

ORDINANCE NO. 95-79 AC CMS

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS
FOR THE CITY OF OBERLIN BIKE PATH
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 the rules and regulations governing the use of the City of Oberlin bike path, a copy hereby attached hereto as Exhibit A and incorporated herein by reference, are hereby approved.

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 this 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:

"Enact bike path rules and regulations prior to the public use of the facility"
and shall take effect immediately upon passage.

PASSED: 1st Reading: - August 21, 1995 (E)
2nd Reading: -
3rd Reading: -

ATTEST:


CLERK OF COUNCIL


CHAIR OF COUNCIL

POSTED: August 25, 1995

EFFECTIVE DATE: August 21, 1995

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BIKE PATH RULES AND REGULATIONS

1. The Oberlin Bike Path will be operated as a part of the City's park system. Accordingly, the hours of use will be from 5:00 A.M. to 11:00 P.M. Sunday through Thursday, and 5:00 A.M. to 12:00 Midnight on Friday and Saturday.
2. All City of Oberlin park rules and regulations shall apply.
3. The bike path is for people-powered activities only. The use of the path may include bicycling, walking, hiking, jogging, wheelchairs, snow skiing and skating. All motorized vehicles, all-purpose or all-terrain vehicles, snowmobiles, off-trail activities and horses are prohibited.
4. The use of engine-powered miniature model toy airplanes, boats, cars, and sirens or other noise-making devices is prohibited.
5. Repelling or rock climbing is prohibited.
6. No fires are permitted, except as may be authorized by the City for food preparation purposes only, and only in areas so designated by the City and in food preparation devices (such as grills and fire rings) as may be provided by the City.
7. Activities that interfere with the normal flow of traffic or other path usage are prohibited.
8. Users must obey all signs and signals. Pedestrians have the right-of-way; cross traffic has the right-of-way at intersections. Any person passing another person traveling in the same direction along the path shall clearly announce their intention before passing. No person shall pass another path user in a manner which endangers or causes inconvenience to himself/herself or other path users.
9. For enforcement purposes Section 521.04 of the Codified Ordinances, entitled Sidewalk Obstructions; Damage or Injury, shall apply to use of the path.
10. Any and all exceptions to these rules and regulations will require written permission from the City Manager.
11. Any violation of these rules and regulations will result in the following penalties:
 1. For the first offense: written warning.
 2. For the second offense: minor misdemeanor citation.
 3. For the third or any additional offense: arrest and third degree misdemeanor citation and impoundment and forfeiture of vehicle and/or equipment.