

ORDINANCE NO. 1813 AC CMS

AN ORDINANCE AMENDING SECTION 373.16 OF THE CODIFIED ORDINANCES OF THE CITY OF OBERLIN, OHIO, RELATIVE TO THE OPERATION, EQUIPMENT AND LICENSING OF MOTORIZED BICYCLES AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That Section 373.16 of the Codified Ordinances of the City of Oberlin is hereby amended to read as follows:

"373.16 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 possesses a valid license or permit authorizing such operation and which is issued by the Ohio Registrar of Motor Vehicles under Ohio R.C. Chapter 4507 (Driver's License Law) or Ohio R.C. 4511.521;

(2) The motorized bicycle is equipped in accordance with rules adopted by the Ohio Director of Highway Safety and is in proper working order;

(3) The person, if he is under eighteen years of age, is wearing a protective helmet on his 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 Highway Safety under Ohio R.C. 4503.191. This subsection (a)(5) is not effective until the end of the first month of the registration period in 1985 to which the motorized bicycle is assigned by the Ohio Registrar of Motor Vehicles as provided in Ohio R.C. 4503.101.

(b) No person operating a motorized bicycle shall carry another person upon the motorized bicycle. (ORC 4511.521)"

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, to-wit:

"to eliminate any conflict between local law and the Ohio Revised Code relative to the operation, equipment and licensing of motorized bicycles at the earliest possible date"

and shall take effect immediately upon passage.

PASSED: 1st Reading - September 4, 1984 (EMERGENCY)
2nd Reading -
3rd Reading -

ATTEST:


Clerk of Council


Chairman of Council

POSTED: September 5, 1984