

**NORTH RIDGEVILLE CITY COUNCIL
STREETS, SIDEWALKS AND BRIDGES COMMITTEE MEETING MINUTES
COUNCIL CHAMBERS – 6:00 p.m.
MONDAY, DECEMBER 3, 2018**

To Order:

Chairman Bob Chapek called the Streets, Sidewalks and Bridges Committee meeting to order at 6:00 p.m.

Attendance:

Members present: Councilman Dennis Boose, Councilwoman Michelle Hung and Chairman Bob Chapek.

Also present: Assistant Law Director Toni Morgan, President Kevin Corcoran, Chief Building Inspector Guy Fursdon, Councilman Martin DeVries, Councilman Bruce Abens, Safety-Service Director Jeff Armbruster and Assistant Clerk of Council Tara Peet.

Minutes:

Chairman Chapek asked for any additions or corrections to the minutes of July 16, 2018. No discussion was offered. The minutes stand approved as submitted.

Discussion regarding N.R.C.O. Chapter 440:

Chairman Chapek opened up the meeting stating the discussion will begin with the suggested changes Assistant Law Director Morgan made to Chapter 440 in red **(attached)**.

Assistant Law Director Morgan stated the changes speak for themselves. She noted one section of the code in the chapter has already been amended by Council. She also stated she spoke with the Chief of Police when she was making suggested changes and he communicated that it was state patrol that enforced big truck violators.

Chairman Chapek stated he recommended all the changes noted by Assistant Law Director Morgan.

Councilman Boose asked about section 440.15 and if it needed additional regulation regarding limousines.

Assistant Law Director Morgan stated it was fine as written as it falls on Ohio Revised Code which is listed in that particular section.

Chairman Chapek asked that the Law Department make the necessary amendments and submit it back to the Committee for review.

Discussion regarding N.R.C.O. Chapter 1024:

Chairman Chapek turned the meeting over to Councilwoman Hung stating she had been most passionate about seeing changes to this particular chapter.

Councilwoman Hung stated the sidewalk discussion started with the development going in by K. Hovnanian near Sugar Ridge. When the contractor came to Planning, Council was blamed for not requiring sidewalks on both sides of the road. She felt sidewalks need to be mandated on both sides of the roadway for all new homes in subdivisions.

Chairman Chapek stated the amendments to the chapter will be for new construction only and doesn't cover the older areas of the City. He asked if a plan will be put in place for constructing sidewalks Citywide in the already constructed areas.

Safety-Service Director Armbruster stated there was a sidewalk deposit in place in the past. The City gave it back because there were sidewalks to nowhere. He felt requiring people to put in sidewalks on old construction would be very difficult.

Chief Building Inspector Fursdon stated the current chapter is written for a time when the City was rural. The City has more subdivisions and children are walking on the street. He noted that on Waterbury 9 a walking trail on one side was drawn in and no one thought about sidewalks on the west side. He noted the chapter does say sidewalks are required in a subdivision. He stated they all needed to pay better attention to the sidewalk requirements.

Assistant Law Director Morgan stated two issues present themselves - subdivisions are required to have sidewalks in front of houses. The last subdivision that had the walking path did not have homes on the other side so the sidewalks weren't required. Any changes to the chapter will be only for new construction. Assistant Law Director Morgan suggested changing the exceptions as a start.

Councilman Boose stated there are two issues being discussed – how to develop a plan to require sidewalks be installed in already constructed areas and how to change the chapter to require sidewalks on both sides of the road for future construction.

Councilman Boose felt language should be added to require sidewalks on both sides of a roadway in subdivisions. Kids are walking on the streets and it presented a safety issue. He noted the amount of foot traffic on Jaycox Road. Councilman Boose stated a few years back he had suggested a plan be put into place that required all sidewalks be completed within twenty years. He noted Westlake did it as well as other communities.

Councilman Boose suggested removing exceptions two, four and six.

Chief Building Inspector Fursdon suggested changing the exception to “as required by Planning Commission.” He added he felt a uniform plan should be put together by the Engineer.

Councilman Boose stated the City does not have the funding to put all the sidewalks in at once, but a plan was need to determine how much it would cost, how much would need to be set aside and where the money would come from. Councilman Boose also stated a

possible suggestion could be for folks that do not have a sidewalk near them, to escrow their money until it is further developed and track the money to the parcel for the future.

Chief Building Inspector Fursdon stated the money would need tracked and should be invested to offset the cost in the future.

Councilman Boose stated he felt the chapter should be amended first to address new construction as it will be the easier part then work on a sidewalk plan.

Assistant Law Director Morgan recapped that her understanding was that the Committee wanted the gaps filled in to require sidewalks in the chapter and then a plan for the future. She stated she will put something together for discussion and review.

Safety-Service Director Armbruster stated the City would put the sidewalk in and assess the homeowner over a period of time as the City did with the Westerly Sewer. He noted he didn't think it was a good idea to require sidewalk deposits as it is difficult to track.

Councilman Boose thanked Assistant Law Director Morgan for her assistance and suggested revisions.

Adjournment:

Chairman Chapek adjourned the meeting at 6:46 p.m.

Date Approved: _____

Tara L. Peet, MMC
Assistant Clerk of Council



MEMO

CITY OF NORTH RIDGEVILLE

To: Streets, Sidewalks, Bridge Committee
From: Toni Morgan, Assistant Law Director/Prosecutor
Subject: Review of Chapter 440, Commercial and Heavy Vehicles
Date: June 25, 2018

Attached please find a printed copy of N.R.C.O. Chapter 440. The local sections were compared to the O.R.C. to determine if the local versions are up to date.

For the most part, everything from the O.R.C. which applies to a municipality has been retained and is current. In some case we have added language or entire ordinance sections to accommodate the needs of the City. Most things which were "added" are so noted.

One exception is N.R.C.O. § 440.15 Chauffeured Limousines. Our local ordinance is very different from the O.R.C. I have attached the O.R.C. to the end of these materials for your review to determine if you desire to change it.

A minor amendment in § 440.20 is also suggested.

Otherwise, the chapter essentially mirrors the O.R.C.

CHAPTER 440 Commercial and Heavy Vehicles

- 440.01 Definitions.**
- 440.02 Compliance with weight limitations; exceptions.**
- 440.03 Load weight and tire width requirements.**
- 440.04 Weight limits; towing connection length.**
- 440.05 Maximum width, height and length.**
- 440.06 Wheel protectors.**
- 440.07 Vehicles transporting explosives.**
- 440.08 Towing requirements; exception to size and weight restrictions.**
- 440.09 Loads dropping or leaking; tracking mud; removal required.**
- 440.10 Vehicles with spikes, lugs and chains.**
- 440.11 Occupying travel trailer or manufactured home while in motion.**
- 440.12 Route and load information.**
- 440.13 Shifting load; loose loads.**
- 440.14 Loads spilling; responsibility of hauler and prime contractor.**
- 440.15 Chauffeured limousines.**
- 440.16 Permit to move overweight vehicles; inspection.**
- 440.165 Permits for oversize and overweight vehicles on local streets.**
- 440.17 Through trucks prohibited; load limits.**
- 440.18 Use of State and Federal routes by overweight vehicles.**
- 440.19 Posting signs as to use of State and Federal routes.**
- 440.20 Night parking in Residence Districts.**
- 440.21 Lane restrictions; passing.**
- 440.22 Compliance with rules of State Public Utilities Commission.**
- 440.23 Tax cards.**
- 440.24 Operation on routes provided for in certificates issued by State Public Utilities Commission.**
- 440.25 Liability insurance; bonds.**
- 440.26 Certificate of necessity.**
- 440.27 Marking of vehicles.**
- 440.28 Log book and safety equipment.**
- 440.29 Identification of vehicles.**
- 440.30 Use of farm trucks.**
- 440.31 Statement of gross vehicle weight.**
- 440.99 Penalty.**

CROSS REFERENCES

- See section histories for similar State law
- Display of certificates of registration - see Ohio R.C. 4549.18
- Arrest notice of drivers - see Ohio R.C. 5577.14
- Riding in cargo storage areas - see TRAF. **416.06**
- Stopping at grade crossings - see TRAF. **432.32**, **432.33**
- Slow-moving equipment at grade crossings - see TRAF. **432.33**
- Truck loading zones - see TRAF. **452.09**
- Bus stops and taxicab stands - see TRAF. **452.10**

440.01 DEFINITIONS.

As used in this chapter:

- ✓ (a) "Assembled" means, in regard to motor vehicles, capable of being driven.
- ✓ (b) "Automobile transporter" means any vehicle combination designed and used expressly for the transport of assembled motor vehicles.
- ✓ (c) "Axle" means one or more load-carrying wheels mounted in a single transverse vertical plane.
- ✓ (d) "B-train assembly" means any rigid frame extension that is attached to the rear frame of one semitrailer and provides a fifth wheel connection point for a second semitrailer.
- ✓ (e) "Boat transporter" means any vehicle combination, including a straight truck towing a trailer typically using a ball and socket connection, designed and used specifically for the transport of boat hulls and boats, whether the hulls or boats are assembled or partially disassembled to facilitate transportation.
- ✓ (f) "Maximum axle load" means the gross weight of a vehicle and load imposed by any axle upon the road surface.
- ✓ (g) "Maximum wheel load" means the proportionate gross weight of a vehicle and load imposed by any wheel upon the road surface.
- ✓ (h) "Saddlemount vehicle transporter combination" means any combination of vehicles in which a straight truck or commercial tractor tows one or more straight trucks or commercial tractors, each connected by a saddle to the frame or fifth wheel of the straight truck or commercial tractor in front of it. Such a combination may include a fullmount, in which a smaller vehicle is mounted completely on the frame of either the first or last straight truck or commercial tractor in the saddlemount combination.
- ✓ (i) "Spacing between axles" means the distance between any two successive such planes.
- ✓ (j) "Stinger-steered automobile transporter" means any automobile transporter configured as a semitrailer combination in which the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit.
- ✓ (k) "Stinger-steered boat transporter" means a boat transporter configured as a semitrailer combination in which the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit.

(ORC 5577.01(A))

440.02 COMPLIANCE WITH WEIGHT LIMITATIONS; EXCEPTIONS.

No traction engine, steam roller, or other vehicle, load, object or structure, whether propelled by muscular or motor power, not including vehicles run upon stationary rails or tracks, fire engines, fire trucks, or other vehicles or apparatus belonging to or used by any municipal or volunteer fire department in the discharge of its functions, shall be operated or moved over or upon the improved public streets, highways, bridges, or culverts in this municipality upon wheels, rollers or otherwise, weighing in excess of the weights prescribed in this chapter or Ohio R.C. 5577.01 et seq., including the weight of the vehicle, object, structure or contrivance and load, except upon special permission granted as provided by Ohio R.C. 4513.34" or a substantially similar municipal ordinance." ← Added

(ORC 5577.02; Ord. 350-66. Passed 10-3-66.)

440.03 LOAD WEIGHT AND TIRE WIDTH REQUIREMENTS.

(a) No person shall transport over the improved streets, bridges or culverts" of the Municipality" ← Added in any vehicle propelled by muscular, motor or other power, any burden, including weight of vehicle and load, greater than the following:

(1) In vehicles having metal tires three inches or less in width, a load of 500 pounds for each inch of the total width of tire on all wheels. When the tires on such vehicles exceed three inches

*ORC map
5577.01
to 5577.14
inclusive*

firm OR CORPORATION

public

Alleys, intercounty highways, state highway

ADDED

in width, an additional load of 800 pounds shall be permitted for each inch by which the total width of the tires on all wheels exceeds twelve inches.

(2) In vehicles having tires of rubber or other similar substances, for each inch of the total width of tires on all wheels, as follows:

- A. For tires three inches in width, a load of 450 pounds.
- B. For tires three and one-half inches in width, a load of 450 pounds.
- C. For tires four inches in width, a load of 500 pounds.
- D. For tires five inches in width, a load of 600 pounds.
- E. For tires six inches and over in width, a load of 650 pounds.

(b) The total width of tires on all wheels shall be, in case of solid tires of rubber or similar substances, the actual width in inches of all such tires between the flanges at the base of the tires, but in no event shall that portion of the tire coming in contact with the road surface be less than two-thirds of the width so measured between the flanges.

(c) In the case of pneumatic tires of rubber or similar substances, the total width of the tires on all wheels shall be the actual width of all such tires, measured at the widest portion thereof when inflated and not bearing a load.

(d) In no event shall the load, including the proportionate weight of vehicle that can be concentrated on any wheel, exceed 650 pounds to each inch in width of the tread for solid tires, or each inch in the actual diameter of pneumatic tires measured when inflated and not bearing a load. (ORC 5577.03; Ord. 350-66. Passed 10-3-66.)

AS defined in this section

440.04 WEIGHT LIMITS; TOWING CONNECTION LENGTH.

(a) The maximum wheel load of any one wheel of any vehicle, trackless trolley, load, object or structure operated or moved upon improved public highways, streets, bridges or culverts shall be 650 pounds per inch width of pneumatic tire, measured as prescribed by Ohio R.C. 5577.03.

NOT EXCEED

(b) The weight of a vehicle and load imposed upon the road surface of any part of the interstate system or, *ADDED* { except as permitted by subsection (d) hereof, upon a road surface that is not part of the interstate system," by vehicles with pneumatic tires, shall not exceed any of the following weight limitations:

- (1) On any one axle, 20,000 pounds;
- (2) On any tandem axle, 34,000 pounds;
- (3) On any two or more consecutive axles, the maximum weight as determined by application of the formula provided in subsection (c) hereof.

(c) For purposes of paragraph (b)(3) *of this section* hereof, the maximum gross weight on any two or more consecutive axles shall be determined by application of the following formula:

$$W = 500((LN/N-1) + 12N + 36)$$

rounded whole

In this formula, W equals the overall gross weight on any group of two or more consecutive axles to the nearest 500 pounds, L equals the distance in feet between the extreme of any group of two or more consecutive axles, and N equals the number of axles in the group under consideration. However, two consecutive sets of tandem axles may carry a gross load of 34,000 pounds each, provided the overall distance between the first and last axles of such consecutive sets of tandem axles is thirty-six feet or more.

(d) Through June 30, 1996, as an alternative to subsection (b) hereof, the weight of a vehicle and load imposed upon a road surface that is not part of the interstate system by vehicles with pneumatic tires shall not exceed the following:

ADDED

(1) By any two successive axles spaced four feet or less apart, and weighed simultaneously, 24,000 pounds;

(2) By any two successive axles, spaced more than four feet apart, and weighed simultaneously, 34,000 pounds, plus 1,000 pounds per foot, or fraction thereof, over four feet, not to exceed 40,000 pounds.

Except as provided in division (I) of this section, [we do not include (I)]

(e) The weight of a vehicle and load imposed upon a road surface that is not part of the interstate system by vehicles with pneumatic tires, by any three successive load-bearing axles designated to equalize the load between such axles and spaced so that each such axle of the three-axle group is more than four feet from the next axle in the three-axle group and so that the spacing between the first axle and the third axle of the three-axle group is no more than nine feet, shall be computed using either of the following methods:

substantially similar - same effect

(1) Such load-bearing three-axle group shall be weighed simultaneously as a unit and shall not exceed 48,000 pounds. The total weight of a vehicle and load shall not exceed 38,000 pounds, plus an additional 900 pounds for each foot of spacing between the front axle and the rear-most axle of the vehicle.

(2) Such load-bearing three-axle group shall be weighed simultaneously as a unit and shall not exceed 42,500 pounds. The total weight of a vehicle and load of a six-axle vehicle combination, with at least twenty feet of spacing between the front axle and rearmost axle, shall not exceed 54,000 pounds plus an additional 600 pounds for each foot of spacing between the front axle and the rearmost axle of the vehicle.

(d) (4) in ORC

The total weight of a vehicle and load utilizing any combination of axles, other than as provided for three-axle groups in this subsection, shall not exceed 38,000 pounds plus an additional 900 pounds for each foot of spacing between the front axle and rearmost axle of the vehicle.

(f) Notwithstanding subsections (b), (d) and (e) hereof, the maximum overall gross weight of a vehicle and load imposed upon the road surface shall be 80,000 pounds.

(g) Notwithstanding any other provision of law, when a vehicle is towing another vehicle, the drawbar or other connection shall be of a length such as will limit the spacing between the nearest axles of the respective vehicles to a distance not in excess of twelve feet and six inches.

(h) As used in this section, "tandem axle" means two consecutive axles whose centers may be included between parallel transverse vertical planes spaced more than forty inches but not more than ninety-six inches apart, extending across the full width of the vehicle.

(i) This section does not apply to passenger bus-type vehicles operated by a Regional Transit Authority pursuant to Ohio R.C. 306.30 to 306.54. (ORC 5577.04; Ord. 2806-93. Passed 12-6-93.)

440.05 MAXIMUM WIDTH, HEIGHT AND LENGTH.

(a) No vehicle shall be operated upon the public highways, streets, bridges and culverts within the Municipality, whose dimensions exceed those specified in this section.

(b) No such vehicle shall have a width in excess of:

- (1) 104 inches for passenger bus type vehicles operated exclusively within municipal corporations;
- (2) 102 inches, excluding such safety devices as are required by law, for passenger bus type vehicles operated over freeways, and such other State roads with minimum pavement widths of twenty-two feet, except those roads or portions of roads over which operation of 102-inch buses is prohibited by order of the Ohio Director of Transportation;
- (3) 132 inches for traction engines;
- (4) 102 inches for recreational vehicles, excluding safety devices and retracted awnings and other appurtenances of six inches or less in width and except that the Director may prohibit the operation of 102-inch recreational vehicles on designated State highways or portions of highways;
- (5) 102 inches, including load, for all other vehicles, except that the Director may prohibit the operation of 102-inch vehicles on such State highways or portions of State highways as the Director designates.

(c) No such vehicle shall have a length in excess of:

- (1) 66 feet for passenger bus type vehicles and articulated passenger bus type vehicles operated by a regional transit authority pursuant to Ohio R.C. 306.30 to 306.54;
- (2) 45 feet for all other passenger bus type vehicles;
- (3) 53 feet for any semitrailer when operated in a commercial tractor-semitrailer combination, with or without load, except that the Director may, by journal entry, prohibit the operation of any such commercial tractor-semitrailer combination on such State highways or portions of State highways as the Director designates;
- (4) 28.5 feet for any semitrailer or trailer when operated in a commercial tractor-semitrailer-trailer or commercial tractor-semitrailer-semitrailer combination, except that the Director may prohibit the operation of any such commercial tractor-semitrailer-trailer or commercial tractor-semitrailer-semitrailer combination on such State highways or portions of State highways as the Director designates;
- (5) A. 97 feet for drive-away saddlemount vehicle transporter combinations and drive-away saddlemount with fullmount vehicle transporter combinations when operated on any interstate, United States route, or State route, including reasonable access travel on all other roadways for a distance not to exceed one road mile from any interstate, United States route, or State route, not to exceed three saddlemounted vehicles, but which may include one fullmount;
B. 75 feet for drive-away saddlemount vehicle transporter combinations and drive-away saddlemount with fullmount vehicle transporter combinations, when operated on any roadway not designated as an interstate, United States route, or State route, not to exceed three saddlemounted vehicles, but which may include one fullmount;
- (6) 65 feet for any other combination of vehicles coupled together, with or without load, except as provided in subsections (c)(3) and (4) and in subsection (e) hereof;
- (7) 45 feet for recreational vehicles.
- (8) 50 feet for all other vehicles except trailers and semitrailers, with or without load.

(d) No such vehicle shall have a height in excess of thirteen feet six inches, with or without load.

(e) An automobile transporter or boat transporter shall be allowed a length of sixty-five feet and a stinger-steered automobile transporter or stinger-steered boat transporter shall be allowed a length of seventy-five feet, except that the load thereon may extend no more than four feet beyond the rear of such vehicles and may extend no more than three feet beyond the front of such vehicles, and except further that the Director may prohibit the operation of any stinger-steered

automobile transporter or stinger-steered boat transporter or a B-train assembly on any State highway or portion of any State highway that the Director designates.

(f) The widths prescribed in subsection (b) shall not include side mirrors, turn signal lamps, marker lamps, handholds for cab entry and egress, flexible fender extensions, mud flaps, splash and spray suppressant devices, and load-induced tire bulge.

The width prescribed in subsection (b)(5) shall not include automatic covering devices, tarp and tarp hardware, and tiedown assemblies, provided these safety devices do not extend more than three inches from each side of the vehicle.

The lengths prescribed in subsections (c)(2) to (8) hereof shall not include safety devices, bumpers attached to the front or rear of such bus or combination, nonproperty carrying devices or components that do not extend more than twenty-four inches beyond the rear of the vehicle and are needed for loading or unloading, B-train assembly used between the first and second semitrailer of a commercial tractor-semitrailer-semitrailer combination, energy conservation devices as provided in any regulations adopted by the Secretary of the United States Department of Transportation, or any noncargo-carrying refrigeration equipment attached to the front of trailers and semitrailers. In special cases, vehicles whose dimensions exceed those prescribed by this section may operate in accordance with rules adopted by the Ohio Director of Transportation.

(g) This section does not apply to fire engines, fire trucks or other vehicles or apparatus belonging to any municipal corporation or to the volunteer fire department of any municipal corporation or used by such department in the discharge of its functions. This section does not apply to vehicles and pole trailers used in the transportation of wooden and metal poles, nor to the transportation of pipes or well-drilling equipment, nor to farm machinery and equipment. The owner or operator of any vehicle, machinery or equipment not specifically enumerated in this section but the dimensions of which exceed the dimensions provided by this section, when operating the same on the highways and streets of this State shall comply with the rules of the Director governing such movement, that the Director may adopt. Ohio R.C. 119.01 to 119.13 apply to any rules the Director adopts under this section, or the amendment or rescission of the rules, and any person adversely affected shall have the same right of appeal as provided in those sections.

This section does not require the State, the Municipality, County, township or any railroad or other private corporation to provide sufficient vertical clearance to permit the operation of such vehicle, or to make any changes in or about existing structures now crossing streets, roads and other public thoroughfares in the Municipality.

(h) As used in this section, "recreational vehicle" has the same meaning as in Ohio R.C. 4501.01. (ORC 5577.05) ✓

(i) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense or subsequent offense, the person is guilty of a misdemeanor of the fourth degree. (ORC 5577.99) ✓

440.06 WHEEL PROTECTORS.

(a) No person shall drive or operate, or cause to be driven or operated, any commercial car, trailer, or semitrailer, used for the transportation of goods or property, the gross weight of which, with load, exceeds three tons, upon the public highways, streets, bridges, and culverts within the Municipality, unless such vehicle is equipped with suitable metal protectors or substantial flexible flaps on the rearmost wheels of such vehicle or combination of vehicles to prevent, as far as

minor language deviations but substance is the same

practicable, the wheels from throwing dirt, water, or other materials on the windshields of following vehicles. Such protectors or flaps shall have a ground clearance of not more than one-third of the distance from the center of the rearmost axle to the center of the flaps under any conditions of loading of the vehicle, and they shall be at least as wide as the tires they are protecting. If the vehicle is so designed and constructed that such requirements are accomplished by means of fenders, body construction, or other means of enclosure, then no such protectors or flaps are required. Rear wheels not covered at the top by fenders, bodies, or other parts of the vehicle shall be covered at the top by protective means extending at least to the center line of the rearmost axle.

(ORC 5577.11) ✓

(b) Whoever violates this section shall be fined not more than twenty-five dollars (\$25.00).
(ORC 5577.99(E))

440.07 VEHICLES TRANSPORTING EXPLOSIVES.

(a) Any person operating any vehicle transporting explosives upon a highway shall at all times comply with the following requirements:

(1) The vehicle shall be marked or placarded on each side and on the rear with the word "EXPLOSIVES" in letters not less than eight inches high, or there shall be displayed on the rear of such vehicle a red flag not less than 24 inches square marked with the word "DANGER" in white letters six inches high, or shall be marked or placarded in accordance with Section 177.823 of the United States Department of Transportation regulations.

(2) Such vehicle shall be equipped with not less than two fire extinguishers, filled and ready for immediate use, and placed at convenient points on such vehicle. (ORC 4513.29) ✓

(b) Whoever violates this section is guilty of a minor misdemeanor.
(ORC 4513.99)

440.08 TOWING REQUIREMENTS; EXCEPTION TO SIZE AND WEIGHT RESTRICTIONS.

(a) When one vehicle is towing another vehicle, the drawbar or other connection shall be of sufficient strength to pull all weight towed thereby, and such drawbar or other connection shall not exceed fifteen feet from one vehicle to the other, except the connection between any two vehicles transporting poles, pipe, machinery or other objects of structural nature which cannot readily be dismembered.

(b) When one vehicle is towing another and the connection consists only of a chain, rope or cable, there shall be displayed upon such connection a white flag or cloth not less than twelve inches square.

(c) In addition to such drawbar or other connection, each trailer and each semitrailer which is not connected to a commercial tractor by means of a fifth wheel shall be coupled with stay chains or cables to the vehicle by which it is being drawn. The chains or cables shall be of sufficient size and strength to prevent the towed vehicle's parting from the drawing vehicle in case the drawbar or other connection should break or become disengaged. In case of a loaded pole trailer, the connecting pole to the drawing vehicle shall be coupled to the drawing vehicle with stay chains or cables of sufficient size and strength to prevent the towed vehicle's parting from the drawing vehicle.

(d) Every trailer or semitrailer, except pole and cable trailers and pole and cable dollies operated by a public utility, as defined in Ohio R.C. 5727.01, shall be equipped with a coupling device which shall be so designed and constructed that the trailer will follow substantially in the path of the vehicle drawing it, without whipping or swerving from side to side. Vehicles used to transport agricultural produce or agricultural production materials between a local place of storage and supply and the farm, when drawn or towed on a street or highway at a speed of twenty-five miles per hour or less, and vehicles designed and used exclusively to transport a boat between a place of storage and a marina, or in and around a marina, when drawn or towed on a street or highway for a distance of no more than ten miles and at a speed of twenty-five miles per hour or less shall have a drawbar or other connection, including the hitch mounted on the towing vehicle, which shall be of sufficient strength to pull all the weight towed thereby. Only one such vehicle used to transport agricultural produce or agricultural production materials as provided in this section may be towed or drawn at one time, except as follows:

(1) An agricultural tractor may tow or draw more than one such vehicle;

(2) A pickup truck or straight truck designed by the manufacturer to carry a load of not less than one-half ton and not more than two tons may tow or draw not more than two such vehicles that are being used to transport agricultural produce from the farm to a local place of storage. No vehicle being so towed by such a pickup truck or straight truck shall be considered to be a motor vehicle. (ORC 4513.32) ✓

(e) Whoever violates this section is guilty of a minor misdemeanor.
(ORC 4513.99)

(f) Exception to Size and Weight Restrictions.

(1) The size and weight provisions of this chapter and Ohio R.C. Chapter 5577 do not apply to a person who is engaged in the initial towing or removal of a wrecked or disabled motor vehicle from the site of an emergency on a public highway where the vehicle became wrecked or disabled to the nearest site where the vehicle can be brought into conformance with the requirements of this chapter and Ohio R.C. Chapter 5577 or to the nearest qualified repair facility.

(2) Any subsequent towing of a wrecked or disabled vehicle shall comply with the size and weight provisions of this chapter and Ohio R.C. Chapter 5577.

(3) No court shall impose any penalty prescribed in Ohio R.C. 5577.99, or any substantially equivalent municipal ordinance, or the civil liability established in Ohio R.C. 5577.12 upon a person towing or removing a vehicle in the manner described in division (c)(1) of this section.

(ORC 5577.15) ✓

**440.09 LOADS DROPPING OR LEAKING; TRACKING MUD;
REMOVAL REQUIRED.**

(a) No vehicle shall be driven or moved on any street, highway or other public place unless such vehicle is so constructed, loaded or covered as to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom, except that sand or other substances may be dropped for the purpose of securing traction, or water or other substances may be sprinkled on a roadway in cleaning or maintaining such roadway.

(b) Except for a farm vehicle used to transport agricultural produce or agricultural production materials or a rubbish vehicle in the process of acquiring its load, no vehicle loaded with garbage, swill, cans, bottles, waste paper, ashes, refuse, trash, rubbish, waste, wire, paper, cartons, boxes, glass, solid waste or any other material of an unsanitary nature that is susceptible to blowing or bouncing from a moving vehicle shall be driven or moved on any street, highway or other public

place unless the load is covered with a sufficient cover to prevent the load or any part of the load from spilling onto the street, highway or other public place.

(ORC 4513.31)

ADDED

(c) No person shall operate any vehicle so as to track or drop mud, stones, gravel or other similar material on any street, highway or other public place.

ADDED

(d) It shall be the duty of the driver of a vehicle who unlawfully drops or deposits mud, stones, gravel or other similar material or permits the load or any portion thereof to be dropped or deposited upon any street, highway or other public place to immediately remove the same or cause it to be removed. (ORC 4513.31)

(e) Whoever violates this section is guilty of a minor misdemeanor.
(ORC 4513.99)

440.10 VEHICLES WITH SPIKES, LUGS AND CHAINS.

(a) No person shall drive over the improved highways of this Municipality a traction engine or tractor with tires or wheels equipped with ice picks, spuds, spikes, chains or other projections of any kind extending beyond the cleats, and no person shall tow or in any way pull another vehicle over the improved highways of this Municipality which towed or pulled vehicle has tires or wheels equipped with ice picks, spuds, spikes, chains or other projections of any kind. "Traction engine" or "tractor," as used in this section, applies to all self-propelling engines equipped with metal-tired wheels operated or propelled by any form of engine, motor or mechanical power.

(b) This Municipality shall not adopt, enforce, or maintain any ordinance, rule or regulation contrary to or inconsistent with division (a), nor shall this Municipality require any license tax upon or registration fee for any traction engine, tractor, or trailer, or any permit or license to operate. Operators of traction engines or tractors shall have the same rights upon the public streets and highways as the drivers of any other vehicles, unless some other safe and convenient way is provided, and no public road open to traffic shall be closed to traction engines or tractors. (ORC 5589.08) ✓

(c) For purposes of this section, "studded tire" means any tire designed for use on a vehicle, and equipped with metal studs or studs of wear-resisting material that project beyond the tread of the traction surface of the tire. "Motor vehicle," "street or highway," "public safety vehicle" and "school bus" have the same meanings as given those terms in Chapter 402.

(d) (1) Except as provided in subsection (d)(2) hereof, no person shall operate any motor vehicle, other than a public safety vehicle or bus, that is equipped with studded tires on any street or highway, except during the period extending from November 1 of each year through April 15 of the succeeding year.

(2) A person may operate a motor vehicle that is equipped with retractable studded tires with the studs retracted at any time of the year, but shall operate the motor vehicle with the studs extended only as provided in subsection (b)(1) hereof.

(e) This section does not apply to the use of tire chains when there is snow or ice on the streets or highways where such chains are being used, or the immediate vicinity thereof. (ORC 5589.081) ✓

(f) Whoever violates this section is guilty of a minor misdemeanor.
(ORC 5589.99)

440.11 OCCUPYING TRAVEL TRAILER OR MANUFACTURED HOME WHILE IN MOTION.

(a) No person shall occupy any travel trailer or manufactured or mobile home while it is being used as a conveyance upon a street or highway.

(b) Except as otherwise provided in this division, 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 4511.701) ✓

440.12 ROUTE AND LOAD INFORMATION.

ADDED

Drivers of vehicles described in this chapter are required, upon request by a police officer, to give full and true information as to the route they are following and the name of the consignor and consignee and place of delivery or removal and the location of any consignment being hauled or goods being removed, and upon a designation by such police officer of a route to be followed, shall immediately adopt and pursue such route.

440.13 SHIFTING LOAD; LOOSE LOADS.

ADDED

(a) In addition to any other lawful requirements of load distribution, no person shall operate any vehicle upon a street or highway unless such vehicle is so laden as to prevent its contents from shifting or otherwise unbalancing the vehicle to such an extent as to interfere with the safe operation of the same.

(b) No motor vehicle or trailer shall be driven unless the tailboard or tailgate, tarpaulins, chains (except ground or contact chains), ropes, stakes, poles, and the like, or any part of the load, are securely fastened to prevent dangling, flapping, swinging or falling from the side, end or top of the load or body. All projecting cargo shall be properly guarded by a red flag or cloth or a red light or lantern as required by Ohio R.C. 4513.09, or any substantially similar municipal ordinance.

440.14 LOADS SPILLING; RESPONSIBILITY OF HAULER AND PRIME CONTRACTOR.

ADDED

(a) No person shall haul or transport any material over any portion of the streets in the Municipality without making adequate provision to prevent the spillage of any material upon the streets. In the event of any such spillage in the course of such hauling or transporting, the material deposited upon the street shall forthwith be removed by the hauler. Upon notification to the prime contractor, such prime contractor shall be equally obligated to remove such spillage forthwith and any action brought pursuant to this section may be brought against the hauler, the prime contractor, or both such parties.

(b) The term "street", as used in this section, includes sidewalks and curb lawns.
(Ord. 728-71. Passed 10-4-71.)

440.15 CHAUFFEURED LIMOUSINES.

(a) The operator of a chauffeured limousine shall accept passengers only on the basis of prearranged contracts, as defined in Ohio R.C. 4501.01, and shall not cruise in search of patronage unless the limousine is in compliance with any statute or ordinance governing the operation of taxicabs or other similar vehicles for hire.

NEEDS REVIEW
(ALL ATTACHED)

(b) No person shall advertise or hold himself or herself out as doing business as a limousine service or livery service or other similar designation unless each vehicle used by the person to provide the service is registered in accordance with Ohio R.C. 4503.24 and is in compliance with Ohio R.C. 4509.80.

(c) Whoever violates this section is guilty of a misdemeanor of the first degree. (ORC 4511.85)

440.16 PERMIT TO MOVE OVERWEIGHT VEHICLES; INSPECTION.

(a) The Safety-Service Director, upon application, in writing, by the owner or person having charge thereof, may grant permission for the moving of vehicles, objects and structures in excess of the limits set forth in Sections 440.03 and 440.04. Such permission shall be in writing, and the Director may grant the same subject to such conditions and restrictions as in his or her judgment are necessary for the preservation and protection of such streets, bridges and culverts.

(b) Any police officer, having reason to believe that the weight of a vehicle and load is unlawful, is authorized to require the driver to stop and submit to a weighing of the same either by means of portable or stationary scales, and may require that such vehicle be driven to the nearest scales.

(c) Whenever such officer, upon weighing a vehicle and load as above provided, determines that the weight is unlawful, such officer may require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the gross weight of such vehicle to such limit as is permitted under Sections 440.03 and 440.04. (ORC 4513.33, 4513.34; Ord. 350-66. Passed 10-3-66.)

440.165 PERMITS FOR OVERSIZE AND OVERWEIGHT VEHICLES ON LOCAL STREETS.

(a) Local Permit and Conditions.

(1) Upon application and for good cause, the Police Chief may issue a local permit authorizing an applicant to move an oversize or overweight vehicle or combination of vehicles upon local streets.

(2) No permittee shall be required to obtain a special permit from the Ohio Director of Transportation for the movement of such a vehicle or combination of vehicles on streets or highways under local jurisdiction; however, the approval of the Ohio Director of Transportation shall be required for movement upon State routes as provided in Section 440.18.

(3) The Police Chief may grant a permit for a single or round trip, or for such period of time, not to exceed six months, as the Police Chief, in his or her discretion, deems advisable, or for the duration of any construction project. The Police Chief may limit or prescribe terms or conditions of operation for such a vehicle or combination of vehicles by designating the route, hours, speed or such other restrictions as may be necessary for the preservation of the public peace, property, health and safety. The Police Chief may require the posting of a bond or other security necessary to compensate for any damage to a roadway or road structure.

(4) For each such permit, the Safety-Service Director shall charge twenty dollars (\$20.00), and for each hour of time or any part thereof spent by each police officer in supervising the movement of such a vehicle, the applicant shall pay the sum of twenty dollars (\$20.00).

ADDED

Abbreviated version - Removes parts which apply to the state only

local only - no ORC version

(5) Signs shall be posted indicating "No Thru Trucks" or words of similar import to apprise drivers of the limitations imposed by this section. No driver shall disobey the instructions indicated on any such sign.

(6) A violation of any of the limitations, terms or conditions of the permit granted by the Police Chief shall be cause for immediate revocation or suspension of such permit, and denial of any request for any future permit. Such violation shall also subject the violator to the penalty prescribed in Section 440.99.

(b) Permit Required for Certain Loads. Whoever hauls, by means of horse-drawn vehicles, motor vehicles, trucks or trailers, earth or other material from an excavation, which excavation measures 100 cubic yards or more, shall, before hauling such earth or other material over and upon the streets of the City, obtain a permit from the Chief of Police. The permit shall specify the maximum weight of the load of such a vehicle, including the weight of the vehicle, to be hauled, and the route over which the earth or other material shall be hauled. A copy of the permit shall be delivered to the applicant, and one copy shall be filed in the office of the Police Chief.

(c) Warning Signs as to Increased Penalties in Construction Zones. The Safety-Service Director may cause signs to be erected advising motorists that increased penalties apply for certain traffic violations occurring on streets or highways in a construction zone. The increased penalties shall be effective only when signs are erected in accordance with the guidelines and design specifications established by the Director under Ohio R.C. 5501.27, and when a violation occurs during hours of actual work within the construction zone.

(d) Speed Reduction in a Traffic Zone. The Safety-Service Director is authorized to reduce the posted speed limit in a construction zone during the hours of actual work.
(Ord. 3385-98. Passed 12-21-98.)

440.17 THROUGH TRUCKS PROHIBITED; LOAD LIMITS.

No person shall drive or operate a truck designed and used to carry property wherein the manufacturer's designated maximum load for such truck is specified to be in excess of one ton, whether loaded or unloaded, upon any street or other public place in the City except on designated and marked State and Federal routes, whether temporary or permanent, provided, however, that if such truck is to deliver or remove property from any place, then the truck may be driven or operated, but only between such place where the property is to be delivered to or removed from and the nearest intersecting State or Federal route.

(Ord. 554-69. Passed 9-2-69.)

440.18 USE OF STATE AND FEDERAL ROUTES BY OVERWEIGHT VEHICLES.

It shall be the duty of the drivers of vehicles exceeding the weight provided in Section 440.17, upon entering the Municipality upon a street other than a State or Federal route, to immediately proceed, by the shortest way possible, to the nearest State or Federal route leading in the direction in which the vehicle is proceeding.

(Ord. 350-66. Passed 10-3-66.)

440.19 POSTING SIGNS AS TO USE OF STATE AND FEDERAL ROUTES.

All streets and highways leading into the Municipality shall be properly posted, warning operators of vehicles exceeding the weight provided in Section 440.17 that they must follow State and Federal routes, temporary or permanent.

TO BE
AMENDED

(Ord. 350-66. Passed 10-3-66.)

440.20 NIGHT PARKING IN RESIDENCE DISTRICTS.

suggest we amend to 6 tons

No person shall park a school bus, commercial tractor, agricultural tractor, truck of more than one-half ton capacity, bus, trailer, semitrailer, pole trailer or moving van on any street within a Residence District, as provided in the Planning and Zoning Code, between one hour after sunset and one hour before sunrise.

(Ord. 350-66. Passed 10-3-66.)

440.21 LANE RESTRICTIONS; PASSING.

Except where route direction signs indicate otherwise, all commercial vehicles of the tractor-trailer type shall remain in the right-hand lane of all streets and highways within the Municipality, except when such lane is obstructed. No commercial vehicles shall pass another vehicle moving in the same direction. (Ord. 350-66. Passed 10-3-66.)

440.22 COMPLIANCE WITH RULES OF STATE PUBLIC UTILITIES COMMISSION.

No motor transportation company, as defined in Ohio R.C. 4921.02, or private motor carrier, as defined in Ohio R.C. 4923.02, shall operate any motor vehicle on or over the roads, streets and highways of the Municipality in violation of any of the rules and regulations as prescribed by the State Public Utilities Commission.

(Ord. 350-66. Passed 10-3-66.)

440.23 TAX CARDS.

No motor transportation company, as defined in Ohio R.C. 4921.02, or private motor carrier, as defined in Ohio R.C. 4923.02, shall operate any motor vehicle for the transportation of persons or property, or both, for hire on any road, street or highway in the Municipality without carrying thereon an annual tax card, an emergency tax receipt card or a reciprocity tax decal, as required under any administrative order of the State Public Utilities Commission, as authorized and provided under the terms and provisions of Ohio R.C. 4921.18 and 4923.11.

(Ord. 350-66. Passed 10-3-66.)

440.24 OPERATION ON ROUTES PROVIDED FOR IN CERTIFICATES ISSUED BY STATE PUBLIC UTILITIES COMMISSION.

No motor transportation company, as defined in Ohio R.C. 4921.02, or private motor carrier, as defined in Ohio R.C. 4923.02, shall operate any motor vehicle on any route other than the route provided for in a certificate granted by the State Public Utilities Commission, except as provided in Ohio R.C. 4921.14.

(Ord. 350-66. Passed 10-3-66.)

440.25 LIABILITY INSURANCE; BONDS.

No motor transportation company, as defined in Ohio R.C. 4921.02, or private motor carrier, as defined in Ohio R.C. 4923.02, shall operate any motor vehicle in the Municipality without having in full force and effect a liability insurance certificate policy or bond satisfactory to the State Public Utilities Commission, as required by Ohio R.C. 4921.11 and 4923.08.

(Ord. 350-66. Passed 10-3-66.)

440.26 CERTIFICATE OF NECESSITY.

No motor transportation company, as defined in Ohio R.C. 4921.02, or private motor carrier, as defined in Ohio R.C. 4923.02, shall operate any motor vehicle in the Municipality for the transportation of persons or property, for compensation or for hire, without first obtaining a certificate of necessity as required by Ohio R.C. 4921.07.
(Ord. 350-66. Passed 10-3-66.)

440.27 MARKING OF VEHICLES.

No commercial vehicle shall be operated upon the streets, highways, bridges or culverts within the Municipality which does not display on the side thereof in plain, legible letters and figures, the weight, fully equipped, the manufacturer's rated carrying capacity and the tire widths, of the vehicle.
(Ord. 350-66. Passed 10-3-66.)

440.28 LOG BOOK AND SAFETY EQUIPMENT.

No motor transportation company, as defined in Ohio R.C. 4921.02, or private motor carrier, as defined in Ohio R.C. 4923.02, shall operate a motor vehicle upon the roads, streets and highways of the Municipality without carrying a log book and safety equipment and without complying with all other rules and regulations prescribed by the State Public Utilities Commission.
(Ord. 350-66. Passed 10-3-66.)

440.29 IDENTIFICATION OF VEHICLES.

No motor transportation company, as defined in Ohio R.C. 4921.02, or private motor carrier, as defined in Ohio R.C. 4923.02, shall operate any motor vehicle on the roads, streets or highways of the Municipality without having displayed on both sides thereof, in such places as to be easily seen by anyone wishing to identify the vehicle, the following in letters and figures not less than two inches in height and three-eighths of an inch in width:

- (a) The company number of the vehicle.
- (b) The name, location and State of the company.

(Ord. 350-66. Passed 10-3-66.)

440.30 USE OF FARM TRUCKS.

No person shall use a farm truck on any public highway for commercial purposes or for any purpose other than exclusively in farm use, as otherwise defined by law, except that any farm truck designated by the manufacturer as a three-quarter ton pickup truck, or smaller, may be used by a farmer, noncommercially, as a passenger car.
(Ord. 188-63. Passed 9-3-63.)

440.31 STATEMENT OF GROSS VEHICLE WEIGHT.

(a) No person shall issue or aid in issuing any bill of lading, or other document of a like nature in lieu thereof, which bill or document is to accompany a shipment of goods or property by truck, trailer, semitrailer, commercial tractor or any other commercial vehicle used for the transportation of property, the gross weight of which vehicle, with load, exceeds three tons, with intent to defraud, by misrepresenting thereon, the weight of such goods or property to be so transported.

(b) Any driver or operator of a commercial car, trailer or semitrailer may obtain from any person, firm, partnership, corporation or association, including the owner, lessee or operator of such commercial car, trailer or semitrailer owning and operating sealed scales in this State, a written "statement of gross vehicle weight" showing the gross weight of the vehicle, including the cargo on the vehicle, the name and address of the person issuing the statement and the date and

place where the vehicle and its cargo were weighed. The driver or operator of the commercial car, trailer or semitrailer shall retain such statement of gross vehicle weight on his or her person, and any law enforcement officer of this State may request that such driver or operator exhibit it to him or her. If, upon examining the statement of gross vehicle weight, the law enforcement officer has reason to believe that the information contained therein is correct in every respect, he or she shall endorse it with his or her name and the date and place where it was exhibited to him or her. The law enforcement officer may then permit such driver or operator to proceed without weighing by a law enforcement officer of this State. No person shall willfully issue a written statement of gross vehicle weight and knowingly give any false information in such statement.

(c) Whoever violates this section shall be fined not more than five thousand dollars (\$5,000) or imprisoned for not less than thirty days nor more than six months, or both.
(Ord. 2671-92. Passed 9-8-92.)

440.99 PENALTY.

(EDITOR'S NOTE: See Sections [408.01](#) and [408.02](#) for general Traffic Code penalty if no specific penalty is provided.)

Whoever violates the weight provisions of this chapter shall be fined as follows:

- (a) For the first 2,000 pounds, or fraction thereof, of overload, eighty dollars (\$80.00);
- (b) For overloads in excess of 2,000 pounds, but not in excess of 5,000 pounds, one hundred dollars (\$100.00) and, in addition thereto, one dollar (\$1.00) per 100 pounds of overload;
- (c) For overloads in excess of 5,000 pounds, but not in excess of 10,000 pounds, one hundred thirty dollars (\$130.00) and, in addition thereto, two dollars (\$2.00) per 100 pounds of overload, or imprisoned not more than thirty days, or both.
- (d) For all overloads in excess of 10,000 pounds, one hundred sixty dollars (\$160.00) and, in addition thereto, three dollars (\$3.00) per 100 pounds of overload, or imprisoned not more than thirty days, or both.

Whoever violates the weight provisions of vehicle and load relating to gross load limits shall be fined not less than one hundred dollars (\$100.00). No penalty described in this section shall be imposed on any vehicle combination if the overload on any axle does not exceed 1,000 pounds and if the immediately preceding or following axle, excepting the front axle of the vehicle combination, is underloaded by the same or a greater amount. For purposes of this section, two axles on one vehicle less than eight feet apart shall be considered as one axle.
(Ord. 2671-92. Passed 9-8-92.)

**CERTIFICATE OF ESTIMATED AVERAGE ANNUAL PROPERTY TAX LEVY
FOR BONDS OF SUBDIVISIONS OF THE STATE**

The County Auditor of **LORAIN** County, Ohio does hereby certify the following:

1. On **June 7, 2018**, the taxing authority of the **City of North Ridgeville** certified a copy of its resolution adopted **June 4, 2018**, declaring the necessity of issuing bonds in the aggregate principal amount of **\$5,000,000**, and levying a tax outside the ten-mill limitation for the purposes set forth in that resolution to be place on the ballot at the **November 6, 2018**, election.
2. The estimated average annual property tax levy required throughout the stated maximum maturity of the bonds to pay the interest on the bonds and retire the principal over **20** years is calculated to be **0.45** mills for each one dollar of tax valuation, which is **four and five-tenth cents (\$0.045)** for each one hundred dollars of tax valuation.
3. The total tax valuation of the subdivision used in calculating the average annual property tax levy is **816,031,180**.


Auditor's Signature


Date

INSTRUCTIONS

1. "Total tax valuation" should include the taxable value of all real property and certain public utility, personal property in the subdivision. Because of the rapid phase-out of the tangible personal property tax, including certain public utility personal property, and the long term of a bond issue, the taxable value of such property should not be included in "total tax valuation." See Bulletin 8 for a more detailed explanation of the exclusions from tax valuation and how to obtain them. If the subdivision is located in more than one county, the home county auditor (where the greatest taxable value of the subdivision is located) shall obtain the assistance of the other county auditors to establish the total tax valuation of the subdivision.
2. For purposes of this certification, "subdivision" includes any agency, board, commission, or other authority authorized to request a taxing authority to submit a tax levy on its behalf.
3. In calculating the estimated average annual property tax levy, the auditor shall assume that the bonds are issued in one series bearing interest and maturing in equal principal amounts in each year over the maximum maturity of the bonds, and that the subdivision's tax valuation for the current year remains the same throughout that period. If the tax valuation for the current year (the year in which you are making this certification) is not yet determined, the auditor shall estimate that valuation. In other words, the total tax valuation used for this purpose may differ from the tax valuations on the tax lists that were most recently certified for collection.
4. For purposes of this certification, we suggest you round the millage to the nearest tenth (0.1) of a mill. This insures that whole cents will be presented here and on the ballot.
5. Please file this certificate with the subdivision as soon as possible, so the taxing authority can pass a resolution to proceed not later than 98 days before the election for school districts, or 90 days before the election for all other subdivisions.

§ 4509.80 Requirements for chauffeured limousines.

(A) Every owner registering a chauffeured limousine shall furnish and maintain proof of financial responsibility with respect to the limousine by filing with the registrar of motor vehicles any of the following:

- (1) A certificate of insurance as provided in section 4509.46 or 4509.47 of the Revised Code;
- (2) A policy of liability insurance, a declaration page of a policy of liability insurance, or liability bond, if the policy or bond provides coverage in accordance with division (B) of this section and otherwise complies with sections 4509.49 to 4509.61 of the Revised Code, and if the policy or bond provides that such policy or bond shall not be canceled or terminated prior to not less than ten days after a written notice of cancellation or termination is filed with the registrar;
- (3) A bond or certification of the issuance of a bond if the bond provides coverage in the amount of three hundred thousand dollars and otherwise complies with section 4509.59 of the Revised Code;
- (4) A certificate of deposit of money or securities if the certificate of deposit provides coverage in the amount of three hundred thousand dollars and otherwise complies with section 4509.62 of the Revised Code;

(5) A certificate of self-insurance as provided in section 4509.72 of the Revised Code.

(B) As used in this section and section 4509.81 of the Revised Code, “proof of financial responsibility” means proof of ability to respond in damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance, or use of a chauffeured limousine in the amount of one hundred thousand dollars because of bodily injury to or death of one person in any one accident, three hundred thousand dollars because of bodily injury to or death of two or more persons in any one accident, and fifty thousand dollars because of injury to property of others in any one accident.

(C) Upon the request of a law enforcement officer, the operator of any chauffeured limousine shall produce proof of compliance with this section. The law enforcement officer requesting such proof shall notify the registrar of any violation of this section. The notice to the registrar shall be on a form prescribed by the registrar and supplied by the registrar at the registrar’s expense, and shall include the license plate number of the chauffeured limousine and any other information the registrar requires.

(D) The owner, or the owner’s designee, shall provide written notice to the registrar of cancellation or termination of the coverage required by this section not less than ten days prior to the effective date of cancellation, and, on or before the effective date of cancellation, shall voluntarily surrender the livery license plate sticker for the vehicle or vehicles for which the cancellation is effective. If the livery license plate sticker is timely and voluntarily surrendered, the registrar shall, upon the filing of proof of financial responsibility as required by this section, reinstate the livery registration of the vehicle and issue a current livery license plate sticker for the vehicle.

(E) Whoever violates this section is guilty of a misdemeanor of the first degree.

§ 4501.01 Definitions.

Copy Citation

(LL) “Chauffeured limousine” means a motor vehicle that is designed to carry nine or fewer passengers and is operated for hire pursuant to a prearranged contract for the transportation of passengers on public roads and highways along a route under the control of the person hiring the vehicle and not over a defined and regular route. “Prearranged contract” means an agreement, made in advance of boarding, to provide transportation from a specific location in a chauffeured limousine. “Chauffeured limousine” does not include any vehicle that is used exclusively in the business of funeral directing.

§ 4503.24 Registration of chauffeured limousines; plates; livery sticker.

(A) The owner of a chauffeured limousine, upon compliance with the motor vehicle laws relating to the registration and licensing of motor vehicles, upon payment of the regular license tax as prescribed under section 4503.04 of the Revised Code, any tax levied under Chapter 4504. of the Revised Code, an additional fee of seven dollars and fifty cents, and the fee specified in division (C) of this section, if applicable, and upon compliance with section 4509.80 of the Revised Code, shall be issued appropriate vehicle registration and a set of license plates and a validation sticker, or a validation sticker alone when required by section 4503.191 of the Revised Code. The license plates issued under this section shall bear the word “livery” printed at the bottom of the plate . The color of the word shall be selected by the director of public safety. The additional fee shall be for the purpose of compensating the bureau of motor vehicles for additional services required in the issuing of such licenses and shall be transmitted by the registrar of motor vehicles to the treasurer of state for deposit in the public safety - highway purposes fund created by section 4501.06 of the Revised Code.

(B) Any application for registration or registration renewal of a chauffeured limousine made under this section may be submitted by mail directly to the registrar or in person to a deputy registrar.

(C) Each deputy registrar shall be allowed a fee equal to the amount established under section 4503.038 of the Revised Code for each application for registration and registration renewal notice the deputy registrar receives.