

## ORDINANCE 20-05

An Ordinance Approving, Adopting and Enacting  
The 2020 Edition of the Model Ohio Municipal Code  
As Revised Through July 30, 2019 Published By American  
Legal Publishing for the Village of South Point Repealing  
Ordinances in Conflict Therewith; Publishing The Enactment  
Of New Matter; and Declaring an Emergency

*Whereas*, American Legal Publishing Corp. has prepared and published a Model Ohio Municipal Code, including Administrative Code, Traffic Code and General Offenses Code as revised through July 30, 2019 which components are based upon and consistent with State law through July 30, 2019; and

*Whereas*, the Village is in need of a codification of such legislation, with which to administer the affairs of the Village, ensure law and order and avoid practical and legal entanglements; and

*Whereas*, Article XVIII, Section 3, of the Ohio Constitution requires that Village law be in conformity with State law in those area specified therein;

**Now, Therefore, Be It Ordained** by the South Point Village council;

Section 1. The 2020 Edition of the Model Ohio Municipal Code, Administration Code, General Offenses Code and Traffic Code as published by American Legal Publishing Corporation, is hereby approved, adopted and enacted by and for the Village.

Section 2. One book-form copy of the 2020 Edition of this Model Ohio Municipal code shall be attached to this ordinance as a part hereof and filled with the permanent ordinance records of the Village.

Section 3. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the 2020 Edition of the Model Ohio Municipal Code, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:

A. The enactment of the 2020 Edition of the Model Ohio Municipal Code shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

B. The repeal provided above shall not affect;

1. The grant or creation of a franchise, license, right, easement or privilege;
2. The purchase, sale lease or transfer or property;
3. The appropriation or expenditure of money or promise or guarantee of payment;
4. The assumption of any contract or obligation;
5. The issuance and delivery of any bonds, obligations, or other instruments of indebtedness;
6. The levy or imposition of taxes, assessments or charges;
7. The establishment, naming, vacating or grade level of any street or public way;
8. The dedication of property or plat approval;
9. The annexation or detachment of territory;
10. Any legislation enacted subsequent to the adoption of this ordinance.

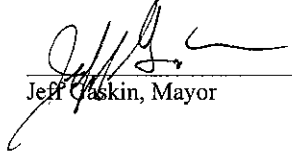
Section 4. Pursuant to Ohio R.C. 731.21, 731.22 and 731.23, the Clerk shall cause to be published a notice of the enactment of this ordinance, containing the title of the ordinance and a summary of the new matters covered by it, which summary is attached hereto and marked "Exhibit A - Administration Code , Exhibit B - Traffic Code & Exhibit C - General Offenses Code"


**ORDINANCE 20-05**

Section 5. Whenever reference is made in any documents, publications, or signs of the municipality, including but not limited to traffic tickets and traffic-control signs, to a section as it existed in a former edition of the Model Ohio Municipal Code, the reference shall extend and apply to the section referred to as subsequently amended, revised, recodified, or renumbered.

Section 6. This ordinance is hereby declared to be an emergency measure, immediately necessary for the preservation of the public peace, health and safety, such reason of the necessity of providing a Municipal Code that is consistent with the latest State law, as required by the Ohio Constitution, and this ordinance, including the 2020 Edition of the Model Ohio Municipal Code adopted hereby, shall take effect and be in force immediately upon its passage by at least two thirds of all members elected to Council, otherwise from and after the earliest period allowed by law.

Adopted This 4<sup>th</sup> Day of February, 2020

  
\_\_\_\_\_  
Jeff Gaskin, Mayor

Attest:   
\_\_\_\_\_  
Scott Thomas, Clerk

## NOTE REGARDING OHIO REVISED CODE § 9.68

As amended by House Bill 228, and effective on December 28, 2019, Ohio Revised Code § 9.68 reads:

### *9.68 Right to Bear Arms – Challenge to Law.*

*(A) The individual right to keep and bear arms, being a fundamental individual right that predates the United States Constitution and Ohio Constitution, and being a constitutionally protected right in every part of Ohio, the general assembly finds the need to provide uniform laws throughout the state regulating the ownership, possession, purchase, other acquisition, transport, storage, carrying, sale, other transfer, manufacture, taxation, keeping, and reporting of loss or theft of firearms, their components, and their ammunition. The general assembly also finds and declares that it is proper for law-abiding people to protect themselves, their families, and others from intruders and attackers without fear of prosecution or civil action for acting in defense of themselves or others. Except as specifically provided by the United States Constitution, Ohio Constitution, state law, or federal law, a person, without further license, permission, restriction, delay, or process, including by any ordinance, rule, regulation, resolution, practice, or other action or any threat of citation, prosecution, or other legal process, may own, possess, purchase, acquire, transport, store, carry, sell, transfer, manufacture, or keep any firearm, part of a firearm, its components, and its ammunition. Any such further license, permission, restriction, delay, or process interferes with the fundamental individual right described in this division and unduly inhibits law-abiding people from protecting themselves, their families, and others from intruders and attackers and from other legitimate uses of constitutionally protected firearms, including hunting and sporting activities, and the state by this section preempts, supersedes, and declares null and void any such further license, permission, restriction, delay, or process.*

*(B) A person, group, or entity adversely affected by any manner of ordinance, rule, regulation, resolution, practice, or other action enacted or enforced by a political subdivision in conflict with division (A) of this section may bring a civil action against the political subdivision seeking damages from the political subdivision, declaratory relief, injunctive relief, or a combination of those remedies. Any damages awarded shall be awarded against, and paid by, the political subdivision. In addition to any actual damages awarded against the political subdivision and other relief provided with respect to such an action, the court shall award reasonable expenses to any person, group, or entity that brings the action, to be paid by the political subdivision, if either of the following applies:*

*(1) The person, group, or entity prevails in a challenge to the ordinance, rule, regulation, resolution, practice, or action as being in conflict with division (A) of this section.*

*(2) The ordinance, rule, regulation, resolution, practice, or action or the manner of its enforcement is repealed or rescinded after the civil action was filed but prior to a final court determination of the action.*

*(C) As used in this section:*

*(1) The possession, transporting, or carrying of firearms, their components, or their ammunition include, but are not limited to, the possession, transporting, or carrying, openly or concealed on a person's person or concealed ready at hand, of firearms, their components, or their ammunition.*

*(2) "Firearm" has the same meaning as in section 2923.11 of the Revised Code.*

*(3) "Reasonable expenses" include, but are not limited to, reasonable attorney's fees, court costs, expert witness fees, and compensation for loss of income.*

*(D) This section does not apply to either of the following:*

*(1) A zoning ordinance that regulates or prohibits the commercial sale of firearms, firearm components, or ammunition for firearms in areas zoned for residential or agricultural uses;*

*(2) A zoning ordinance that specifies the hours of operation or the geographic areas where the commercial sale of firearms, firearm components, or ammunition for firearms may occur, provided that the zoning ordinance is consistent with zoning ordinances for other retail establishments in the same geographic area and does not result in a de facto prohibition of the commercial sale of firearms, firearm components, or ammunition for firearms in areas zoned for commercial, retail, or industrial uses.*

There is widespread uncertainty as to the effect of this law on municipal ordinances that relate to firearms and weapons (such as Modal Ohio Municipal Code Chapter 678), and the law is currently being challenged on several grounds. **Before issuing citations for any firearms- or weapons-related offenses under any Modal Ohio Municipal Code sections, please consult with the Village Attorney and/or the Ohio Municipal League for advice and direction.**

## EXHIBIT A

### SUMMARY OF NEW MATTER CONTAINED IN THE 2020 EDITION OF THE MODEL OHIO MUNICIPAL CODE – ADMINISTRATION CODE

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#### PART TWO - ADMINISTRATION CODE

##### TITLE TWO - General Provisions

###### Chap. 202. Rules of Construction; Definitions; General Code Penalty

- 202.01 Designation; citation; headings
- 202.02 General definitions
- 202.03 Rules of construction
- 202.04 Revivor; effect of re-enactment, amendment or repeal
- 202.05 Construction of section references
- 202.06 General repealer; conflicts
- 202.07 Separability
- 202.99 General code penalty

###### Chap. 204. Public Meetings

- 204.01 Adoption of rules
- 204.02 Definitions
- 204.03 Notice of regular and organizational meetings
- 204.04 Notice of special meetings
- 204.05 Notice to news media of special meetings
- 204.06 Notification of discussion of specific types of public business
- 204.07 General provisions

##### TITLE FOUR - Legislation

###### Chap. 220. Council

- 220.01 Membership; election; terms of office
- 220.02 President Pro Tempore
- 220.03 Vacancy when President Pro Tempore becomes Mayor
- 220.04 Qualifications of members
- 220.05 Compensation and bonds of village officers and employees
- 220.06 Vacancies
- 220.07 Judge of election and qualification of members; quorum and special meetings
- 220.08 Rules; journal; expulsion of members
- 220.09 Meetings
- 220.10 General powers
- 220.11 Failure to take oath or give bond
- 220.12 Notice when new bond required
- 220.13 Care, supervision and management of public institutions

## Chap. 222. Ordinances and Resolutions

- 222.01 Passage procedure
- 222.02 Style of ordinances
- 222.03 Subject and amendment of ordinances and resolutions
- 222.04 Authentication and recording of ordinances and resolutions
- 222.05 Publication of ordinances and resolutions; proof of publication and circulation
- 222.06 Notice for proposed amendments to the Municipal Charter
- 222.07 Times of publication required
- 222.08 Publication and certification of ordinances in book form
- 222.09 Adoption of technical ordinances and codes
- 222.10 Certificate of Clerk as to publication
- 222.11 Publication when no newspaper published in village
- 222.12 Effect of not making publication
- 222.13 Ordinances providing for appropriations or street improvements; emergency ordinances
- 222.14 Ordinances and resolutions as evidence

## Chap. 224. Initiative and Referendum

- 224.01 Initiative petitions
- 224.02 Referendum petitions
- 224.03 More than one ordinance required; application of chapter
- 224.04 Presentation of petitions
- 224.05 Copy of proposed ordinance or measure to be filed with Clerk
- 224.06 Words to be printed in red
- 224.07 Designation of committee filing petition; public inspection of petitions; ordinances passed or repealed prior to election
- 224.08 Itemized statement by circulator of petition
- 224.09 Prohibited practices relative to petitions
- 224.10 Accepting premiums for signing
- 224.11 Threats in securing signatures
- 224.12 Application of chapter if Charter adopted

## Chap. 226. Contracts

- 226.01 General restriction
- 226.02 Contracts by Council
- 226.03 Contracts by Village Administrator; central purchasing
- 226.04 Bids and proceedings
- 226.05 Award to lowest responsive and responsible bidder
- 226.06 Alterations or modifications of contracts

**TITLE SIX - Administration**

## Chap. 230. Administration Generally

- 230.01 Executive power in general

## Chap. 232. Mayor

- 232.01 Term; qualifications; powers
- 232.02 Vacancy
- 232.03 General duties
- 232.04 Communications to Council
- 232.05 Protest against excess of expenditures
- 232.06 Supervision of conduct of officers
- 232.07 Charges against delinquent officers
- 232.08 Hearing of charges; action of Council
- 232.09 Suspension of accused pending hearing
- 232.10 Power of Council as to process
- 232.11 Oaths; compulsory testimony; costs
- 232.12 Disposition of fines and other moneys
- 232.13 Annual report to Council

## Chap. 234. Village Administrator

- 234.01 Appointment; removal; abolishment of position
- 234.02 Abolishment and re-establishment of Board of Trustees of Public Affairs
- 234.03 Powers and duties of Village Administrator

## Chap. 236. Village Legal Counsel

- 236.01 Appointment; term; compensation

## Chap. 238. Village Clerk

- 238.01 Election; term; qualifications
- 238.02 Combined Offices of Clerk and Treasurer; Fiscal Officer
- 238.03 Powers and duties of Village Clerk
- 238.04 Books and accounts; merger of offices of Village Clerk and Clerk of Board of Public Affairs
- 238.05 Seal

## Chap. 240. Village Treasurer

- 240.01 Election; term; qualification
- 240.02 Accounts
- 240.03 Powers and duties
- 240.04 Quarterly account; annual report
- 240.05 Receipt and disbursement of funds
- 240.06 Duty of delivering money and property

## Chap. 242. Village Street Commissioner

- 242.01 Appointment; term; qualifications; vacancy; eligibility of Police Chief
- 242.02 General duties
- 242.03 Assistants

## Chap. 244. Police Department

- 244.01 Marshal and Chief of Police synonymous
- 244.02 Appointment of Chief; qualifications
- 244.03 Deputy Marshals and police officers
- 244.04 Auxiliary Police Unit; Parking Enforcement Unit
- 244.05 Appointment of felons and certain misdemeanants; termination
- 244.06 Probationary period; final appointment
- 244.07 Removal proceedings; suspension; appeals
- 244.08 General powers of officers
- 244.09 Powers and duties of Police Chief
- 244.10 Disposition of moneys collected by Police Chief
- 244.11 Disposition of property recovered by police
- 244.12 Disposition of property to claimant
- 244.13 Sale of unclaimed property; disposition of proceeds
- 244.14 Expenses of storage and sale; notice
- 244.15 Contracts for police protection
- 244.16 Nonresident service without contract

## Chap. 246. Fire Department

- 246.01 Authority to establish regulations and Department; hours of duty
- 246.02 Appointments of Fire Chief, Fire Prevention Officer and firefighters; criminal records check for firefighters
- 246.03 Schooling of officers and firefighters
- 246.04 Purchase of engines and equipment
- 246.05 Buildings for Department
- 246.06 Investigation of fires
- 246.07 Regulation of construction in fire limits
- 246.08 Maximum consecutive hours for firefighters on duty
- 246.09 Investigation of cause of fire
- 246.10 Right to examine buildings, premises and vehicles
- 246.11 Firefighting and emergency services agreements

## Chap. 248. Officers and Employees Generally

- 248.01 Qualifications of officers; oaths
- 248.02 Bond required; filing and recording
- 248.03 Approval of bonds
- 248.04 Sufficiency of form of bond
- 248.05 Vacancies
- 248.06 Charges against municipal officers filed with Probate Judge; proceedings
- 248.07 Appearance of counsel; jury
- 248.08 Challenge of jurors
- 248.09 Proceedings on the trial
- 248.10 Removal of officer if found guilty
- 248.11 Payment of costs
- 248.12 Municipal officers may attend conference or convention; expenses
- 248.13 Duties of Fire Engineer, Engineer, Superintendent of Markets; compensation
- 248.14 Residency requirements prohibited; exceptions

**TITLE EIGHT - Boards and Commissions**

## Chap. 270. Board of Trustees of Public Affairs

- 270.01 Appointment; election; organization
- 270.02 General powers and duties

## Chap. 272. Records Commission

- 272.01 Establishment; membership; officers; employees; meetings; functions

## Chap. 274. Planning Commission

- 274.01 Establishment; membership; compensation; general powers
- 274.02 Specific powers and duties
- 274.03 Commission shall be Platting Commission
- 274.04 Control of buildings
- 274.05 Employment of architects and engineers
- 274.06 Division of village into zones

## Chap. 276. Board of Zoning Appeals

- 276.01 Establishment; powers

## Chap. 278. Volunteer Firefighters' Dependents Fund Board

- 278.01 Definitions
- 278.02 Establishment
- 278.03 Membership; vacancies
- 278.04 Election and term of members
- 278.05 Organization; rules and regulations; roster
- 278.06 Compensation and expenses of Board; legal advisor

## Chap. 280. Recreation Board

- 280.01 Establishment; powers; membership; joint Board and District
- 280.02 Organization of Boards

## Chap. 282. Board of Park Trustees

- 282.01 Establishment for donated property
- 282.02 Membership
- 282.03 Powers
- 282.04 Compensation; oath; bond
- 282.05 Meetings; rules and regulations; Clerk



**TITLE TEN - Judiciary**

Chap. 298. Mayor's Court

- 298.01 Jurisdiction in ordinance, O.V.I. and other traffic violations
- 298.02 Powers of Mayor and Magistrate in criminal matters
- 298.03 Powers of Mayor and Magistrate re O.V.I.
- 298.04 Duties, fees, office and seal of Mayor and Magistrate

## **EXHIBIT B**

### **SUMMARY OF NEW MATTER CONTAINED IN THE 2020 EDITION OF THE MODEL OHIO MUNICIPAL CODE – TRAFFIC CODE**

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#### **PART FOUR - TRAFFIC CODE**

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###### **Chap. 402. Definitions**

402.01 Meaning of words and phrases

###### **Chap. 404. Enforcement; Impounding**

404.01 Police may remove ignition key

404.02 Resisting an enforcing official

404.03 Road workers, motor vehicles and equipment excepted

404.04 Emergency, public safety and coroners' vehicles excepted

404.05 Application to persons riding, driving animals upon roadway

404.06 Application to drivers of government vehicles

404.07 Impounding of vehicles; redemption

404.08 Traffic direction in emergencies; obedience to school guards

404.09 Furnishing false information incident to traffic citation

404.99 Penalty

###### **Chap. 406. Traffic Control**

406.01 Authority and considerations for placement of devices

406.02 Conformity with State Manual

406.03 Powers of designated person

406.04 Posting of signs and signals required

406.05 Designated person's powers not limited

406.06 Records of designated person

406.07 Reservation of power to Council

406.08 Violations subject to general code penalty

###### **Chap. 408. Penalties**

408.01 Penalties for misdemeanor

408.02 General code penalty

408.03 Suspension of driver's license

##### **TITLE FOUR - Public Ways and Traffic-Control Devices**

###### **Chap. 412. Obstruction and Special Uses of Public Ways**

412.01 Placing injurious material or obstruction in street

412.02 Zones of quiet

412.03 Play streets

412.04 Toy vehicles on roadway

412.05 Freeway use prohibited by pedestrians, bicycles and animals

412.99 Penalty

**Chap. 414. Traffic-Control Devices**

- 414.01 Obedience to traffic-control devices
- 414.02 Through streets; stop and yield right-of-way signs
- 414.03 Traffic-control signal terms and lights
- 414.04 Signal to control lane direction of travel
- 414.05 Pedestrian control signals
- 414.06 Unauthorized signs and signals, hiding from view, advertising
- 414.07 Alteration, injury, removal of traffic-control devices
- 414.08 Unauthorized possession or sale of devices
- 414.09 Signal preemption devices; prohibitions
- 414.99 Penalty

**Chap. 416. Pedestrians**

- 416.01 Duties of pedestrians and drivers at crosswalks
- 416.02 Right-of-way of blind person
- 416.03 Right-of-way yielded by pedestrian; crossing roadways
- 416.04 Moving in crosswalks
- 416.05 Walking on sidewalks and streets
- 416.06 Soliciting rides or business; riding on outside of vehicle or in cargo storage area
- 416.07 Passing through bridge signals or railroad barriers
- 416.08 Right-of-way of public safety vehicles
- 416.09 Right-of-way on sidewalks
- 416.10 Intoxication
- 416.11 Motorized wheelchair operators
- 416.12 Operation of electric personal assistive mobility devices
- 416.13 Operation of personal delivery device on sidewalks and crosswalks
- 416.99 Penalty

**TITLE SIX - Operation and Vehicles****Chap. 432. Operation Generally**

- 432.01 Driving upon right side of roadway; exceptions
- 432.02 Passing to right when proceeding in opposite directions
- 432.03 Overtaking, passing to left; driver's duties
- 432.04 Overtaking, passing to right of vehicle
- 432.05 Overtaking, passing to left of centerline
- 432.06 Driving upon left side of roadway
- 432.07 Hazardous or no passing zones
- 432.08 Driving within lanes or continuous lines of traffic
- 432.09 Following too closely
- 432.10 Turning at intersections
- 432.11 "U" turns restricted
- 432.12 Starting and backing vehicles
- 432.13 Signals before changing course, turning or stopping
- 432.14 Hand and arm signals
- 432.15 Right-of-way at intersections
- 432.16 Intersections at which traffic-control signals fail or malfunction
- 432.17 Right-of-way when turning left
- 432.18 Operation of vehicle at stop and yield signs

## Chap. 432. Operation Generally (Cont.)

- 432.19 Emergency or public safety vehicles at stop signals or signs
- 432.20 Right-of-way of public safety or coroner's vehicle
- 432.21 Driving while approaching stationary public safety vehicle and certain other vehicles with caution
- 432.22 Right-of-way at private driveway, alley or building
- 432.23 Stop signs on private roads and driveways
- 432.24 Right-of-way of funeral procession
- 432.25 Driving upon sidewalks, tree lawns or curbs
- 432.26 Driver's view and control to be unobstructed by load or persons
- 432.27 Driving upon street posted as closed for repair
- 432.28 Following and parking near emergency or safety vehicles
- 432.29 Driving over fire hose
- 432.30 Driving through safety zone
- 432.31 One-way streets and rotary traffic islands
- 432.32 Driving upon divided roadways
- 432.33 Stopping for school bus; actuating visual signals; discharging children
- 432.34 Driving across grade crossings
- 432.35 Stopping at grade crossings
- 432.36 Slow-moving vehicles or equipment at grade crossings
- 432.37 Obstructing intersections, crosswalks or grade crossings
- 432.38 "Peeling"; cracking exhaust noises
- 432.39 Shortcutting across private property
- 432.40 Entering and exiting controlled-access highway
- 432.41 Weaving; full time and attention
- 432.42 Operation on paths set aside for bicycles
- 432.43 Littering from motor vehicles
- 432.44 Use of earphones while driving
- 432.45 Texting while driving prohibited
- 432.46 Use of electronic wireless communication devices by minors or probationary drivers while driving prohibited
- 432.99 Penalty

## Chap. 434. O.V.I.; Reckless Operation; Speed

- 434.01 Driving or physical control of vehicle while under the influence of alcohol or drugs
- 434.02 Immobilizing or disabling device violation
- 434.03 Reckless operation on streets, public or private property
- 434.04 Maximum speed limits; assured clear distance ahead
- 434.05 Speed limits on private roads and driveways
- 434.06 Slow speed; posted minimum speeds
- 434.07 Speed limitations over bridges
- 434.08 Speed exceptions for emergency or safety vehicles
- 434.09 Reasonable control
- 434.10 Street racing prohibited
- 434.11 Vehicular homicide; vehicular manslaughter; vehicular assault
- 434.12 Operation restricted for mini-trucks and low-speed, under-speed, or utility vehicles
- 434.99 Penalty

## Chap. 436. Licensing; Accidents

- 436.01 Driver's or commercial driver's license required
- 436.02 Possession of more than one license prohibited
- 436.03 Driving with temporary instruction permit
- 436.04 Driving with probationary license
- 436.05 Certain acts prohibited
- 436.06 Owner or operator allowing another to drive
- 436.07 Display of license
- 436.08 Driving under suspension or in violation of license restriction
- 436.09 Operating motor vehicle or motorcycle without valid license
- 436.10 Driving under O.V.I. suspension
- 436.11 Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension
- 436.12 Failure to reinstate license
- 436.13 Operation or sale without certificate of title
- 436.14 Display of license plates; registration; obstructions
- 436.15 Use of illegal license plates
- 436.16 Failure to stop after accident
- 436.17 Stopping after accident on other than public roads or highways
- 436.18 Vehicle accident resulting in damage to realty
- 436.19 Removal of vehicles after accidents
- 436.99 Penalty

## Chap. 438. Safety and Equipment

- 438.01 Driving unsafe vehicles; application
- 438.02 Lighted lights; measurement of distances and heights
- 438.03 Headlights on motor vehicles and motorcycles
- 438.04 Tail light; illumination of rear license plate
- 438.05 Rear red reflectors
- 438.06 Safety lighting on commercial vehicles
- 438.07 Obscured lights on vehicles in combination
- 438.08 Red light or red flag on extended loads
- 438.09 Lights on parked or stopped vehicles
- 438.10 Lights on slow-moving vehicles; emblem required; lights and reflectors on multi-wheel agricultural tractors or farm machinery
- 438.11 Spotlight and auxiliary lights
- 438.12 Cowl, fender and back-up lights
- 438.13 Two lights displayed
- 438.14 Use of headlight beams
- 438.15 Lights of less intensity on slow-moving vehicles
- 438.16 Number of lights permitted; red and flashing lights
- 438.17 Lights and sound-producing devices on coroners' vehicles
- 438.18 Vehicles transporting preschool children
- 438.19 Focus and aim of headlights
- 438.20 Motor vehicle and motorcycle brakes
- 438.21 Horn, siren and theft alarm signal
- 438.22 Muffler; muffler cutout; excessive smoke, gas or noise
- 438.23 Rear-view mirror; clear view to front, both sides and rear
- 438.24 Windshield required; sign or poster upon windshield; windshield wiper

## Chap. 438. Safety and Equipment (Cont.)

- 438.25 Tinted glass; materials on glass
- 438.26 Limited load extension on left side of passenger vehicle
- 438.27 Motor vehicle stop lights
- 438.28 Bumpers
- 438.29 Air cleaner required
- 438.30 Use of child restraints
- 438.31 Use of occupant restraining devices
- 438.32 Air bags
- 438.99 Penalty

## Chap. 440. Commercial and Heavy Vehicles

- 440.01 Load limits
- 440.02 Maximum width, height and length
- 440.03 Wheel protectors
- 440.04 Vehicles transporting explosives
- 440.05 Towing requirements; exception to size and weight restrictions
- 440.06 Loads dropping or leaking; tracking mud; removal required
- 440.07 Vehicles with spikes, lugs and chains
- 440.08 Occupying travel trailer or manufactured home while in motion
- 440.09 Route and load information
- 440.10 Shifting load; loose loads
- 440.11 Chauffeured limousines
- 440.99 Penalty

## Chap. 442. Drivers of Commercial Vehicles

- 442.01 Definitions
- 442.02 Use of actual gross weight in lieu of rating
- 442.03 Licensing requirements
- 442.04 Physical qualification to operate commercial motor vehicles
- 442.05 Criminal offenses
- 442.06 Application of 49 C.F.R. Part 383
- 442.07 Information required of prospective drivers by employers; unauthorized driving
- 442.08 Authority of peace officers re drunk driving
- 442.09 Permitting or driving while fatigued or ill prohibited
- 442.99 Penalty

## Chap. 444. Bicycles and Motorcycles Generally

- 444.01 Code application to bicycles
- 444.02 Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses
- 444.03 Attaching bicycles, motorcycles to other vehicles
- 444.04 Riding on right side of roadway; riding abreast
- 444.05 Lights, signal devices, brakes on bicycles
- 444.06 Operation of motorized bicycles
- 444.07 Safe riding regulations for bicycles
- 444.08 Parking; locks
- 444.09 Parent's responsibility
- 444.10 Suspension of riding privileges; impounding of bicycles

## Chap. 444. Bicycles and Motorcycles Generally (Cont.)

- 444.11 Electric bicycles
- 444.99 Penalty

## Chap. 446. Snowmobiles, Off-highway Motorcycles and All-purpose Vehicles

- 446.01 Definitions
- 446.02 Equipment
- 446.03 Code application; prohibited operation
- 446.04 Permitted operation
- 446.05 Licensing requirements of operator
- 446.06 Accident reports
- 446.07 Local control within police power
- 446.08 Registration of vehicles
- 446.09 Operation of off-highway motorcycle or all-purpose vehicle without certificate of title; failure to surrender
- 446.99 Penalty

## Chap. 448. Watercraft

- 448.01 Definitions; applicability
- 448.02 Flashing lights prohibited; exceptions
- 448.03 Siren prohibited; exceptions
- 448.04 Regulations for operation of powercraft of more than ten horsepower
- 448.05 Restrictions on child operators; duty of supervisory adult
- 448.06 Reckless operation; maintaining sufficient control; wakes restricted
- 448.07 Unsafe conditions
- 448.08 Marking of bathing and vessel areas
- 448.09 Mooring prohibited in certain areas
- 448.10 Operating under influence of alcohol or drugs prohibited
- 448.11 Implied consent
- 448.12 Incapacitated operators prohibited
- 448.13 Water skiing confined to ski zones
- 448.14 Observer required when towing skier
- 448.15 Water skiing after dark prohibited
- 448.16 Personal flotation device required for towed person
- 448.17 Ski jumps prohibited
- 448.18 Permit for special water events
- 448.19 Sale of single celled inflatable vessels prohibited
- 448.20 Sitting, standing, walking on moving vessels restricted
- 448.21 Engine warm-up required
- 448.22 Personal flotation devices for children under ten
- 448.23 Operation without personal flotation devices prohibited
- 448.24 Distress signal or flag required
- 448.25 Anchor requirements
- 448.26 Specification for fire extinguishers
- 448.27 Backfire flame control device required
- 448.28 Ventilation requirement on powercraft
- 448.29 Abandonment of junk vessels or outboard motors
- 448.30 Exhaust muffler required; noise levels; exceptions
- 448.31 Safety equipment on rental vessels

## Chap. 448. Watercraft (Cont.)

- 448.32 Capacity plate
- 448.33 Dwellings; sanitary systems
- 448.34 Prima facie evidence of negligence
- 448.35 Requirements for operating personal watercraft
- 448.36 Numbering
- 448.37 Registration
- 448.38 Altering of serial numbers; false information prohibited
- 448.39 Accident reports
- 448.40 Enforcement
- 448.41 Certificate of title; exceptions
- 448.42 Manufacturer's or importer's certificate
- 448.43 Prohibitions
- 448.44 Permanently displayed hull identification number
- 448.45 Firearms offenses; signaling devices
- 448.46 Tampering with navigation aid or vessel prohibited
- 448.99 Penalty

**TITLE EIGHT - Parking**

## Chap. 452. Parking Generally

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## EXHIBIT C

### SUMMARY OF NEW MATTER CONTAINED IN THE 2020 EDITION OF THE MODEL OHIO MUNICIPAL CODE – GENERAL OFFENSES CODE

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