

AN ORDINANCE TO REGULATE THE OPERATION OF SNOWMOBILES WITHIN THE CORPORATION LIMITS OF THE VILLAGE OF OTTOVILLE

WHEREAS, Council of the Village of Ottoville believes that it is in the best interest of the residents of said village to provide regulatory procedure for the operation of snowmobiles within the village of Ottoville.

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Ottoville, State of Ohio:

Section I. All of the provisions contained in R.C. 4519.01 entitled "Definitions of the Ohio Revised Code are hereby incorporated herein specifically by reference.

SECTION II. No person who does not hold a valid current motor vehicle operator's or chauffer's license motor cycle operator's indorsement or probationary license issued under Chapter 4507 of the Revised Code shall operate a snowmobile on any streets or highways in this Village on any portion of the right-of-way thereof on any public land or water.

SECTION III. Failure to produce an operator's or chauffer's motor cycle operator's indorsement or probationary license, upon the reasonable demand of any law enforcement officer or other person as authorized by Section 4519.42 and 4519.43 of the Revised Code shall be *prima facie* evidence that the license has not been obtained.

SECTION IV. Snowmobiles used for winter travel may be operated upon the streets and alleys or the right-of ways thereof, provided that each shall proceed on the right side of the street, or right lane of traffic and shall travel in a single file on any such street or alley, right-of-way thereof.

SECTION V. The operator of a snowmobile shall give the right of way to all passenger cars and trucks lawfully using the streets or alleys.

SECTION VI. No snowmobiles shall operate a speed in the excess of 25 miles per hour within the limits of the Village.

SECTION VII. All snowmobiles shall register in accordance with Revised Code Section 4519.03.

SECTION VIII. No snowmobile shall operate within the Village of Ottoville as follows:

(a) On any private property without the permission of the owner or other person having the right to possession of the property.

(b) While transporting any fire arms, bow or other implement for hunting that is not unloaded and securely encased.

(c) For the purpose of chasing, pursuing capturing, or killing any animal or wild life.

(d) During the time from one half hour after sunset to one half hour before sunrise, unless displaying lighting as required by section 4519.20 of the Ohio Revised Code.

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SECTION IX. No person shall operate a snowmobile or be a passenger on a snowmobile unless wearing a protective helmet on his head with a chin strap properly fastened, and using safety glasses or other protective eye devise. Such helmet, safety glasses or other protective eye devise shall conform with regulations perscribed and promolaged by the Director of Highway Safety. The provisions of the above paragraph or any violation thereof shall be equipped with that equipment required by R.C. 4519.20 of the Ohio Revised Code which provides for a least one headlight, at least one tail light, adequate brakes and a muffler system which provides that noise does not exceed 82 decibels on the "A" scale and 50 feet as measured according to Sae J192 (Sept. 1970)

SECTION X. The operators shall be subject to all other traffic regulations as set forth in the Ohio Revised Code SEction 4511.01 et.seq.

SECTION XI. The operator of a snowmobile involved in any accident resulting in bodily injury to, or death of any person, or damage to the property of any person in excess of \$100.00 shall report the accident within 48 hours to the Ottoville Police Dept. and shall thereafter within 30 days forward a written report to the Registrar of Motor Vehicles on a form prescribed by the Registrar.

SECTION XII. Whoever violates Sections II, IV, V, VI, VIII, IX, X shall be flned not more than \$25.00 for the first offense; for each subsequent offense such person shall be fined not less than \$25.00 nor more than \$50.00

SECTION XIII. This ordinance is declared to be an emergency Ordinance for the protection and safety of the citizens of the Village of Ottoville, and shall be in effect and in full force upon the day of its passage.

PASSED December 1, 1980

Gerry A. Hohlbein
Mayor

Richard J. Wurck
Clerk