

**RECORD OF ORDINANCES**

*Ordinance No.* \_\_\_\_\_

*Passed* \_\_\_\_\_

**ORDINANCE 29-23**

**AN ORDINANCE CREATING THE CODIFIED CODE SECTION OF THE TRAFFIC CODE AND REGULATIONS TITLE 5 SECTION 343 OF THE VILLAGE OF HEBRON DESIGNATED AS OPERATION OF LOW-SPEED, UNDER-SPEED, AND UTILITY VEHICLES**

WHEREAS, the Village of Hebron has determined it is in the best interest of the Village of Hebron to allow for the operation of low-speed, under-speed, and utility vehicles within the public streets or right-of-ways of the Village of Hebron; and

WHEREAS, the Ohio Revised Code Section 4511.215 permits municipalities the ability to designate certain municipal streets legal rights-of-ways or public roads for low-speed, under-speed, and utility vehicles; and

WHEREAS, Chapter 723 of the Ohio Revised Code states that the Village of Hebron shall have the care, supervision, and control of the public highways, streets, and avenues within the municipal corporation; and

WHEREAS, the Hebron Village Council desires to designate certain municipal streets, legal thoroughfares, public streets, or right-of-ways for low-speed, under-speed, and utility vehicles;

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE OF HEBRON, LICKING COUNTY, STATE OF OHIO, WITH A MAJORITY OF THE MEMBERS THERETO CONCURRING THAT:

Section I: The Village of Hebron hereby amends the Village of Hebron codified ordinances more specifically detailed in the attached Exhibit A by adding Title 5 Section 343 designated Operation of Low-Speed, Under-Speed, and Utility Vehicles.

Section II: The Village of Hebron pursuant to Title 5 Section 343 designates all streets but for those specifically stated in the attached Exhibit A as legal thoroughfares, public streets, or right-of-way for low-speed, under-speed, and utility vehicles within the Village of Hebron.

Section II: The Village of Hebron shall authorize the Licking County Sheriff's Office to register low-speed, under-speed, and utility vehicles as stated more specifically in the attached Exhibit A.

Section III: This Codified Ordinance section stated more specifically in the attached Exhibit A shall take effect and be in full force upon the earliest period allowed by law.

Passed this 13 day of December, 2023

  
\_\_\_\_\_  
JAMES LAYTON, MAYOR

  
\_\_\_\_\_  
DEBORAH MORGAN, FISCAL OFFICER

APPROVED AS TO FORM: Wesley K. Untied, Village Solicitor

# RECORD OF ORDINANCES

Ordinance No. \_\_\_\_\_,

Passed \_\_\_\_\_,

## SECTION 343

### Operation of Low-Speed and Under-Speed Vehicles

#### 343.01 Definitions

#### 343.02 Inspection

#### 343.03 Usage and Restrictions

#### 343.99 Penalty

#### 343.01 Definitions (as used in that chapter)

- (a) "Motor vehicle" has the same meaning as set forth in Ohio Revised Code § 4501.01 (B)
- (b) "Operator" has the same meaning as set forth in Ohio Revised Code § 4501.01 (X)
- (c) "Vehicle" has the same meaning as set forth in Ohio Revised Code § 4501.01 (A)
- (d) "Low-speed vehicle" has the same meaning as set forth in Ohio Revised Code § 4501.01 (WW)
- (e) "Under-speed vehicle" has the same meaning as set forth in Ohio Revised Code § 4501.01 (XX)
- (f) "Utility vehicle" has the same meaning as set forth in Ohio Revised Code § 4501.01 (VV)

#### 343.02 Inspections

- (a) All inspections must be completed by the Licking County Sheriff's Office and shall be completed on all low-speed, under-speed, and utility vehicles for compliance with applicable safety/equipment requirements of the State of Ohio relative to motor vehicles.
- (b) The vehicle must successfully pass the required vehicle inspection, be registered in accordance with Ohio Revised Code 4503, and be titled in accordance with Ohio Revised Code 4505 and abide by all other laws as delineated and prescribed by the State of Ohio.
- (c) In order to pass the required vehicle inspection, the low-speed, under-speed, and utility vehicle must include the following equipment and any other equipment as required by Ohio Revised Code § 4513.02:
  - a. Adequate brakes and braking system including a parking brake;
  - b. Properly working brake lights, head lights, taillights, and turn signals;
  - c. A properly working steering column;
  - d. A windshield to prohibit injury from roadway debris;
  - e. A rearview mirror;
  - f. A working horn audible at 200 feet distance;
  - g. Rear license plates and a license plate light to make the rear plate legible from a distance of fifty (50) feet during dark hours;
  - h. Seatbelts for all drivers and all passengers.
  - i. Appropriate tires free from any condition that may cause the tire to be unsafe or inoperable.
- (d) Following said inspection as defined in (c) all low-speed, under-speed, and utility vehicles shall maintain compliance with all the equipment set forth in (c).
- (e) Any low-speed, under-speed, and utility vehicle owned and operated by the Village of Hebron, Ohio that is prone to frequent stops, must have yellow flashing lights affixed to the low-speed, under-speed, and utility vehicle and be in operation during its use.

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## 343.03 Usage and Restrictions

- (a) No person shall operate a low-speed, under-speed, or utility vehicle upon any municipal street, legal thoroughfares, public streets, or right-of-ways having an established speed limit of greater than thirty-five (35) miles per hour.
- (b) No person, except for Village of Hebron's employees, agents, or independent contractors, shall operate a low-speed, under-speed, or utility vehicle on the following roads:
  - a. Enterprise Drive
  - b. John Alford Parkway
  - c. Capital Drive
  - d. Reliance Drive
  - e. Refugee Road Southeast
  - f. Canyon Road Southeast
  - g. West Main Street otherwise known as U.S. Route 40
  - h. East Main Street otherwise known as U.S. Route 40
  - i. State Route 79 otherwise known as Hebron Road Southeast
  - j. North High Street
- (c) Said restriction in subsection (b) shall not prohibit a person operating a low-speed, under-speed, or utility vehicle from proceeding across an intersection of a thoroughfares, public streets, or right-of-way as listed in subsection (b) such as U.S. Route 40.
- (d) In addition, said restrictions in subsection (b) shall not prohibit a person operating a low-speed, under-speed, or utility vehicle from operating it on a restricted road in subsection (b) if said person operating the vehicle is operating on the restricted roadway for the limited purpose of traversing the restricted roadway to immediately exit it to an adjacent side street.
- (e) No person shall operate any low-speed, under-speed, or utility vehicle upon any thoroughfares, public streets, or right-of-way without a valid driver's license and proof of financial responsibility in amounts equal to the requirements Ohio Revised Code § 4509.01(K)
- (f) No person, except for the Village of Hebron for maintenance purposes, shall operate a low-speed, under-speed, or utility vehicle upon any sidewalk or shared-use path.

## 343.99 Penalty

- (a) Except as otherwise provided in this Chapter, whoever violates Section 343.01, 343.02, or 343.03 of this section is guilty of a minor misdemeanor. If within one year of the offense, the offender previously has been convicted of or plead guilty to a previous offense of this section the offender shall be 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 offenses of this section the offender shall be guilty of a misdemeanor of the third degree.