subdivision of any state, that owns or leases a commercial motor vehicle or assigns a person to drive such a motor vehicle.
- (l) "Felony" means any offense under federal or state law that is punishable by death or specifically classified as a felony under the law of this State, regardless of the penalty that may be imposed.
- (m) "Foreign jurisdiction" means any jurisdiction other than a state.
- (n) "Gross vehicle weight rating" means the value specified by the manufacturer as the maximum loaded weight of a single or a combination vehicle. The gross vehicle weight rating of a combination vehicle is the gross vehicle weight rating of the power unit plus the gross vehicle weight rating of each towed unit.
- (o) "Hazardous materials" means materials identified as such under regulations adopted under the "Hazardous Materials Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as amended.

- (p) "Motor vehicle" has the same meaning as in Ohio R.C. 4511.01.
- (q) "Out-of-service order" means a temporary prohibition against driving a commercial motor vehicle issued under this chapter, Ohio R.C. Chapter 4506 or a similar law of another state or of a foreign jurisdiction.
- (r) "State" means a state of the United States and includes the District of Columbia.
- (s) "United States" means the fifty states and the District of Columbia.
- (t) "Vehicle" has the same meaning as in Ohio R.C. 4511.01.
(ORC 4506.01)

341.02 EXEMPTIONS.

(a) Nothing in this chapter applies to any person when engaged in the operation of any of the following:

- (1) A farm truck;
- (2) Fire equipment for a fire department, volunteer or nonvolunteer fire company, fire district or joint fire district;
- (3) A public safety vehicle used to provide transportation or emergency medical service for ill or injured persons;
- (4) A recreational vehicle;
- (5) A commercial motor vehicle within the boundaries of an eligible unit of local government, if the person is employed by the eligible unit of local government and is operating the commercial motor vehicle for the purpose of removing snow or ice from a roadway by plowing, sanding, or salting, but only if either the employee who holds a commercial driver's license issued under Ohio R.C. Chapter 4506 and ordinarily operates a commercial motor vehicle for these purposes is unable to operate the vehicle, or the employing eligible unit of local government determines that a snow or ice emergency exists that requires additional assistance. Nothing contained in division (a)(5) hereof shall be construed as preempting or superseding any law, rule, or regulation of this State concerning the safe operation of commercial motor vehicles;
- (6) A vehicle owned by the Department of Defense and operated by any member or uniformed employee of the Armed Forces of the United States or their reserve components, including the Ohio National Guard. This exception does not apply to United States reserve technicians.
- (7) A commercial motor vehicle that is operated for nonbusiness purposes. "Operated for nonbusiness purposes" means that the commercial motor vehicle is not used in commerce as "commerce" is defined in 49 C.F.R. 383.5, as amended, and is not regulated by the Public Utilities Commission pursuant to Ohio R.C. Chapter 4919, 4921 or 4923.
- (8) A motor vehicle that is designed primarily for the transportation of goods and not persons, while that motor vehicle is being used for the occasional transportation of personal property by individuals not for compensation and not in the furtherance of a commercial enterprise.

(b) Nothing contained in subsection (a)(5) of this section shall be construed as preempting or superseding any law, rule, or regulation of this State concerning the safe operation of commercial motor vehicles.

(c) As used in this section:

- (1) "Farm truck" means a truck controlled and operated by a farmer for use in the transportation to or from a farm, for a distance of no more than 150 miles, of products of the farm, including livestock and its products, poultry and its products, floricultural and horticultural products, and in the transportation to the farm, from a distance of no more than 150 miles, of supplies for the farm, including tile, fence and every other thing or commodity used in agricultural, floricultural, horticultural, livestock and poultry production, and livestock, poultry and other animals and things used for breeding, feeding or other purposes connected with the operation of the farm, when the truck is operated in accordance with this paragraph and is not used in the operations of a motor transportation company or private motor carrier.
- (2) "Public safety vehicle" has the same meaning as in Ohio R.C. 4511.01(E)(1) and (3).
- (3) "Recreational vehicle" includes every vehicle that is defined as a recreational vehicle in Ohio R.C. 4501.01 and is used exclusively for purposes other than engaging in business for profit.
(ORC 4506.02)

341.03 PREREQUISITES TO OPERATION OF A COMMERCIAL MOTOR VEHICLE.

(a) On and after April 1, 1992, the following shall apply:

- (1) No person shall drive a commercial motor vehicle on a highway in this Municipality unless the person holds a valid commercial driver's license with proper endorsements for the motor vehicle being driven, issued by the registrar of motor vehicles, a valid examiner's commercial driving permit issued under Ohio R.C. 4506.13, a valid restricted commercial driver's license and waiver for farm-related service industries issued under Ohio R.C. 4506.24 or a valid commercial driver's license temporary instruction permit issued by the Registrar and is accompanied by an authorized state driver's license examiner or tester or a person who has been issued and has in his immediate possession a current, valid commercial driver's license with proper endorsements for the motor vehicle being driven.
- (2) No person who has been a resident of this State for thirty days or longer shall drive a commercial motor vehicle under the authority of a commercial driver's license issued by another jurisdiction.

(b) As used in this section, "tester" means a person or entity acting pursuant to a valid agreement entered into under Ohio R.C. 4506.09(B).

(c) Whoever violates this section is guilty of a misdemeanor of the first degree.
(ORC 4506.03)

341.04 PROHIBITIONS.

(a) No person shall do any of the following:

- (1) Drive a commercial motor vehicle while having in the person's possession or otherwise under the person's control more than one valid driver's license issued by this State, any other state or by a foreign jurisdiction;

- (2) Drive a commercial motor vehicle on a highway in this Municipality in violation of an out-of-service order, while the person's driving privilege is suspended, revoked or canceled, or while the person is subject to disqualification;
- (3) Drive a motor vehicle on a highway in this Municipality under authority of a commercial driver's license issued by another state or a foreign jurisdiction, after having been a resident of this State for thirty days or longer.

(b) Whoever violates this section is guilty of a misdemeanor of the first degree.
(ORC 4506.04)

341.05 CRIMINAL OFFENSES.

- (a) No person shall do any of the following:
- (1) Drive a commercial motor vehicle while having a measureable or detectable amount of alcohol or of a controlled substance in the person's blood, breath or urine;
 - (2) Drive a commercial motor vehicle while having an alcohol concentration of four-hundredths of one percent (0.04%) or more;
 - (3) Drive a commercial motor vehicle while under the influence of a controlled substance;
 - (4) Knowingly leave the scene of an accident involving a commercial motor vehicle driven by the person;
 - (5) Use a commercial motor vehicle in the commission of a felony;
 - (6) Refuse to submit to a test under Ohio R.C. 4506.17;
 - (7) Violate an out-of-service order issued under this chapter or Ohio R.C. Chapter 4506;
 - (8) Violate any prohibition described in subsections (b) to (g) hereof while transporting hazardous materials;
 - (9) Use a commercial motor vehicle in the commission of a felony involving the manufacture, distribution, or dispensing of a controlled substance as defined in Ohio R.C. 3719.01;
 - (10) Drive a commercial motor vehicle in violation of any provision of Ohio R.C. 4511.61 to 4511.63 or any federal or local law or ordinance pertaining to railroad-highway grade crossings.

(b) Whoever violates this section is guilty of a misdemeanor of the first degree.
(ORC 4506.15)

341.06 EMPLOYMENT OF DRIVERS OF COMMERCIAL VEHICLES.

(a) Each employer shall require every applicant for employment as a driver of a commercial motor vehicle to provide the information specified in Ohio R.C. 4506.19.

(b) No employer shall knowingly permit or authorize any driver employed by the employer to drive a commercial motor vehicle during any period in which any of the following apply:

- (1) The driver's commercial driver's license is suspended, revoked or canceled by any state or a foreign jurisdiction;
- (2) The driver has lost the privilege to drive, or currently is disqualified from driving, a commercial motor vehicle in any state or foreign jurisdiction;
- (3) The driver is subject to an out-of-service order in any state or a foreign jurisdiction;
- (4) The driver has more than one driver's license.

(c) No employer shall knowingly permit or authorize a driver to operate a commercial motor vehicle in violation of Section 341.05.

(d) Whoever violates subsection (c) of this section may be assessed a fine not to exceed ten thousand dollars. (ORC 4506.20)

TITLE SEVEN - Parking
Chap. 351. Parking Generally.

CHAPTER 351
Parking Generally

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| <p>351.01 Police may remove unattended vehicle which obstructs traffic.</p> <p>351.02 Registered owner prima-facie liable for unlawful parking.</p> <p>351.03 Prohibited standing or parking places.</p> <p>351.04 Parking near curb; handicapped locations on public and private lots and garages.</p> <p>351.05 Manner of angle parking.</p> <p>351.06 Selling, washing or repairing vehicle upon roadway.</p> <p>351.07 Unattended vehicle: duty to stop engine, remove key, set brake and turn wheels.</p> | <p>351.08 Opening vehicle door on traffic side.</p> <p>351.09 Truck loading zones.</p> <p>351.10 Snow emergency routes.</p> <p>351.11 Parking in alleys and narrow streets; exceptions.</p> <p>351.12 Prohibition against parking on streets or highways.</p> <p>351.13 Parking on posted private property.</p> <p>351.14 Truck parking prohibited within Downtown Business District.</p> <p>351.15 Storing motor vehicles.</p> <p>351.16 Outdoor storage or possession of unlicensed or unregistered motor vehicle.</p> |
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CROSS REFERENCES

See sectional histories for similar State law
 Owner nonliability, lease defense - see Ohio R.C. 4511.071
 Police may remove ignition key from unattended vehicle - see
 TRAF. 303.03
 Parking near stopped fire apparatus - see TRAF. 331.27
 Lights on parked or stopped vehicles - see TRAF. 337.09

**351.01 POLICE MAY REMOVE UNATTENDED VEHICLE WHICH
OBSTRUCTS TRAFFIC.**

Whenever any police officer finds a vehicle unattended upon any street, bridge or causeway, or in any tunnel, where such vehicle constitutes an obstruction to traffic, such officer may provide for the removal of such vehicle to the nearest garage or other place of safety.
 (ORC 4511.67)

351.02 REGISTERED OWNER PRIMA-FACIE LIABLE FOR UNLAWFUL PARKING.

In any hearing on a charge of illegally parking a motor vehicle, testimony that a vehicle bearing a certain license plate was found unlawfully parked as prohibited by the provisions of this Traffic Code, and further testimony that the record of the Ohio Registrar of Motor Vehicles shows that the license plate was issued to the defendant, shall be prima-facie evidence that the vehicle which was unlawfully parked, was so parked by the defendant. A certified registration copy, showing such fact, from the Registrar shall be proof of such ownership.

351.03 PROHIBITED STANDING OR PARKING PLACES.

(a) No person shall stand or park a vehicle, except when necessary to avoid conflict with other traffic or to comply with the provisions of this Traffic Code, or while obeying the directions of a police officer or a traffic control device, in any of the following places:

- (1) On a sidewalk, curb or street lawn area, except a bicycle;
- (2) In front of a public or private driveway;
- (3) Within an intersection;
- (4) Within ten feet of a fire hydrant;
- (5) On a crosswalk;
- (6) Within twenty feet of a crosswalk at an intersection;
- (7) Within thirty feet of, and upon the approach to, any flashing beacon, stop sign or traffic control device;
- (8) Between a safety zone and the adjacent curb or within thirty feet of points on the curb immediately opposite the end of a safety zone, unless a different length is indicated by a traffic control device;
- (9) Within fifty feet of the nearest rail of a railroad crossing;
- (10) Within twenty feet of a driveway entrance to any fire station and, on the side of the street opposite the entrance to any fire station, within seventy-five feet of the entrance when it is properly posted with signs;
- (11) Alongside or opposite any street excavation or obstruction when such standing or parking would obstruct traffic;
- (12) Alongside any vehicle stopped or parked at the edge or curb of a street;
- (13) Upon any bridge or other elevated structure upon a street, or within a street tunnel;
- (14) At any place where signs prohibit stopping, standing or parking, or where the curbing or street is painted yellow, or at any place in excess of the maximum time limited by signs;
- (15) Within one foot of another parked vehicle;
- (16) On the roadway portion of a freeway, expressway or thruway;
- (17) On a bicycle path;
- (18) On a bridle path.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.68)

351.04 PARKING NEAR CURB; HANDICAPPED LOCATIONS ON PUBLIC AND PRIVATE LOTS AND GARAGES.

(a) Every vehicle stopped or parked upon a roadway where there is an adjacent curb shall be stopped or parked with the curb side wheels of the vehicle parallel with and not more than twelve inches from the curb, unless it is impossible to approach so close to the curb; in such case the stop shall be as close to the curb as possible and only for the time necessary to discharge and receive passengers or to load or unload merchandise.

(b) This subsection does not apply to streets or parts thereof where angle parking is lawfully permitted. However, no angle parking shall be permitted on a State Route unless an unoccupied roadway width of not less than twenty-five feet is available for free-moving traffic.

(c) No vehicle shall be stopped or parked on a road or street with the vehicle facing in a direction other than the direction of travel on that side of the road or street.

(d) Notwithstanding any provision of this Code or any rule, air compressors, tractors, trucks and other equipment, while being used in the construction, reconstruction, installation, repair or removal of facilities near, on, over or under a street, may stop, stand or park where necessary in order to perform such work, provided a flagperson is on duty, or warning signs or lights are displayed as may be prescribed by the Ohio Director of Transportation.

(e) Special parking locations and privileges for persons with disabilities that limit or impair the ability to walk, also known as handicapped parking spaces or disability parking spaces shall be provided and designated by the Municipality and all agencies and instrumentalities thereof at all offices and facilities, where parking is provided, whether owned, rented or leased, and at all publicly owned parking garages. The locations shall be designated through the posting of an elevated sign, whether permanently affixed or movable, imprinted with the international symbol of access and shall be reasonably close to exits, entrances, elevators and ramps. All elevated signs posted in accordance with this subsection and Ohio R.C. 3781.111 (C) shall be mounted on a fixed or movable post, and the distance from the ground to the top edge of the sign shall measure five feet. If a new sign or a replacement sign designating a special parking location is posted on or after October 14, 1999, there also shall be affixed upon the surface of that sign or affixed next to the designating sign a notice that states the fine applicable for the offense of parking a motor vehicle in the special designated parking location if the motor vehicle is not legally entitled to be parked in that location.

- (f) (1) No person shall stop, stand or park any motor vehicle at special parking locations provided under subsection (e) hereof, or at special clearly marked parking locations provided in or on privately owned parking lots, parking garages, or other parking areas and designated in accordance with subsection (e) hereof, unless one of the following applies:
- A. The motor vehicle is being operated by or for the transport of a person with a disability that limits or impairs the ability to walk and is displaying a valid removable windshield placard or special license plates;
 - B. The motor vehicle is being operated by or for the transport of a handicapped person and is displaying a parking card or special handicapped license plates.

- (2) Any motor vehicle that is parked in a special marked parking location in violation of subsection (f)(1) of this section may be towed or otherwise removed from the parking location by the Police Department. A motor vehicle that is so towed or removed shall not be released to its owner until the owner presents proof of ownership of the motor vehicle and pays all towing and storage fees normally imposed by the Municipality for towing and storing motor vehicles. If the motor vehicle is a leased vehicle, it shall not be released to the lessee until the lessee presents proof that that person is the lessee of the motor vehicle and pays all towing and storage fees normally imposed by the Municipality for towing and storing motor vehicles.
- (3) If a person is charged with a violation of subsection (f)(1) of this section, it is an affirmative defense to the charge that the person suffered an injury not more than seventy-two hours prior to the time the person was issued the ticket or citation and that, because of the injury, the person meets at least one of the criteria contained in Ohio R.C. 4503.44(A)(1).

(g) When a motor vehicle is being operated by or for the transport of a person with a disability that limits or impairs the ability to walk and is displaying a removable windshield placard or a temporary removable windshield placard or special license plates, or when a motor vehicle is being operated by or for the transport of a handicapped person and is displaying a parking card or special handicapped license plates, the motor vehicle is permitted to park for a period of two hours in excess of the legal parking period permitted by local authorities, except where local ordinances or police rules provide otherwise or where the vehicle is parked in such a manner as to be clearly a traffic hazard.

(h) As used in this section:

- (1) "Handicapped person" means any person who has lost the use of one or both legs, or one or both arms, who is blind, deaf or so severely handicapped as to be unable to move without the aid of crutches or a wheelchair, or whose mobility is restricted by a permanent cardiovascular, pulmonary or other handicapping condition.
- (2) "Person with a disability that limits or impairs the ability to walk" has the same meaning as in Ohio R.C. 4503.44.
- (3) "Special license plates" and "removable windshield placard" mean any license plates or removable windshield placard or temporary removable windshield placard issued under Ohio R.C. 4503.41 or 4503.44, and also mean any substantially similar license plates or removable windshield placard or temporary removable windshield placard issued by a state, district, country or sovereignty.

- (i) (1) Whoever violates subsection (a) or (c) of this section is guilty of a minor misdemeanor.

- (2) A. Whoever violates subsection (f)(1)A. or B. of this section is guilty of a misdemeanor and shall be punished as provided in subsection (i)(2)A. and B. of this section. Except as otherwise provided in subsection (i)(2)A. of this section, an offender who violates subsection (f)(1)A. or B. of this section shall be fined not less than two hundred fifty dollars (\$250.00) nor more than five hundred dollars (\$500.00). An offender who violates subsection (f)(1)A. or B. of this section shall be fined not more than one hundred dollars (\$100.00) if the offender, prior to sentencing, proves either of the following to the satisfaction of the court:
1. At the time of the violation of subsection (f)(1)A. of this section, the offender or the person for whose transport the motor vehicle was being operated had been issued a removable windshield placard that then was valid or special license plates that then were valid but the offender or the person neglected to display the placard or license plates as described in subsection (f)(1)A. of this section.
 2. At the time of the violation of subsection (f)(1)B. of this section, the offender or the person for whose transport the motor vehicle was being operated had been issued a parking card that then was valid or special handicapped license plates that then were valid but the offender or the person neglected to display the card or license plates as described in subsection (f)(1)B. of this section.
- B. In no case shall an offender who violates subsection (f)(1)A. or B. of this section be sentenced to any term of imprisonment.

An arrest or conviction for a violation of subsection (f)(1)A. or B. of this section does not constitute a criminal record and need not be reported by the person so arrested or convicted in response to any inquiries contained in any application for employment, license, or other right or privilege, or made in connection with the person's appearance as a witness. (ORC 4511.69)

351.05 MANNER OF ANGLE PARKING.

(a) Upon streets where angle parking is permitted, no person shall stop, stand or park a vehicle other than at the angle to the curb or edge of the roadway as is indicated by appropriate signs or markings.

(b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

351.06 SELLING, WASHING OR REPAIRING VEHICLE UPON ROADWAY.

- (a) No person shall stop, stand or park a vehicle upon any roadway for the principal purpose of:
- (1) Displaying such vehicle for sale;
 - (2) Washing, greasing or repairing such vehicle except repairs necessitated by an emergency.

(b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

351.07 UNATTENDED VEHICLE: DUTY TO STOP ENGINE, REMOVE KEY, SET BRAKE AND TURN WHEELS.

(a) No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition, effectively setting the parking brake, and, when the motor vehicle is standing upon any grade, turning the front wheels to the curb or side of the highway.

The requirements of this section relating to the stopping of the engine, locking of the ignition and removing the key from the ignition of a motor vehicle shall not apply to an emergency vehicle or a public safety vehicle.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.661)

351.08 OPENING VEHICLE DOOR ON TRAFFIC SIDE.

(a) No person shall open the door of a vehicle on the side available to moving traffic unless and until it is reasonably safe to do so, and can be done without interfering with the movement of other traffic, nor shall any person leave a door open on the side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.70(C), (D))

351.09 TRUCK LOADING ZONES.

(a) No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a truck loading zone during hours when the provisions applicable to such zones are in effect. In no case shall the stop for loading and unloading of materials exceed thirty minutes.

(b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

351.10 SNOW EMERGENCY ROUTES.

- (a) The following definitions shall apply to all aspects of this section:
- (1) "Snow" means any precipitation depositing any accumulation on the streets, including snow, sleet, hail, ice and freezing rain.
 - (2) "Snow emergency" means highway conditions that are hazardous and dangerous to vehicular and pedestrian traffic and so declared by the Mayor.
 - (3) "Snow emergency routes" means all streets in the Village so designated and marked.
 - (4) "Chains" means full chains, strap chains or other types of chains mounted on both rear wheels of a motorized vehicle.
 - (5) "Snow tires" means tires having treads designed for use in snow, which tires must be in such condition as to serve the purpose for which they are designed.
 - (6) "Vehicles" means all self-propelled motorized vehicles using Village streets and highways, excluding public transportation conveyances.
- (b) All streets designated as snow emergency routes shall be posted with suitable signs or markers at intervals not exceeding 300 feet. The signs in the downtown Business District will bear the words "Snow Emergency Route", parking permitted if less than three (3) inches of snow.
- (c) When, in the opinion of the Mayor, the actual or expected precipitation of snow will create hazardous or dangerous highway conditions for vehicular and pedestrian traffic, he shall have authority to declare a snow emergency.
- (1) The Mayor shall immediately inform the public of the snow emergency by issuing a press release to the local radio, television and news services.
 - (2) The snow emergency shall continue in force and effect until the Mayor declares it to be over in the same manner as provided for in this section.
- (d) One (1) hour after a snow emergency has been declared, and during its existence:
- (1) No vehicle shall be parked on a snow emergency route unless the snow emergency route signs permit parking.
 - (2) Any person who drives a vehicle without chains or snow tires upon any street designated as a snow emergency route and such vehicle becomes stalled or incapable of moving under its own power and anyone who leaves such vehicle unattended shall be in violation of this chapter and shall be subject to the penalty set forth in subsection (f) hereof.
 - (3) Any vehicle parked, stalled, incapable of moving under its own power or left unattended upon any street designated as a snow emergency route may be removed or towed away to any location by the Division of Police or any person authorized by the Mayor.
 - (4) The Mayor may declare any snow emergency route or any part of a snow emergency route to be free from restrictions herein imposed when, in his opinion, the weather or street conditions warrant such an exclusion. The Mayor shall give notice of this determination in the manner provided for in subsection (c) hereof.
- (Ord. 3-1982. Passed 3-1-82.)

- (e) Designated snow emergency routes are as follows:
- (1) Route 35, Washington Street east and west to the corporation limit;
 - (2) Xenia Street east and west from Homestead to Maple Streets;
 - (3) Route 72, Limestone Street north and south to the corporation limit;
 - (4) Municipal parking lot and all access routes thereto located on the north side of West Washington Street in the downtown business section, Jamestown, Ohio. (Ord. 9-1984. Passed 12-3-84.)

(f) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

351.11 PARKING IN ALLEYS AND NARROW STREETS; EXCEPTIONS.

(a) No person shall stop, stand or park any vehicle upon a street, other than an alley, in such a manner or under such conditions as to leave available less than ten feet of the width of the roadway for free movement of vehicular traffic, except that a driver may stop temporarily during the actual loading or unloading of passengers or when directed to by a police officer or traffic control signal.

Except as otherwise provided by law, no person shall stop, stand or park a vehicle within an alley except while actually loading and unloading, and then only for a period not to exceed thirty minutes.

(b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

351.12 PROHIBITION AGAINST PARKING ON STREETS OR HIGHWAYS.

(a) Upon any street or highway outside a business or residence district, no person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the paved or main traveled part of the street or highway if it is practicable to stop, park or so leave such vehicle off the paved or main traveled part of such street or highway. In every event, a clear and unobstructed portion of the street or highway opposite such standing vehicle shall be left for the free passage of other vehicles, and a clear view of such stopped vehicle shall be available from a distance of 200 feet in each direction upon such street or highway.

This section does not apply to the driver of any vehicle which is disabled while on the paved or improved or main traveled portion of a street or highway in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the disabled vehicle in such position.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.66)

Village of Jamestown
Ordinance # 2-2019

**AN ORDINANCE ESTABLISHING PARKING RESTRICTIONS
IN THE GREENWOOD ESTATES SUBDIVISION**

WHEREAS, the Village of Jamestown Council has determined that difficulty with ingress and egress for emergency vehicles and snow removal equipment has developed in the Greenwood Estates Subdivision due to the narrowness of the streets and the number of parked vehicles and;

WHEREAS, the Village has determined that parking restrictions need to be established in the Greenwood Subdivision to protect the health, safety and welfare of the residents, and the travelling public.

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE OF JAMESTOWN THAT:

1. No person or entity shall be stopped, parked or come to rest in an area marked "no parking" or otherwise restricted for parking in the Greenwood Estates Subdivision.
2. The Village Council shall purchase and erect "No Parking" signs on Blue Spruce Court, Yellow Birch Court Brown Bark Court Drive and the west side of Greentree Drive according to the Ohio Uniform Traffic Control Device Manual.
3. Each violation of this ordinance shall cause the owner of the vehicle or the driver as the case may be to be issued a Village Uniform Parking ticket. A violation shall constitute a minor misdemeanor. The fine issued shall be in accordance with the Ohio Revised Code as enforced by the Jamestown Police Department and assessed by the Xenia Municipal Court.
4. Any vehicle left standing in violation of this ordinance for a period of twenty four hours may be towed by the Village of Jamestown Police Department at the owner's expense.

This ordinance shall take effect as permitted by law.

Passed this 16th day of December, 2019.

Monke Hain
Fiscal Officer

16-076

ORDINANCE NO. 2016- 2

**AN ORDINANCE TO REGULATE HANDICAP PERMIT PARKING
WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF
JAMESTOWN, OHIO.**

WHEREAS, the Council has determined that there is a current need for increased number of handicap parking spots and have selected to add additional Handicap Permit parking directly in front of a 12 N Limestone St, Jamestown, Ohio;

WHEREAS, the Council has met with the Solicitor regarding the same, and the Council has determined that an Ordinance be prepared and adopted to regulate the all Handicap Permit parking within the Village; and

WHEREAS, the Council has reviewed the Ordinance as prepared by the Solicitor and has determined that it is necessary to adopt the same to give adequate parking for Handicap parties within the Village; and

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE
OF JAMESTOWN, STATE OF OHIO:**

SECTION 1. That from the effective date of this Ordinance the following regulations relative to the exterior maintenance of structures shall be adopted and shall read as follows:

An additional Handicap Permit Parking Spot shall be placed in direct front of 12 N Limestone. Such parking spot is to be regulated as all other Handicap spots in the Village. No person who is not handicapped or operating a motor vehicle to transport a handicapped person shall stop, stand or park any motor vehicle in parking spaces marked for handicapped use only. The handicapped spaces are marked by a handicapped sign in front of the parking space and painted with blue parking lines. The handicapped parking spaces in the Village are as follows:

1. The newly added parking space is Permitted at 12 N Limestone.
2. Village of Jamestown- 84 Seaman Dr.
3. Jamestown Public Library- 84 Seaman Dr.
4. Dr. Patel's Office- 15 E. Washington St.

SECTION 2. That this Council hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including section 121.22 of the Ohio Revised Code.

SECTION 3. This Ordinance shall be effective at the earliest date permitted by law.

MAYOR

ATTEST:

8/1/16

Marsha Hains

VILLAGE FISCAL OFFICER

1st Reading:

2nd Reading:

Adopted:

8/1/16

**Village of Jamestown
Ordinance #1-2014**

**AN ORDINANCE ESTABLISHING PARKING RESTRICTIONS
IN THE HIDDENCREEK SUBDIVISION**

WHEREAS, the Village of Jamestown Council has determined that traffic congestion has developed in the Hiddencreek Subdivision due to the narrowness of the streets and the number of parked vehicles and;

WHEREAS, the Village has determined that parking restrictions need to be established in the Hiddencreek Subdivision to protect the health, safety and welfare of the residents, and the travelling public.

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE OF JAMESTOWN THAT:

1. No person or entity shall be stopped, parked or come to rest in an area marked "no parking" or otherwise restricted for parking in the Hiddencreek Subdivision.
2. The Village Council shall purchase and erect "No Parking" signs on Brookside Drive and Creekside Drive according to the Ohio Uniform Traffic control Device Manual.
3. Each violation of this ordinance shall cause the owner of the vehicle or the driver as the case may be to be issued a Village Uniform Parking ticket. A violation shall constitute a minor misdemeanor. The fine issued shall be in accordance with the Ohio Revised Code as enforced by the Jamestown Police Department and assessed by the Xenia Municipal Court.
4. Any vehicle left standing in violation of this ordinance for a period of twenty four hours may be towed by the Village of Jamestown Police Department at the owner's expense.

This ordinance shall take effect as permitted by law.

Passed this 3rd day of February, 2014.

Manheppkins

Clerk

Village of Jamestown
Ordinance No 2-2010

**AN ORDINANCE ESTABLISHING PARKING RESTRICTIONS
IN THE GREENWOOD ESTATES SUBDIVISION**

WHEREAS, the Village of Jamestown Council has determined that traffic congestion has developed in the Greenwood Estates subdivision due to the narrowness of the streets and the number of parked vehicles and;

WHEREAS, the Village has determined that parking restrictions need to be established in the Greenwood Estates Subdivision to protect the health, safety and welfare of the residents, and the travelling public.

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE OF JAMESTOWN THAT:

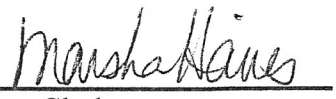
1. No person or entity shall be stopped, parked or come to rest in an area marked "no parking" or otherwise restricted for parking in the Greenwood Estates in the areas delineated in the color yellow on the Greenwood Estates plat attached hereto and incorporate herein as exhibit "A".
2. The Village Council shall purchase and erect "No Parking" signs on Oakdale Drive, Glenwood Drive, Ash Court, Birch Court, and Glenwood Blvd designated in yellow in exhibit "A" according to the Ohio Uniform Traffic control Device Manual.
3. Each violation of this ordinance shall cause the owner of the vehicle or the driver as the case may be to be issued a Village Uniform Parking ticket. A violation shall constitute a minor misdemeanor. The fine issued shall be in accordance with the Ohio Revised Code as enforced by the Jamestown Police Department and assessed by the Xenia Municipal Court.
4. Any vehicle left standing in violation of this ordinance for a period of twenty four hours may be towed by the Village of Jamestown Police Department at the owner's expense.

This ordinance shall take effect as permitted by law.

Passed this 1st day of November, 2010.

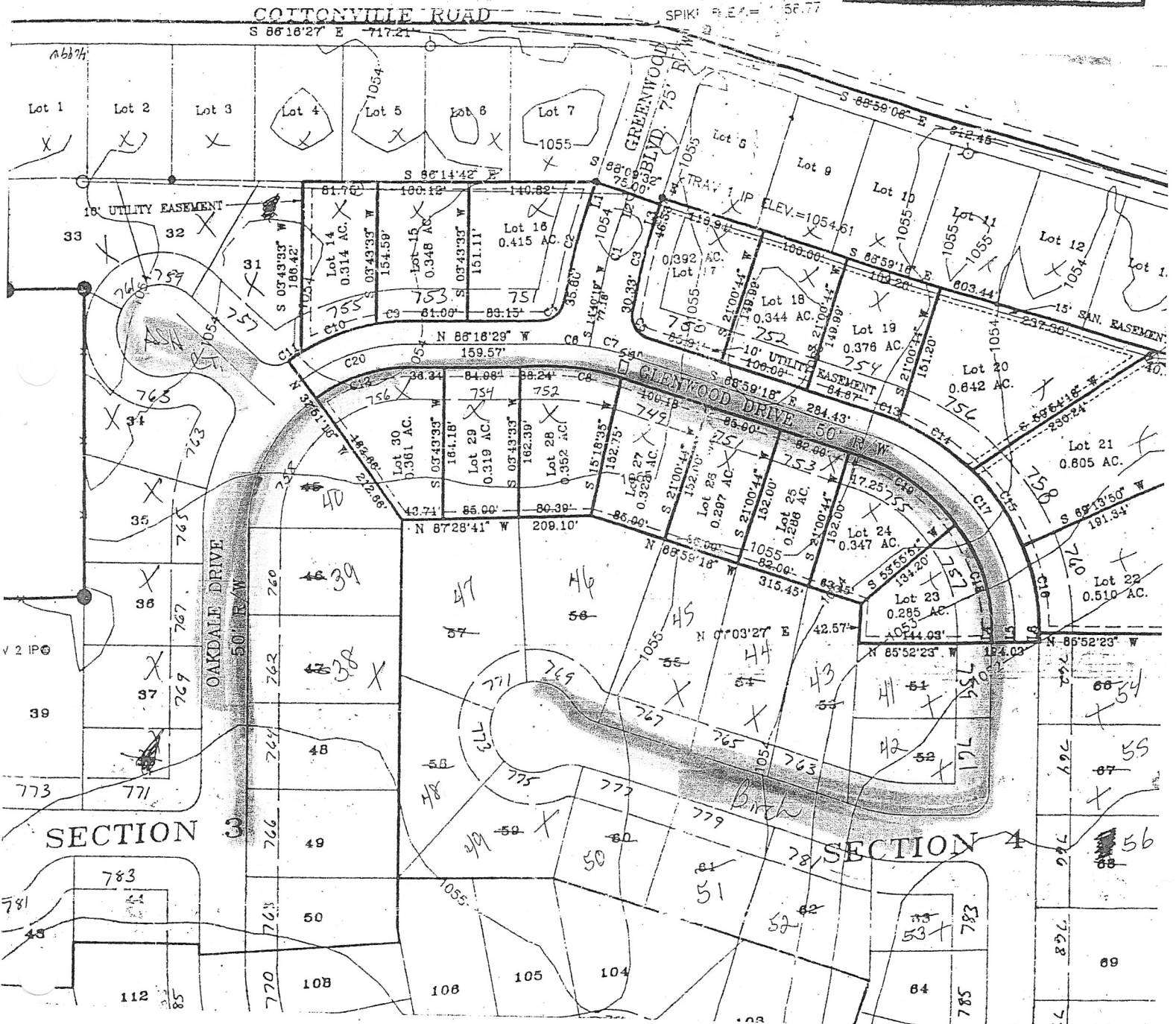
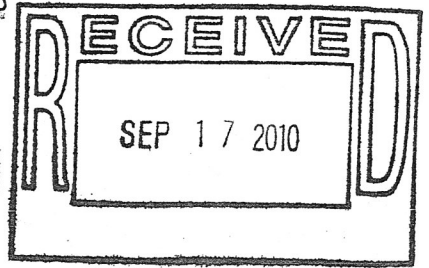


Mayor



Clerk

Greenwood Estates



VILLAGE OF JAMESTOWN, OHIO
ORDINANCE 6-09

AN ORDINANCE AMENDING SCHEDULE VI OF ARTICLE 3 OF THE CODIFIED ORDINANCE OF JAMESTOWN, OHIO, ENTITLED "NO PARKING ZONES."

WHEREAS, the Village of Jamestown has determined that it is in the best interests of homeowners and property owners in the Hunters Pointe Subdivision for the entire length of both sides of Hunters Pointe Drive, Sunhollow Place, Ivy Place, and Oakdale Drive be designated as No Parking Zones; and

WHEREAS, the Village of Jamestown has also determined that it is in the best interests of homeowners and property owners on North Church Street for a certain section to be designated as a No Parking Zone;

NOW THEREFORE, the Village of Jamestown ordains:

Section 1: The list of streets contained in Schedule VI of Article 3 of the Codified Ordinance of Jamestown is hereby amended to include the following to the already existing list:

<u>Street</u>	<u>Side(s)</u>	<u>Location</u>	<u>Ord. No.</u>	<u>Date Passed</u>
Hunters Pointe Dr.	Both	Entire Length	09-_____	TBD
Sunhollow Place	Both	Entire Length	09-_____	TBD
Ivy Place	Both	Entire Length	09-_____	TBD
Oakdale Drive (Hunters Pointe Subdivision Only)	Both	Entire Length	09-_____	TBD
North Church	East	20' Spanning From the Driveway Northward In Front of 3 North Church Street	09-_____	TBD

Section 2: This ordinance shall take effect and be in force from and after the earliest date allowed by law.

Passed: 3/31/09

Effective: 4/16/09

Maisha Haines
CLERK-Treas

Village of Jamestown

Mark Ferrell
by Mark Ferrell, Mayor

CERTIFICATE

I, Marsha Haines, Clerk of the Village of Jamestown, Ohio do hereby ratify that the foregoing ordinance was duly posted in the manner provided by RC731.25, there being no newspapers printed in this village. Said Ordinance was posted in five of the most public places in said village, to be as follows: Jordans SuperValu, Jamestown Municipal Building, Jamestown Library, Greeneview Schools Board Office, and D & B Hardware for a period of not less than fifteen (15) days prior to this taking effect thereof, to wit, from 1st day of April, 2009 to the 16th day of April, 2009

Marsha Haines
Marsha Haines

VILLAGE OF JAMESTOWN, OHIO
ORDINANCE 09- 7-09

AN ORDINANCE AMENDING SCHEDULE V OF ARTICLE 3 OF THE CODIFIED ORDINANCE OF JAMESTOWN, OHIO, ENTITLED "UNLOADING ZONES."

WHEREAS, the Village of Jamestown has determined that for reasons of public safety, it is in the best interests of property owners, pedestrians, and citizens of the Village to alter the current ordinance regarding unloading zones; and

WHEREAS, the Village of Jamestown has need to eliminate the unloading zone located on the west side of South Limestone Street; and

WHEREAS, the Village of Jamestown has need to eliminate the unloading zone located on the north side of East Washington Street and convert it to a handicapped parking location;

NOW THEREFORE, the Village of Jamestown hereby ordains:

Section 1: The list of streets contained in Schedule V of Article 3 of the Codified Ordinance of Jamestown is hereby amended to read as follows:

<u>Unloading Zone</u>	<u>Side(s)</u>	<u>Location</u>	<u>Ord. No.</u>	<u>Date Passed</u>
None				

Section 2: The former unloading zone located on the north side of East Washington Street is hereby designated as a Handicapped Parking Zone and shall be marked and enforced accordingly.

Section 3: This ordinance shall take effect and be in force from and after the earliest date allowed by law.

Passed: 3/31/09

Effective:

Maisha Hains
Ck-Treas

Village of Jamestown


by: Mark Ferrell, Mayor

CERTIFICATE

I, Marsha Haines, Clerk of the Village of Jamestown, Ohio do hereby ratify that the foregoing ordinance was duly posted in the manner provided by RC731.25, there being no newspapers printed in this village. Said Ordinance was posted in five of the most public places in said village, to be as follows: Jordans SuperValu, Jamestown Municipal Building, Jamestown Library, Greeneview Schools Board Office, and D & B Hardware for a period of not less than fifteen (15) days prior to this taking effect thereof, to wit, from 1st day of April, 2009 to the 16th day of April, 2009

Marsha Haines
Marsha Haines

ORDINANCE NO. 1-2004

AN ORDINANCE AMENDING CHAPTER 78 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF JAMESTOWN, MODIFYING RESTRICTED PARKING WITHIN THE VILLAGE:

WHEREAS, it is deemed to be in the best interests and safety of the citizens of the Village to add a certain class of vehicle and extend the area of Schedule II: RESTRICTED PARKING.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF JAMESTOWN, STATE OF OHIO:

That Schedule II of Chapter 78 of the codified ordinances is hereby amended to include North Limestone Street on its restricted parking list for semi-tractors and/or trailers and heavy equipment as defined in RC Chapter 4501

This ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed 7/19, 2004

Attest:



Marsha Haines, C/T

Approved:



Donald Kolesar, Mayor

Village of Jamestown
Ordinance No 2-2010

**AN ORDINANCE ESTABLISHING PARKING RESTRICTIONS
IN THE GREENWOOD ESTATES SUBDIVISION**

WHEREAS, the Village of Jamestown Council has determined that traffic congestion has developed in the Greenwood Estates subdivision due to the narrowness of the streets and the number of parked vehicles and;

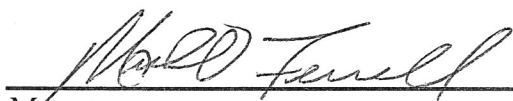
WHEREAS, the Village has determined that parking restrictions need to be established in the Greenwood Estates Subdivision to protect the health, safety and welfare of the residents, and the travelling public.

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE OF JAMESTOWN THAT:

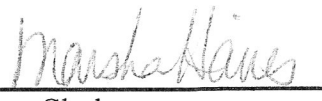
1. No person or entity shall be stopped, parked or come to rest in an area marked "no parking" or otherwise restricted for parking in the Greenwood Estates in the areas delineated in the color yellow on the Greenwood Estates plat attached hereto and incorporate herein as exhibit "A".
2. The Village Council shall purchase and erect "No Parking" signs on Oakdale Drive, Glenwood Drive, Ash Court, Birch Court, and Glenwood Blvd designated in yellow in exhibit "A" according to the Ohio Uniform Traffic control Device Manual.
3. Each violation of this ordinance shall cause the owner of the vehicle or the driver as the case may be to be issued a Village Uniform Parking ticket. A violation shall constitute a minor misdemeanor. The fine issued shall be in accordance with the Ohio Revised Code as enforced by the Jamestown Police Department and assessed by the Xenia Municipal Court.
4. Any vehicle left standing in violation of this ordinance for a period of twenty four hours may be towed by the Village of Jamestown Police Department at the owner's expense.

This ordinance shall take effect as permitted by law.

Passed this 1st day of November, 2010.

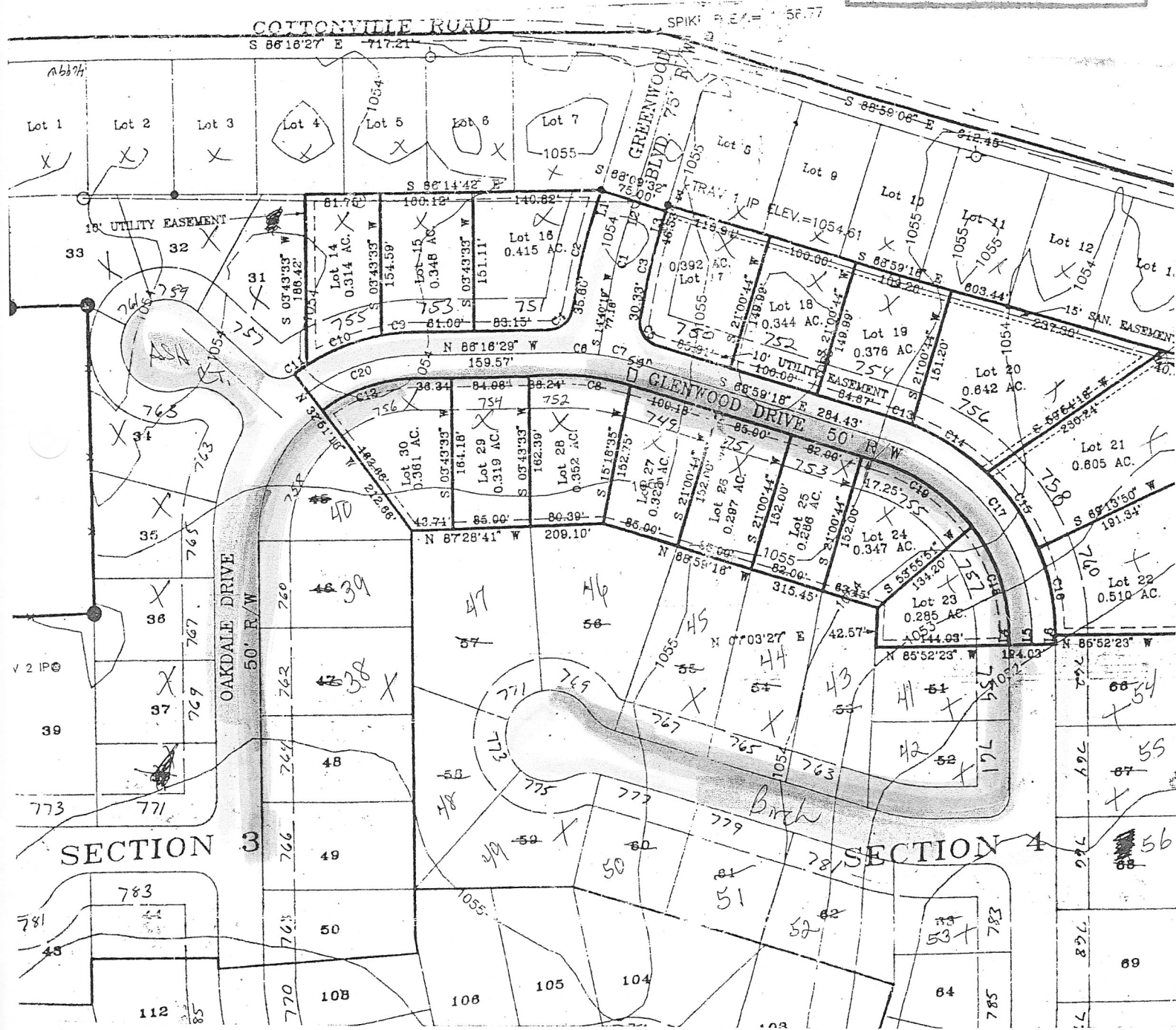
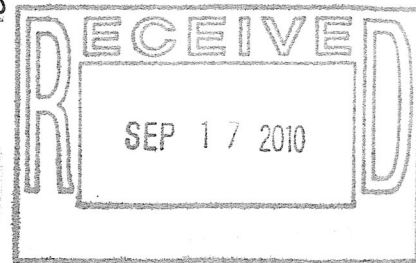


Mayor



Clerk

Greenwood Estates



CERTIFICATE

I, Marsha Haines, Clerk of the Village of Jamestown, Ohio do hereby ratify that the foregoing ordinance was duly posted in the manner provided by RC731.25, there being no newspapers printed in this village. Said Ordinance was posted in five of the most public places in said village, to be as follows: Jordans SuperValu, Jamestown Municipal Building, Jamestown Library, Greeneview Schools Board Office, and D & B Hardware for a period of not less than fifteen (15) days prior to this taking effect thereof, to wit, from 2nd day of November, 2010 to the 16th day of November, 2010

Marsha Haines
Marsha Haines

351.13 PARKING ON POSTED PRIVATE PROPERTY.

(a) If an owner of private property posts on the property in a conspicuous manner, prohibition against parking on the property or conditions and regulations under which parking is permitted, no person shall do either of the following:

- (1) Park a vehicle on the property without the owner's consent;
- (2) Park a vehicle on the property in violation of any condition or regulation posted by the owner.

(b) Whoever violates this section is guilty of a minor misdemeanor.
(ORC 4511.681)

351.14 TRUCK PARKING PROHIBITED WITHIN DOWNTOWN BUSINESS DISTRICT.

(a) Parking or maintaining of trucks with a gross weight rating in excess of fifteen thousand (15,000) pounds is hereby prohibited, except for deliveries, in the Downtown Business District within the Village, and being those areas lying on the east and west sides of Limestone Street, beginning at Buckles Avenue to the south, and continuing through Xenia Street to the north, and on the north and south side of Washington Street, beginning at Buckles Avenue on the west and continuing through to Church Street on the east.

(b) Violation of this parking restriction shall carry with it a fine and penalty of one hundred dollars (\$100.00), with the provision that any fine enacted under this section shall be reduced to a fine of seventy-five dollars (\$75.00) if paid within five (5) business days from the date of the issuance of the citation, with the date of the issuance of the citation not being counted as one of the five (5) business days.
(Ord. 3-1996. Passed 7-15-96.)

351.15 STORING MOTOR VEHICLES.

(a) No person shall store or permit to be stored for a period of more than 15 days any motor vehicle which is inoperable or any part or parts thereof, on any lot or land other than that of a duly licensed junk dealer or licensed automobile dealer unless it is in an completely enclosed building or garage.

(b) The Village Police are authorized to serve notice on property owners or persons in possession of any such lot or land upon which an inoperable motor vehicle, or any part or parts thereof, is situated. Such notice shall advise the owner or person in possession that he is to terminate such activity at once. The period of 15 days shall commence to run the day following the service of such notice.

(c) Any person who is the owner or is in possession or charge of such lot or land, or both the owner and the person in charge or possession of the lot on which such inoperable motor vehicle or part or parts thereof are stored in violation of this section and who shall fail to remove it after notice as aforesaid, shall be fined as provided in subsection (d) hereof. Each additional day's continuance of the violation after the expiration of the 15-day notice shall be considered a separate and distinct offense.
(1994 Code 93.53)

(d) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

**351.16 OUTDOOR STORAGE OR POSSESSION OF UNLICENSED
OR UNREGISTERED MOTOR VEHICLE.**

(a) The outdoor storage, maintenance, use or possession of any unregistered or unlicensed motor vehicle within the limits of the Village is prohibited.

(b) No vehicle shall be permitted to be maintained, stored, used or possessed out of doors within the Village without adequately displaying the license for the vehicle as provided by law.

(c) Any person who violates any provision of this section shall immediately be cited into the court of the Village and shall be considered in immediate violation of this section without notice. (1994 Code 93.54)

(d) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

TITLE NINE - Pedestrians, Bicycles and Motorcycles

Chap. 371. Pedestrians.

Chap. 373. Bicycles and Motorcycles.

Chap. 375. Snowmobiles, Off-Highway Motorcycles, and
All Purpose Vehicles.

Chap. 377. Skateboards.

CHAPTER 371 Pedestrians

- | | | | |
|---------------|---|---------------|--|
| 371.01 | Right of way in crosswalk. | 371.07 | Right of way on sidewalk. |
| 371.02 | Right of way of blind person. | 371.08 | Yielding to public safety vehicle. |
| 371.03 | Crossing roadway outside crosswalk; diagonal crossings at intersections. | 371.09 | Walking on highway while under the influence. |
| 371.04 | Moving upon right half of crosswalk. | 371.10 | On bridges or railroad crossings. |
| 371.05 | Walking along highways. | 371.11 | Persons operating motorized wheelchairs. |
| 371.06 | Use of highway for soliciting; riding on outside of vehicles. | 371.12 | Electric personal assistive mobility devices. |

CROSS REFERENCES

See sectional histories for similar State law

Pedestrian defined - see TRAF. 301.22

Pedestrian prohibited on freeways - see TRAF. 303.06

Obedience to traffic control devices - see TRAF.

313.01, 313.03

Pedestrian control signals - see TRAF. 313.05

371.01 RIGHT OF WAY IN CROSSWALK.

(a) When traffic control signals are not in place, not in operation or are not clearly assigning the right of way, the driver of a vehicle shall yield the right of way, slowing down or stopping if need be to so yield or if required by Section 313.09, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger.

(b) No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close as to constitute an immediate hazard.

(c) Subsection (a) hereof does not apply under the conditions stated in Section 371.03(b).

(d) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass the stopped vehicle.

(e) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.46)

371.02 RIGHT OF WAY OF BLIND PERSON.

(a) As used in this section "blind person" or "blind pedestrian" means a person having not more than 20/200 visual acuity in the better eye with correcting lenses or visual acuity greater than 20/200 but with a limitation in the fields of vision such that the widest diameter of the visual field subtends an angle no greater than twenty degrees.

The driver of every vehicle shall yield the right of way to every blind pedestrian guided by a guide dog, or carrying a cane which is predominately white or metallic in color, with or without a red tip.

(b) No person, other than a blind person, while on any public highway, street, alley or other public thoroughfare shall carry a white metallic cane, with or without a red tip.

(c) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.47)

371.03 CROSSING ROADWAY OUTSIDE CROSSWALK; DIAGONAL CROSSINGS AT INTERSECTIONS.

(a) Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right of way to all vehicles upon the roadway.

(b) Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right of way to all traffic upon the roadway.

(c) Between adjacent intersections at which traffic control signals are in operation, pedestrians shall not cross at any place except in a marked crosswalk.

(d) No pedestrian shall cross a roadway intersection diagonally unless authorized by official traffic control devices; and, when authorized to cross diagonally, pedestrians shall cross only in accordance with the official traffic control devices pertaining to such crossing movements.

(e) This section does not relieve the operator of a vehicle from exercising due care to avoid colliding with any pedestrian upon any roadway.

(f) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.48)

371.04 MOVING UPON RIGHT HALF OF CROSSWALK.

(a) Pedestrians shall move, whenever practicable, upon the right half of crosswalks.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.49)

371.05 WALKING ALONG HIGHWAYS.

(a) Where a sidewalk is provided and its use is practicable, no pedestrian shall walk along and upon an adjacent roadway.

(b) Where a sidewalk is not available, any pedestrian walking along and upon a highway shall walk only on a shoulder, as far as practicable from the edge of the roadway.

(c) Where neither a sidewalk nor a shoulder is available, any pedestrian walking along and upon a highway shall walk as near as practicable to an outside edge of the roadway, and, if on a two-way roadway, shall walk only on the left side of the roadway.

(d) Except as otherwise provided in Section 313.03 and 371.01, any pedestrian upon a roadway shall yield the right of way to all vehicles upon the roadway.

(e) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.50)

371.06 USE OF HIGHWAY FOR SOLICITING; RIDING ON OUTSIDE OF VEHICLES.

(a) No person while on a roadway outside a safety zone shall solicit a ride from the driver of any vehicle.

- (b) (1) Except as provided in subsection (b)(2) hereof, no person shall stand on a highway for the purpose of soliciting employment, business or contributions from the occupant of any vehicle.
- (2) Council, by ordinance, may authorize the issuance of a permit to a charitable organization to allow a person acting on behalf of the organization to solicit charitable contributions from the occupant of a vehicle by standing on a highway, other than a freeway, as provided in Ohio R.C. 4511.051(A), that is under the jurisdiction of the Municipality. The permit shall be valid for only one period or time, which shall be specified in the permit, in any calendar year. Council also may specify the locations where contributions may be solicited and may impose any other restrictions on or requirements regarding the manner in which the solicitations are to be conducted that Council considers advisable.
- (3) As used herein, "charitable organization" means an organization that has received from the Internal Revenue Service a currently valid ruling or determination letter recognizing the tax-exempt status of the organization pursuant to Section 501(c)(3) of the "Internal Revenue Code."

(c) No person shall hang onto, or ride on the outside of any motor vehicle while it is moving upon a roadway, except mechanics or test engineers making repairs or adjustments, or workers performing specialized highway or street maintenance or construction under authority of a public agency.

(d) No operator shall knowingly permit any person to hang onto, or ride on the outside of, any motor vehicle while it is moving upon a roadway, except mechanics or test engineers making repairs or adjustments, or workers performing specialized highway or street maintenance or construction under authority of a public agency.

(e) No driver of a truck, trailer or semitrailer shall knowingly permit any person who has not attained the age of sixteen years to ride in the unenclosed or unroofed cargo storage area of the driver's vehicle if the vehicle is traveling faster than twenty-five miles per hour, unless either of the following applies:

- (1) The cargo storage area of the vehicle is equipped with a properly secured seat to which is attached a seat safety belt that is in compliance with federal standards for an occupant restraining device as defined in Ohio R.C. 4513.263(A)(2), the seat and seat safety belt were installed at the time the vehicle was originally assembled and the person riding in the cargo storage area is in the seat and is wearing the seat safety belt;
- (2) An emergency exists that threatens the life of the driver or the person being transported in the cargo storage area of the truck, trailer or semitrailer.

(f) No driver of a truck, trailer or semitrailer shall permit any person, except for those workers performing specialized highway or street maintenance or construction under authority of a public agency to ride in the cargo storage area or on a tailgate of the driver's vehicle while the tailgate is unlatched.

- (g) (1) Except as otherwise provided in this subsection, whoever violates any provision of subsections (a) to (d) of this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates any provision of subsections (a) to (d) of this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates any provision of subsections (a) to (d) of this section is guilty of a misdemeanor of the third degree.
- (2) Whoever violates subsection (e) or (f) of this section is guilty of a minor misdemeanor. (ORC 4511.51)

371.07 RIGHT OF WAY ON SIDEWALK.

- (a) The driver of a vehicle shall yield the right of way to any pedestrian on a sidewalk.
- (b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.441)

371.08 YIELDING TO PUBLIC SAFETY VEHICLE.

- (a) Upon the immediate approach of a public safety vehicle as stated in Section 331.21, every pedestrian shall yield the right of way to the public safety vehicle.
- (b) This section shall not relieve the driver of a public safety vehicle from the duty to exercise due care to avoid colliding with any pedestrian.
- (c) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.452)

371.09 WALKING ON HIGHWAY WHILE UNDER THE INFLUENCE.

- (a) A pedestrian who is under the influence of alcohol, any drug of abuse, or any combination of them, to a degree that renders the pedestrian a hazard shall not walk or be upon a highway.
- (b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.481)

371.10 ON BRIDGES OR RAILROAD CROSSINGS.

(a) No pedestrian shall enter or remain upon any bridge or approach thereto beyond the bridge signal, gate or barrier after a bridge operation signal indication has been given.

(b) No pedestrian shall pass through, around, over or under any crossing gate or barrier at a railroad grade crossing or bridge while the gate or barrier is closed or is being opened or closed.

(c) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.511)

371.11 PERSONS OPERATING MOTORIZED WHEELCHAIRS.

(a) Every person operating a motorized wheelchair shall have all of the rights and duties applicable to a pedestrian that are contained in this Traffic Code, except those provisions which by their nature can have no application. (ORC 4511.491)

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.99)

371.12 ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES.

- (a) (1) Electric personal assistive mobility devices may be operated on the public streets, highways, sidewalks, and paths and portions of roadways set aside for the exclusive use of bicycles in accordance with this section.
- (2) Except as otherwise provided in this section, those sections of this Traffic Code that by their nature are applicable to an electric personal assistive mobility device apply to the device and the person operating it whenever it is operated upon any public street, highway, sidewalk, or path or upon any portion of a roadway set aside for the exclusive use of bicycles.

(b) No operator of an electric personal assistive mobility device shall do any of the following:

- (1) Fail to yield the right-of-way to all pedestrians and human-powered vehicles at all times;
- (2) Fail to give an audible signal before overtaking and passing a pedestrian;
- (3) Operate the device at night unless the device or its operator is equipped with or wearing both of the following:
- A. A lamp pointing to the front that emits a white light visible from a distance of not less than five hundred feet;

B. A red reflector facing the rear that is visible from all distances from one hundred feet to six hundred feet when directly in front of lawful lower beams of head lamps on a motor vehicle.

- (4) Operate the device on any portion of a street or highway that has an established speed limit of fifty-five miles per hour or more;
- (5) Operate the device upon any path set aside for the exclusive use of pedestrians or other specialized use when an appropriate sign giving notice of the specialized use is posted on the path;
- (6) If under eighteen years of age, operate the device unless wearing a protective helmet on the person's head with the chin strap properly fastened;
- (7) If under sixteen years of age, operate the device unless, during the operation, the person is under the direct visual and audible supervision of another person who is eighteen years of age or older and is responsible for the immediate care of the person under sixteen years of age.

(c) No person who is under fourteen years of age shall operate an electric personal assistive mobility device.

(d) No person shall distribute or sell an electric personal assistive mobility device unless the device is accompanied by a written statement that is substantially equivalent to the following: "WARNING: TO REDUCE THE RISK OF SERIOUS INJURY, USE ONLY WHILE WEARING FULL PROTECTIVE EQUIPMENT - HELMET, WRIST GUARDS, ELBOW PADS, AND KNEE PADS". (ORC 4511.512)

(e) "Electric personal assistive mobility device" means a self-balancing two non-tandem wheeled device that is designed to transport only one person, has an electric propulsion system of an average of seven hundred fifty watts, and when ridden on a paved level surface by an operator who weighs one hundred seventy pounds has a maximum speed of less than twenty miles per hour. (ORC 4501.01)

(f) Whoever violates subsection (b) or (c) hereof is guilty of a minor misdemeanor and shall be punished as follows:

- (1) The offender shall be fined ten dollars (\$10.00).
- (2) If the offender previously has been convicted of or pleaded guilty to a violation of division (B) or (C) of Ohio R.C. 4511.512 or a substantially similar municipal ordinance, the court, in addition to imposing the fine required under subsection (f)(1) hereof, shall do one of the following:
 - A. Order the impoundment for not less than one day but not more than thirty days of the electric personal assistive mobility device that was involved in the current violation of that section. The court shall order the device to be impounded at a safe indoor location designated by the court and may assess storage fees of not more than five dollars (\$5.00) per day, provided the total storage, processing, and release fees assessed against the offender or the device in connection with the device's impoundment or subsequent release shall not exceed fifty dollars (\$50.00).

- B. If the court does not issue an impoundment order pursuant to subsection (f)(2)A. hereof, issue an order prohibiting the offender from operating any electric personal assistive mobility device on the public streets, highways, sidewalks, and paths and portions of roadways set aside for the exclusive use of bicycles for not less than one day but not more than thirty days.

(g) Whoever violates subsection (d) hereof is guilty of a minor misdemeanor.
(ORC 4511.512)

CHAPTER 373 Bicycles and Motorcycles

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| <p>373.01 Code application to bicycles.</p> <p>373.02 Riding upon seats; handle bars; helmets and glasses.</p> <p>373.03 Attaching bicycle or sled to vehicle.</p> <p>373.04 Riding bicycles and motorcycles abreast.</p> <p>373.05 Signal device on bicycle.</p> <p>373.06 Lights and reflector on bicycle; brakes.</p> | <p>373.07 Riding bicycle on right side of roadway; obedience to traffic rules; passing.</p> <p>373.08 Reckless operation; control, course and speed.</p> <p>373.09 Parking of bicycle.</p> <p>373.10 Motorized bicycle operation, equipment and license.</p> <p>373.11 Paths exclusively for bicycles.</p> <p>373.12 Bike paths; trails.</p> |
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CROSS REFERENCES

See sectional histories for similar State law
 Motorcycle protective equipment - see OAC Ch. 4501-17
 Motorized bicycle equipment - see OAC Ch. 4501-23
 Bicycle defined - see TRAF. 301.04
 Motorcycle defined - see TRAF. 301.19
 Bicycles prohibited on freeways - see TRAF. 303.06
 Hand and arm signals - see TRAF. 331.15
 Motorcycle operator's license required - see TRAF. 335.01(a)
 Motorcycle headlight - see TRAF. 337.03
 Motorcycle brakes - see TRAF. 337.18(b)

373.01 CODE APPLICATION TO BICYCLES.

The provisions of this Traffic Code which are applicable to bicycles apply whenever a bicycle is operated upon any street or upon any path set aside for the exclusive use of bicycles. (ORC 4511.52)

The provisions of this Traffic Code shall apply to bicycles except those which by their nature are not applicable.

373.02 RIDING UPON SEATS; HANDLE BARS; HELMETS AND GLASSES.

(a) For purposes of this section "snowmobile" has the same meaning as given that term in Ohio R.C 4519.01.

(b) A person operating a bicycle or motorcycle shall not ride other than upon the permanent and regular seat attached thereto, nor carry any other person upon such bicycle or motorcycle other than upon a firmly attached and regular seat thereon, nor shall any person ride upon a bicycle or motorcycle other than upon such a firmly attached and regular seat.

(c) A person shall ride upon a motorcycle only while sitting astride the seat, facing forward, with one leg on each side of the motorcycle.

(d) No person operating a bicycle shall carry any package, bundle or article that prevents the driver from keeping at least one hand upon the handle bars.

(e) No bicycle or motorcycle shall be used to carry more persons at one time than the number for which it is designed and equipped, nor shall any motorcycle be operated on a highway when the handle bars or grips are more than fifteen inches higher than the seat or saddle for the operator.

(f) No person shall operate or be a passenger on a snowmobile or motorcycle without using safety glasses or other protective eye device. No person who is under the age of eighteen years, or who holds a motorcycle operator's endorsement or license bearing "novice" designation that is currently in effect as provided in Ohio R.C. 4507.13, shall operate a motorcycle on a highway, or be a passenger on a motorcycle, unless wearing a protective helmet on the person's head, and no other person shall be a passenger on a motorcycle operated by such a person unless similarly wearing a protective helmet. The helmet, safety glasses or other protective eye device shall conform with regulations prescribed and promulgated by the Ohio Director of Public Safety. The provisions of this subsection or a violation thereof shall not be used in the trial of any civil action.

(g) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.53)

373.03 ATTACHING BICYCLE OR SLED TO VEHICLE.

(a) No person riding upon any motorcycle, bicycle, coaster, roller skates, sled or toy vehicle shall attach the same or self to any vehicle upon a roadway.

No operator shall knowingly permit any person riding upon any motorcycle, bicycle, coaster, roller skates, sled or toy vehicle to attach the same or self to any vehicle while it is moving upon a roadway. This section does not apply to the towing of a disabled vehicle.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.54)

373.04 RIDING BICYCLES AND MOTORCYCLES ABREAST.

(a) Persons riding bicycles or motorcycles upon a roadway shall ride not more than two abreast in a single lane, except on paths or parts of roadways set aside for the exclusive use of bicycles or motorcycles.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.55(B))

373.05 SIGNAL DEVICE ON BICYCLE.

(a) No person shall operate a bicycle unless it is equipped with a bell or other device capable of giving a signal audible for a distance of at least 100 feet, except that a bicycle shall not be equipped with nor shall any person use upon a bicycle any siren or whistle.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.56(B))

373.06 LIGHTS AND REFLECTOR ON BICYCLE; BRAKES.

(a) Every bicycle when in use at the times specified in Section 337.02 shall be equipped with the following:

- (1) A lamp on the front that shall emit a white light visible from a distance of at least 500 feet to the front;
- (2) A red reflector on the rear of a type approved by the Ohio Director of Public Safety that shall be visible from all distances from 100 feet to 600 feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle;
- (3) A lamp emitting a red light visible from a distance of 500 feet to the rear shall be used in addition to the red reflector;
- (4) An essentially colorless reflector on the front of a type approved by the Director;
- (5) Either with tires with retroreflective sidewalls or with an essentially colorless or amber reflector mounted on the spokes of the front wheel and an essentially colorless or red reflector mounted on the spokes of the rear wheel. Each reflector shall be visible on each side of the wheel from a distance of 600 feet when directly in front of lawful lower beams of head lamps on a motor vehicle. Retroreflective tires or reflectors shall be of a type approved by the Director.

(b) Every bicycle shall be equipped with an adequate brake when used on a street or highway.

(c) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.56(A), (C))

373.07 RIDING BICYCLE ON RIGHT SIDE OF ROADWAY; OBEDIENCE TO TRAFFIC RULES; PASSING.

(a) Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable obeying all traffic rules applicable to vehicles and exercising due care when passing a standing vehicle or one proceeding in the same direction.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree. (ORC 4511.55(A))

373.08 RECKLESS OPERATION; CONTROL, COURSE AND SPEED.

(a) No person shall operate a bicycle:

- (1) Without due regard for the safety and rights of pedestrians and drivers and occupants of all other vehicles, and so as to endanger the life, limb or property of any person while in the lawful use of the streets or sidewalks or any other public or private property;
- (2) Without exercising reasonable and ordinary control over such bicycle;
- (3) In a weaving or zigzag course unless such irregular course is necessary for safe operation in compliance with law;
- (4) Without both hands upon the handle grips except when necessary to give the required hand and arm signals, or as provided in Section 373.02(d);
- (5) At a speed greater than is reasonable and prudent under the conditions then existing.

(b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

373.09 PARKING OF BICYCLE.

(a) No person shall park a bicycle upon a sidewalk in such a manner so as to unduly interfere with pedestrian traffic or upon a roadway so as to unduly interfere with vehicular traffic.

(b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

373.10 MOTORIZED BICYCLE OPERATION, EQUIPMENT AND LICENSE.

(a) No person shall operate a motorized bicycle upon any street or highway or any public or private property used by the public for purposes of vehicular travel or parking, unless all of the following conditions are met:

- (1) The person is fourteen or fifteen years of age and holds a valid probationary motorized bicycle license issued after the person has passed the test provided for in Ohio R.C. 4511.521, or the person is sixteen years of age or older and holds either a valid commercial driver's license issued under Ohio R.C. Chapter 4506, or a driver's license issued under Ohio R.C. Chapter 4507, or a valid motorized bicycle license issued after the person has passed the test provided for in Ohio R.C. 4511.521, except that if a person is sixteen years of age, has a valid probationary motorized bicycle license and desires a motorized bicycle license, the person is not required to comply with the testing requirements provided for in Ohio R.C. 4511.521;
- (2) The motorized bicycle is equipped in accordance with rules adopted by the Ohio Director of Public Safety and is in proper working order;
- (3) The person, if under eighteen years of age, is wearing a protective helmet on the person's head with the chin strap properly fastened, and the motorized bicycle is equipped with a rear-view mirror;
- (4) The person operates the motorized bicycle when practicable within three feet of the right edge of the roadway obeying all traffic rules applicable to vehicles; and
- (5) The motorized bicycle displays on the rear of such bicycle the current license plate or validation sticker furnished by the Ohio Director of Public Safety under Ohio R.C. 4503.191.

(b) No person operating a motorized bicycle shall carry another person upon the motorized bicycle.

(c) Each probationary motorized bicycle license or motorized bicycle license shall be laminated with a transparent plastic material.

(d) Whoever violates this section is guilty of a minor misdemeanor.
(ORC 4511.521)

373.11 PATHS EXCLUSIVELY FOR BICYCLES.

(a) No person shall operate a motor vehicle, snowmobile, or all-purpose vehicle upon any path set aside for the exclusive use of bicycles, when an appropriate sign giving notice of such use is posted on the path.

Nothing in this section shall be construed to affect any rule of the Ohio Director of Natural Resources governing the operation of motor vehicles, snowmobiles, all-purpose vehicles, and bicycles on lands under the Director's jurisdiction.

(b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.
(ORC 4511.713)

373.12 BIKE PATHS; TRAILS.

(a) Use of the trail may include but is not limited to bicycles, horses, walking, hiking, jogging, wheelchairs, scooters, snow skis, skates and skateboards. Human powered vehicles shall only for used for transportation. Stunt maneuvers and operation in a manner unsafe for the operator or other trail users is prohibited. Horse use is restricted to the unpaved portion of the trail except on bridges, crossings or as otherwise posted.

(b) No person shall exceed the posted speed limit or the designated speed limit of 20 mph.

(c) No person shall fail to obey any posted signs or signals. Pedestrians have the right of way; cross traffic has the right of way at intersections.

(d) No motorized vehicles are permitted on the trail. Use of motorized wheelchairs is permitted by persons requiring such devices to be mobile. Emergency, law enforcement and maintenance vehicles are exempted from this rule.

(e) Any person passing another person traveling in the same direction along the trail shall announce their intentions before passing. No person shall pass another trail user in a manner which endangers himself or herself or other trail users.

(f) Camping or sleeping along the trail is not permitted except where so designated with a permit from the County Parks Department.

(g) Designated staging areas are provided along the trails to provide parking and facilities for trail users. Overnight parking shall be by permit only from the County Parks Department. Loitering in vehicles or in or about restrooms is prohibited.

(h) Law enforcement, emergency and maintenance vehicles have the right of way on all portions of the trail. Trail users must yield to emergency traffic. Blocking safe passage of law enforcement, emergency, and maintenance vehicles is prohibited.

(i) All vehicles using the trail shall be equipped so as to not endanger the operator or other trail users. Trail users operating vehicles after sunset and before sunrise shall have the vehicle equipped with a front headlight and rear reflector to provide safe passage for the operator and other trail users.

(j) No person shall knowingly operate an unsafe vehicle on any bikeway, transportation trail, or linear park. No person shall operate any vehicle or act in such a manner so as to endanger himself, other trail users or private property owners.

(k) Lands adjacent to bikeways, transportation trails, and linear parks are private property, except public parks and staging areas. No person shall trespass from the trail onto private property.

(l) No person shall adversely affect or interfere with an adjacent landowner's right to privacy.

(m) All trail users are subject to all applicable sections of the Ohio Revised Code, Greene County Park District law, state law, and Jamestown Village ordinances.
(Ord. 4-2000. Passed 3-20-00.)

(n) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

CHAPTER 375
Snowmobiles, Off-Highway Motorcycles and All Purpose Vehicles

375.01	Definitions.	375.05	Licensing requirements of operator.
375.02	Equipment.	375.06	Registration of vehicles.
375.03	Code application; prohibited operation.	375.07	Accident reports.
375.04	Permitted operation.	375.08	Certificate of title.

CROSS REFERENCES

See sectional histories for similar State law
 Lights, brakes and muffler - see OAC Ch. 4501.29
 Power of trial court of record to impound registration certificate for certain violations - see Ohio R.C 4519.47
 Power to regulate; municipal licensing prohibited - see Ohio R.C. 4519.48
 Street or highway defined - see TRAF. 301.42
 Required usage of helmets and safety glasses - see TRAF. 373.02(f)

375.01 DEFINITIONS.

As used in this chapter:

- (a) "Snowmobile" means any self-propelled vehicle designed primarily for use on snow or ice, and steered by skis, runners or caterpillar treads. (ORC 4519.01(A))
- (b) "All purpose vehicle" means any self-propelled vehicle designed primarily for cross-country travel on land and water, or on more than one type of terrain, and steered by wheels or caterpillar treads, or any combination thereof, including vehicles that operate on a cushion of air, vehicles commonly known as all-terrain vehicles, all season vehicles, mini-bikes and trail bikes, but excluding any self-propelled vehicle not principally used for purposes of personal transportation, any vehicle principally used in playing golf, any motor vehicle or aircraft required to be registered under Ohio R.C. Chapter 4503 or Chapter 4561, and any vehicle excepted from definition as a motor vehicle by Section 301.20 of this Traffic Code. (ORC 4519.01(B))
- (c) "Owner" means any person, firm or corporation, other than a lienholder or dealer, having title to a snowmobile, off-highway motorcycle, or all purpose vehicle, or other right to the possession thereof. (ORC 4519.01(C))

- (d) "Operator" means any person who operates or is in actual physical control of a snowmobile, off-highway motorcycle or all purpose vehicle.
- (e) "Limited access highway" or "freeway" means a highway especially designed for through traffic and over which abutting property owners have no easement or right of access by reason of the fact that their property abuts upon such highway, and access to which may be allowed only at highway intersections designated by the Ohio Director of Transportation. (ORC 5511.02)
- (f) "Interstate highway" means any part of the interstate system of highways as defined in subsection (e), 90 Stat. 431 (1976), 23 U.S.C.A. 103, and amendments thereof.
- (g) "Off-highway motorcycle" means every motorcycle, as defined in Ohio R.C. 4511.01, that is designed to be operated primarily on lands other than a street or highway. (ORC 4519.01)

375.02 EQUIPMENT.

(a) Equipment of snowmobiles, off-highway motorcycles, and all purpose vehicles shall include, but not necessarily be limited to requirements for the following items:

- (1) At least one headlight having a minimum candlepower of sufficient intensity to reveal persons and objects at a distance of at least 100 feet ahead under normal atmospheric conditions during hours of darkness;
- (2) At least one red taillight having a minimum candlepower of sufficient intensity to be plainly visible from a distance of 500 feet to the rear under normal atmospheric conditions during hours of darkness;
- (3) Adequate brakes. Every snowmobile, while traveling on packed snow, shall be capable of carrying a driver who weighs 175 pounds or more, and, while carrying such driver, be capable of stopping in not more than forty feet from an initial steady speed of twenty miles per hour, or locking its traction belt.
- (4) A muffler system capable of precluding the emission of excessive smoke or exhaust fumes, and of limiting the engine noise of vehicles. On snowmobiles manufactured after January 1, 1973, such requirement shall include sound dampening equipment such that noise does not exceed eighty-two decibels on the "A" scale at fifty feet as measured according to SAE J192 (September 1970).

(b) No person shall operate any snowmobile, off-highway motorcycle, or all purpose vehicle in violation of this section, except that equipment specified in subsections (a)(1) and (2) hereof shall not be required on snowmobiles, off-highway motorcycles, or all purpose vehicles operated during the daylight hours.

(c) Except as otherwise provided in this subsection, whoever violates subsection (b) of this section shall be fined not more than fifty dollars (\$50.00). If the offender within the preceding year previously has committed a violation of subsection (b) of this section, whoever violates subsection (b) of this section shall be fined not less than fifteen dollars (\$15.00) nor more than one hundred dollars (\$100.00), imprisoned not more than three days, or both. (ORC 4519.20)

375.03 CODE APPLICATION; PROHIBITED OPERATION.

(a) The applicable provisions of this Traffic Code shall be applied to the operation of snowmobiles, off-highway motorcycles, and all purpose vehicles; except that no snowmobile, off-highway motorcycle, or all purpose vehicle shall be operated as follows:

- (1) On any street or highway except for emergency travel only during such time and in such manner as the State or local authority having jurisdiction over such street or highway shall designate, and except as provided in Section 375.04;
- (2) Upon any property owned or leased by the Municipality except in areas designated for such purposes;
- (3) On any private property, or in any nursery or planting area, without the permission of the owner or other person having the right to possession of the property;
- (4) On any land or waters controlled by the State, except at those locations where a sign has been posted permitting such operation;
- (5) On tracks or right of way of any operating railroad;
- (6) While transporting any firearm, bow or other implement for hunting, that is not unloaded and securely encased;
- (7) For the purpose of chasing, pursuing, capturing or killing any animal or wild fowl;
- (8) During the time from sunset to sunrise, unless displaying lighted lights as required by Section 375.02.

(b) Whoever violates this section shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), imprisoned not less than three nor more than thirty days, or both. (ORC 4519.40)

375.04 PERMITTED OPERATION.

Snowmobiles, off-highway motorcycles, and all purpose vehicles may be operated as follows:

- (a) To make a crossing of a highway, other than a freeway or limited access highway, whenever the crossing can be made in safety and will not interfere with the movement of vehicular traffic approaching from any direction on the highway, and provided that the operator yields the right of way to any approaching traffic that presents an immediate hazard;
- (b) On highways in the County or Township road systems whenever the local authority having jurisdiction over such highway so permits;
- (c) Off and alongside a street or highway for limited distances from the point of unloading from a conveyance to the point at which the snowmobile, off-highway motorcycle, or all purpose vehicle is intended and authorized to be operated.
- (d) On the berm or shoulder of a highway, other than a highway as designated in Ohio R.C. 4519.40(A), when the terrain permits such operation to be undertaken safely and without the necessity of entering any traffic lane;
- (e) On the berm or shoulder of a county or township road, while traveling from one area of operation of the snowmobile, off-highway motorcycle, or all-purpose vehicle to another such area. (ORC 4519.41)

375.05 LICENSING REQUIREMENTS OF OPERATOR.

(a) No person who does not hold a valid, current motor vehicle driver's or commercial driver's license, motorcycle operator's endorsement or probationary license issued under Ohio R.C. Chapter 4506 or 4507, shall operate a snowmobile, off-highway motorcycle, or all purpose vehicle on any street or highway, on any portion of the right of way thereof, or on any public land or waters. This subsection shall not be construed to permit the holder of such a license to operate a snowmobile, off-highway motorcycle, or all purpose vehicle in violation of Section 375.03.

(b) No person who is less than sixteen years of age shall operate a snowmobile, off-highway motorcycle, or all purpose vehicle on any land or waters other than private property or waters owned by or leased to such person's parent or guardian, unless accompanied by another person who is eighteen years of age, or older, and who holds a license as provided in subsection (a) hereof, except that the Ohio Department of Natural Resources may permit such operation on State controlled land under its jurisdiction when such person is less than sixteen years of age but is twelve years of age or older and is accompanied by a parent or guardian who is a licensed driver eighteen years of age or older.

(c) Whoever violates this section shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), imprisoned not less than three nor more than thirty days, or both. (ORC 4519.44)

375.06 REGISTRATION OF VEHICLES.

(a) Except as provided in Ohio R.C. 4519.02(B), (C) and (D), no person shall operate any snowmobile, off-highway motorcycle, or all purpose vehicle unless the snowmobile, off-highway motorcycle, or all purpose vehicle is registered and numbered in accordance with Ohio R.C. 4519.03 and 4519.04.

(b) Except as otherwise provided in this subsection, whoever violates subsection (a) of this section shall be fined not more than twenty-five dollars (\$25.00). If the offender previously has been convicted of or pleaded guilty to a violation of subsection (a) of this section, whoever violates subsection (a) of this section shall be fined not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00). (ORC 4519.02)

375.07 ACCIDENT REPORTS.

(a) The operator of a snowmobile, off-highway motorcycle, or all purpose vehicle involved in any accident resulting in bodily injury to or death of any person or damage to the property of any person in excess of one hundred dollars (\$100.00) shall report the accident within forty-eight hours to the Chief of Police, and, within thirty days, shall forward a written report of the accident to the Ohio Registrar of Motor Vehicles on a form prescribed by the Registrar. If the operator is physically incapable of making the reports and there is another participant in the accident not so incapacitated, the participant shall make the reports. In the event that there is no other participant, and the operator is other than the owner, the owner, within the prescribed periods of time, shall make the reports.

Any law enforcement officer or other person authorized by Ohio R.C. 4519.42 and 4519.43, who investigates or receives information of an accident involving a snowmobile, off-highway motorcycle, or all purpose vehicle shall forward to the Registrar a written report of the accident within forty-eight hours. (ORC 4519.46)

(b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

375.08 CERTIFICATE OF TITLE.

(a) No person shall do any of the following:

- (1) Operate in this Municipality an off-highway motorcycle or all-purpose vehicle without having a certificate of title for the off-highway motorcycle or all-purpose vehicle, if such a certificate is required by Ohio R.C. Chapter 4519 to be issued for the off-highway motorcycle or all-purpose vehicle, or, if a physical certificate of title has not been issued for it, operate an off-highway motorcycle or all-purpose vehicle knowing that the ownership information relating to the motorcycle or vehicle has not been entered into the automated title processing system by a clerk of a court of common pleas;
- (2) Operate in this Municipality an off-highway motorcycle or all-purpose vehicle if a certificate of title to the off-highway motorcycle or all-purpose vehicle has been issued and then has been canceled;
- (3) Fail to surrender any certificate of title upon cancellation of it by the Registrar of Motor Vehicles and notice of the cancellation as prescribed in Ohio R.C. Chapter 4519;
- (4) Fail to surrender the certificate of title to a clerk of the court of common pleas as provided in Ohio R.C. Chapter 4519, in case of the destruction or dismantling of, or change in, the off-highway motorcycle or all-purpose vehicle described in the certificate of title;
- (5) Violate any provision of Ohio R.C. 4519.51 to 4519.70 or any lawful rules adopted pursuant to those sections;
- (6) Operate in this Municipality an off-highway motorcycle or all-purpose vehicle knowing that the certificate of title to or ownership of the motorcycle or vehicle as otherwise reflected in the automated title processing system has been canceled.

(b) Whoever violates this section shall be fined not more than two hundred dollars (\$200.00) or imprisoned not more than ninety days, or both.
(ORC 4519.66)

CHAPTER 377
Skateboards

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| <p>377.01 Definition.</p> <p>377.02 Prohibited areas for riding skateboards.</p> <p>373.03 Reckless operation and control; pedestrians have right of way.</p> | <p>377.04 Impoundment procedure.</p> <p>377.05 Violations.</p> |
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CROSS REFERENCES
Toy vehicles - see TRAF. 311.03

377.01 DEFINITION.

For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning:

"Skateboard" means small board with wheels for riding on while standing.
(1994 Code 75.15)

377.02 PROHIBITED AREAS FOR RIDING SKATEBOARDS.

(a) No person shall ride a skateboard on any street for any purpose except for the purpose of crossing the street.

(b) No person shall ride a skateboard on any sidewalk, parking area or other public way or area within the Downtown Business District. Such prohibited area is bounded on the north by Xenia Street, on the west and south by Buckles Street and on the east by Church Street.
(1994 Code 75.16)

(c) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

**377.03 RECKLESS OPERATION AND CONTROL; PEDESTRIANS
HAVE RIGHT OF WAY.**

(a) No person shall ride a skateboard in a reckless manner on any public sidewalk, where the use of skateboards is permitted in the Village, without exercising due care for the safety of other persons using the sidewalks and without exercising reasonable and ordinary control over the skateboard.

(b) Pedestrians have the right of way against anyone riding a skateboard on sidewalks in the Village.
(1994 Code 75.17)

(c) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

377.04 IMPOUNDMENT PROCEDURE.

(a) Whenever a skateboard, being operated by any person under 18 years of age, is found by a police officer to be in violation of any of the provisions of this chapter, while in the officer's presence, the skateboard may be seized immediately by the officer at his discretion and impounded and placed in the custody of the Police Department for a period not to exceed 90 days.

(b) A second violation by a person under 18 years of age will result in the offender and his or her parent(s) or guardian(s) being summoned to appear at the Police Department for a hearing with the Police Chief or the Mayor. The outcome of the hearing, if the offense is determined to have occurred, may result in the impounding of the skateboard by the Police Department for a period not to exceed 90 days. A record of such impoundment will be kept by the Police Department.
(1994 Code 75.18)

377.05 VIOLATIONS.

(a) Any person 18 years of age or older who violates any of the provisions of Sections 377.02 through 377.04 shall be cited by the Police Department.

(b) Any person under 18 years of age who violates any of the provisions of Sections 377.02 through 377.04 shall first be issued a warning citation. The Police Department will notify the parent(s) or guardian(s) of the juvenile by mail. The notification shall include an explanation of the nature of the violation and the responsibilities of the parent(s) or guardian(s) in preventing subsequent violations.
(1994 Code 75.19)

TRAFFIC SCHEDULES

Schedule I: Through Streets; Stop Streets

(a) Through Streets. The following streets or parts of streets are designated as through streets.

<u>Street</u>	<u>Portion</u>	<u>Exception</u>		
Adams Street	Entire length	Intersection with Limestone Street		
Church Street	Part of south of Washington Street	Intersection with Limestone Street		
Homestead Avenue	Entire length	None		
Limestone Street	Entire length	Intersection with Washington Street		
Sycamore Street	Part of south of Washington Street	Intersection with Limestone Street		
Washington Street	Entire length	None		
Xenia Street	Entire length	Intersection with Limestone Street and Washington Street		

(b) Stop Streets.

- (1) All streets and alleys intersecting the through streets designated in subsection (a) hereof shall be designated as stop streets except those streets listed under the "Exception" column above.
- (2) All persons traveling upon the street within the Village, in or on any type of vehicle, whether motorized or otherwise, upon coming to an intersection designated as a stop street shall bring their vehicle to a full and complete stop thereat.

Schedule I - Continued

- (3) A. The following intersections are established as four-way stop intersections:

<u>Four Way Stop Intersection</u>	<u>Ord. No.</u>	<u>Date Passed</u>
Adams Street and Sycamore Street		
Maple Street and West Xenia Street		
Maxon Street and Xenia Street	87-8	10-5-87
Verity Street and South Sycamore Street	87-12	12-20-87

- B. All vehicles approaching these intersections are required to come to a complete stop before proceeding through the intersection at the point indicated by stop signs erected by the Village officials.
- C. In the event two or more vehicles shall approach these intersections at approximately the same time, the vehicle first coming to a complete stop at the point provided shall have the right of way to proceed through the intersection.
(1994 Code, Chap. 77, Sched. I)

Schedule II: Speed Limits

It shall be unlawful for any person to operate any type of motor vehicle within the corporate limits of the Village on any public thoroughfare in the Village, designated as alley or alleyway at any speed exceeding 10 miles per hour.
(1994 Code, Chap. 77, Sched. II)

Schedule III: One Way Streets

The following streets and alleys are designated as one-way:

<u>Street</u>	<u>Direction</u>	<u>Location</u>	<u>Ord. No.</u>	<u>Date Passed</u>
Alley	Northerly	The alley proceeding in a northerly direction from its intersection with W. Washington St. and lying 332 feet more or less east from the point of intersection of the west corporation line with the north right of way line of W. Washington Street (1994 Code Ch. 77, Sch. III)	3-1968; 4-1985	9-23-68; 6-3-85
Buckles Avenue	Northerly	From W. Washington Street to N. Limestone St.		
Church Street	Northerly	From E. Washington St. to Nelson St.		
Church Street	Southbound	From E. Washington St. to S. Limestone St.		
W. Xenia Street	Northerly	From W. Washington St. to Corporation limits		
W. Washington Street	Northerly	On to Municipal Parking Lot		

Schedule IV: Restricted Turns

Restricted turns shall be established at the following intersections:

<u>Intersection</u>	<u>Restriction</u>	<u>Ord. No.</u>	<u>Date Passed</u>
South Buckles Avenue and West Washington Street	Right-hand turn only for all traffic entering onto West Washington Street from South Buckles Avenue	4-1985	6-3-85

(1994 Code, Chap. 77, Sch. IV)

Schedule V: Unloading Zones

(a) The unloading zone shall be for the purposes of unloading and delivering goods and materials to the businesses operating in the downtown vicinity.

(b) All public parking is prohibited in the unloading zone.

<u>Unloading Zone</u>	<u>Side(s)</u>	<u>Location</u>	<u>Ord. No.</u>	<u>Date Passed</u>
South Limestone Street	West	From the southwest corner of the intersection of Limestone and Washington Streets and continuing therefrom along the west side of South Limestone Street 100'		
East Washington Street	North	Beginning at a point 10' east of the east wall of the Wickersham Building and continuing east therefrom 35' along the north side of East Washington Street	86-9	12-1-86

(1994 Code, Chap. 77, Sched. VI)

Schedule VI: No Parking Zones

When official signs have been erected giving notice thereof, no person shall park a vehicle at any time upon any of the following streets or sections of streets:

<u>Street</u>	<u>Side(s)</u>	<u>Location</u>	<u>Ord. No.</u>	<u>Date Passed</u>
Adams Street	Both	Entire length		
Buckles Avenue	Both	West Xenia Street and Sycamore Street		
Church Street	East	Washington Street and the railroad		
Church Street	Both	Xenia Street north to its terminus		
Homestead Avenue	West	Entire length		
North Limestone Street	East	Distance of 300' north from north end of bridge crossing middle branch of Caesar's Creek		
North Limestone Street	Both	South Charleston Pike to the north corporation line		
Maple Street	Both	West Xenia Street and West Washington Street	1-1986	2-3-86
Maxon Street	West	Xenia Street north to Nelson Street	11-00	10-2-00
Nelson Street	Both	Entire length		
Sycamore Street	Both	Xenia Street and East Washington Street		

Schedule VI - Continued

<u>Street</u>	<u>Side(s)</u>	<u>Location</u>	<u>Ord. No.</u>	<u>Date Passed</u>
Sycamore Street	Both	East Washington Street and the railroad		
Sycamore Street	Both	Xenia Street north to its terminus		
East Washington Street	Both	Church Street to Maxon Street		
West Washington Street	North	Buckles Avenue to Maple Street		
Xenia Street	South	Limestone Street and Buckles Avenue		
East Xenia Street	South	Distance of 160' east from its intersection with Sycamore Street to be measured from the corners formed by the curbing of the streets		
West Xenia Street	Both	An area extending 25' from the intersection of West Xenia east from Maple Street	6-1986	4-7-86
West Xenia Street	South	Immediately west of Buckles Avenue and extending 140'	4-1992	7-20-92
West Xenia Street	Both	Intersection with North Limestone Street, measured 85' from the intersection west on Xenia Street		

(Ord. 5-00. Passed 10-2-00.)

Schedule VII: Restricted Parking

It shall be unlawful for any person to park or cause to be parked, any motor vehicle or vehicle of any nature, on Washington Street or Limestone Street within the Business District of the Village between the hours of 4:00 a.m. to 6:00 a.m. on Monday through Friday of every week.

<u>Street</u>	<u>Side(s)</u>	<u>Location</u>	<u>Times</u>	<u>Ord. No.</u>	<u>Date Passed</u>
Limestone Street	Both	Business District *	4:00 a.m. to 6:00 p.m. Mon.-Fri.		
Washington Street	Both	Business District *	4:00 a.m. to 6:00 p.m. Mon.-Fri.		
* The Business District of the Village has been previously established by Zoning Ordinance, defining it as that portion of Washington Street between Buckles Avenue and Church Street and that portion of Limestone Street between Buckles Avenue and Xenia Street.					

(1994 Code, Chap. 78, Sched. II)

Schedule VIII: Village Parking Lot

(a) There shall be no direct access from the municipal parking lot to U.S. Route 35. All traffic exits from the municipal parking lot shall be designed and regulated to use other access routes other than directly onto U.S. Route 35.

(b) All heavy equipment weighing in excess of 5,000 pounds is prohibited on the municipal parking lot.

(c) All parking within the municipal parking lot as located on the north side of West Washington Street in the downtown Business District of the Village shall be limited to two hours. (1994 Code Chap. 78, Sched. III)

Schedule IX: Nonmetered Parking Zones

- (a) (1) The Village Council is authorized to designated nonmetered parking zones within the Village wherein parking is limited to two hours.
- (2) Such parking limitations shall be enforced only in the areas where such limitations have been duly posted.

(b) Downtown areas and public parking lots, wherein nonmetered parking spaces are limited to two hours shall be conspicuously marked with appropriate signs in areas where the two-hour limitation is in effect. One such sign shall be erected at each end of a two-hour parking area. One such sign shall be placed on the lot line extended at the end of each block where parking is so limited and at least one such intervening sign shall be erected at least every 200 feet between the limited parking.

(c) Penalty. All violations of this schedule shall bear a penalty of \$5.00. Any fine so imposed under this schedule that remains unpaid for a period of seven days from the date of issuance of the fine shall bear an increase in penalty at the rate of \$3.00 per day for each day thereafter until paid. (1994 Code, Chap. 78, Sched. IV)