



**APPENDIX A-1: LOCAL REGULATIONS:**

1. Skateboards
2. Emergency Parking Pan During Snow Emergency
3. Sound Amplification Systems in Motor Vehicles
4. Definition of Abandoned Junk Motor Vehicle, Junk Motor Vehicle and Inoperable Motor Vehicle
5. Release of Vehicles; Records; charges.
6. Leaving Junk and Other Vehicles on Private or Public Property with the Permission of the Owner
7. Willfully leaving vehicle on Private or Public Property without Permission
8. Parking Prohibition on Private Property in Private Tow Away Zones
9. Parking and Impounding of Motor Vehicles
10. Impounding Vehicles on Private, Residential or Agricultural Property
11. Noise emitted by Engine Compression Braking



*CROSS REFERENCES*

Disposition of unclaimed vehicles - see Ohio R.C. 737.32, 4513.61 et seq.

Burden of proof - see Ohio R.C. 2901.05

Arrest without warrant for misdemeanor - see Ohio R.C. 2935.03

Right of trial by jury - see Ohio R.C. 2945.17

Time within which hearing or trial must be held - see Ohio R.C. 2945.71

Extension of time for hearing or trial - see Ohio R.C. 2945.72

Discharge for delay in trial - see Ohio R.C. 2945.73

State point system suspension - see Ohio R.C. 4507.021

Power of trial court of record to suspend or revoke license for certain violations -  
see Ohio R.C. 4507.16, 4507.34

Uniform application of Ohio Traffic Law - see Ohio R.C. 4511.06

Use of private property for vehicular travel - see Ohio R.C. 4511.08

Authority of arresting officer when radar, electrical or mechanical timing device used -  
see Ohio R.C. 4511.091

Marking motor vehicles used by traffic officers - see Ohio R.C. 4549.13

Distinctive uniform required for traffic officers - see Ohio R.C. 4549.15

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§ 1 SKATEBOARDS.

- (a) No person shall use or operate a skateboard upon a public street or sidewalk within the Village of Commercial Point.
- (b) No person shall park, leave, store or otherwise place a skateboard anywhere within the Village of Commercial Point in such a manner as to obstruct or hinder the normal or customary entrances to or exits from any building or place or in such a manner as to obstruct or hinder the normal or customary use of any sidewalk or walkway.
- (c) The term SKATEBOARD shall, without limitation, include any vehicle or device consisting basically of a board or platform mounted on wheels or rollers, whether powered by gravity, muscle power or mechanical or motorized means, which is not equipped with a positive, mechanical means of steering such vehicle or device.
- (d)
  - (1) Whoever violates this section and has not been previously convicted of or plead guilty to a violation of this section within the year immediately preceding this violation shall be guilty of a minor misdemeanor.
  - (2) If within one year of the offense, the offender previously convicted of or plead guilty to a violation of this section, the offense shall be a misdemeanor of the fourth degree.
  - (3) If, within one year of the offense, the offender previously has been convicted of or plead guilty to two or more violations of this section, then the offense shall be a misdemeanor of the third degree.
  - (4) The maximum penalties for a violation of this section shall be set forth under Ohio R.C. ' 2929.21.

(Ord. 04-22, passed 11-1-2004)

§ 2 EMERGENCY PARKING BAN DURING SNOW EMERGENCY.

- (a) Snow emergency defined. A SNOW EMERGENCY is defined as that time when there has



been during any period of 24 hours or less any accumulation of sleet, hail or ice within the village or accumulation of snow within the village to a depth of two inches or more as determined by the United States Weather Bureau which accumulation, in the opinion of the Mayor, creates hazardous driving conditions and during such period of time prior to, during or after such sleet, hail, ice or snow, the parking of motor vehicles could hinder, delay and obstruct the safe flow of traffic and emergency vehicles as well as the proper cleaning and clearing of snow to make safe all public streets within the village.

- (b) Determination of snow emergency.
- (1) The Mayor is hereby authorized to designate any and all streets within the village on which parking shall be prohibited during snow emergencies.
  - (2) Such snow emergency shall continue in effect until the Mayor determines that any emergency no longer exists and accordingly terminates such emergency.
- (c) No parking during snow emergency.
- (1) During any snow emergency, no person shall park, cause or permit to be parked or permit to remain parked, or abandoned or left unattended, any vehicle of any kind or description upon any street, highway, thoroughfare, alley or public roadway designated by the Mayor for prohibited parking during the snow emergency.
  - (2) All vehicles parked prior to the time such weather conditions prohibit parking and a snow emergency is announced shall be removed by the owners, operators, or other persons responsible for such vehicles.
  - (3) Any motor vehicle parked in violation of this prohibition shall subject the owner or operator to the penalties provided herein. It shall be the responsibility of the owner, operator or other person responsible for such vehicle to ascertain whether weather conditions require the removal of this vehicle from the streets designated and remove all vehicles parked in violation of the provisions set forth in this section.
- (d) Notification of snow emergency.
- (1) The Mayor, or in his or her absence any other village official designated by the



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Mayor, is hereby authorized to announce to broadcast media within the area of the village that a snow emergency is in effect and therefore parking on all streets designated by the Mayor for the snow emergency is forbidden to facilitate the clearing of streets.

- (2) The village shall make every effort to inform the public of the existence of the weather conditions requiring the removal of parked vehicles from the streets designated, but the owners, operators, or other persons responsible for such vehicle parked in these areas shall have full responsibility to determine existing weather conditions and to remove parked vehicles if the weather conditions are such as to require the removal under the terms of this section.
  - (3) The local broadcast media shall announce the emergency and the time that the emergency parking regulations shall become effective, which time shall be no sooner than three hours after the first announcement to the above named broadcast media and such announcement to the broadcast media shall constitute notice to the general public of the existence of the emergency period.
- (e) Removal of vehicles parked during snow emergency.
- (1) The Mayor or any employee under his or her direction or any member of the Police Department shall be authorized and empowered to provide for the removal of any vehicles parked on any of the streets, highways, thoroughfares, alleys or public roadways in the village in areas designated for removal during snow emergencies to be taken to such garage or other place the Mayor or other person under his or her direction or member of the Police Department deems appropriate.
  - (2) Any costs incurred in such removal or storage shall be paid for by the owner, operator or other person responsible for such vehicle, in addition to any fines imposed for a violation of this section.
- (f) Posting of snow emergency signs.
- (1) The Mayor, or any other village official designated by the Mayor, is hereby directed to



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post signs on the major thoroughfares leading into the village notifying the public that parking is prohibited on streets of the village while a snow emergency is in effect and upon such other streets within the village designated by the Mayor so as to inform the village residents of prohibited parking during snow emergencies.

- (2) Snow emergency signs shall be of sufficient size and legibility and be placed upon the streets, highways, thoroughfares, alleys or other public roadways, or fixed to utility poles within the village, in sufficient numbers as will in the opinion of the Mayor be proper and adequate notice to the citizens that no vehicles may be parked in such areas during any snow emergency.

- (g) Penalty. Any person or persons violating the provisions of this section with respect to failure to remove parked vehicles when the weather conditions described in this section require their removal, is hereby guilty of a minor misdemeanor with each day to be a separate violation.

(Ord. 03-1, passed 1-6-2003)

### § 3 SOUND AMPLIFICATION SYSTEMS IN MOTOR VEHICLES.

- (a) No operator or passenger of a motor vehicle shall operate or permit the operation of any sound amplification system which can be heard outside the vehicle from 50 or more feet when the vehicle is being operated or parked upon a street, highway or private property normally available for public parking.
- (b) SOUND AMPLIFICATION SYSTEM shall include any radio, tape player, compact disc player, loudspeaker, or other electronic device used nor the amplification of the human voice, music, or any other noise or sound.
- (c) It is an affirmative defense to a charge under this section that the operator was not otherwise prohibited by law from operating the sound amplification system, and that any of the following apply:
- (1) The system was being operated to request medical or vehicular assistance or to warn



of a hazardous road condition;

- (2) The vehicle was an emergency or public safety vehicle;
  - (3) The vehicle was owned and operated by the Village of Commercial Point or a gas, electric, communications, refuse or water utility company; or
  - (4) The vehicle was being used in a parade and the person or organization conducting the parade has obtained a parade permit from the appropriate village agency;
- (Ord. 01-12, passed 10-1-2001)

#### § 4 DEFINITIONS OF ABANDONED JUNK MOTOR VEHICLE, JUNK MOTOR VEHICLE AND INOPERABLE MOTOR VEHICLE.

For the purposes of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**ABANDONED JUNK MOTOR VEHICLE.** Any motor vehicle which meets the criteria of being a junk motor vehicle and is left on private or public property under any of the circumstances set forth in ' ' 6, 7, 9, or 10.

**INOPERABLE VEHICLE.** Any motor vehicle which meets one of the following requirements:

- (1) It does not display a valid license plate and is in either wrecked, partially wrecked, dismantled, partially dismantled or discarded condition, or is incapable of being driven;  
or
- (2) It is wrecked, partially wrecked, dismantled, partially dismantled, discarded or is incapable of being driven and has remained in such condition for a continuous period of more than 72 hours.

**JUNK MOTOR VEHICLE.** Any motor vehicle meeting any four or more of the following criteria:

- (1) Is three years old or older;



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- (2) Is extensively damaged, such damage including, but not limited to any of the following: broken or missing window or windshield, missing wheels, tires, motor or transmission;
  - (3) Has a fair market value equal to or less than that set forth in Ohio R.C. 4513.63;
  - (4) Is apparently inoperable or in an abandoned condition as defined in this section; or
  - (5) Does not comply with all safety laws and equipment provisions for motor vehicles as set forth under provisions of the Ohio Revised Code.

(Ord. 97.01, passed 3-3-1997)

#### § 5 RELEASE OF VEHICLES; RECORDS; CHARGES.

- (a) Release prior to removal.
  - (1) If the owner or operator of a motor vehicle that has been ordered into storage pursuant to ' 10 or of a vehicle that is being removed under authority of ' 8 arrives after the motor vehicle or vehicle has been prepared for removal but prior to its actual removal from the property, the owner or operator shall be given the opportunity to pay a fee of not more than one-half of the charge for the removal of motor vehicles under ' 10 or of vehicles under ' 8 whichever is applicable, that normally is assessed by the person who has prepared the motor vehicle or vehicle for removal, in order to obtain release of the motor vehicle or vehicle.
  - (2) Upon payment of that fee, the motor vehicle or vehicle shall be released to the owner or operator, and upon its release, the owner or operator immediately shall move it so that:
    - A. If the motor vehicle was ordered into storage pursuant to ' 10, it is not on the private residential or private agricultural property without the permission of the person having the right to possession of the property, or is not at the garage or place of storage without the permission of the owner, whichever is



applicable;

- B. If the vehicle was being removed under authority of ' 8, it is not parked on the private property established as a private tow-away zone without the consent of the owner or in violation of any posted parking condition or regulation.

(b) Records.

- (1) The Chief of Police shall maintain a record of motor vehicles that he or she orders into storage pursuant to ' 10 and of vehicles removed from private property in his or her jurisdiction that is established as a private tow-away zone of which he or she has received notice under ' 8.
- (2) The record shall include an entry for each such motor vehicle or vehicle that identifies the motor vehicle=s or vehicle=s license number, make, model and color, the location from which it was removed, the date and time of its removal, the telephone number of the person from whom it may be recovered, and the address of the place to which it has been taken and from which it may be recovered.
- (3) Any information in the record that pertains to a particular motor vehicle or vehicle shall be provided to any person who, either in person or pursuant to a telephone call, identifies himself or herself as the owner or operator of the motor vehicle or vehicle and requests information pertaining to its location.

(c) Removal and storage charges.

- (1) The owner of a motor vehicle that is ordered into storage pursuant to ' 10 or of a vehicle that is removed under authority of ' 8 may reclaim it upon payment of any expenses or charges incurred in its removal, in an amount not to exceed seventy dollars (\$70.00), and storage, in an amount not to exceed eight dollars (\$8.00) per 24 hour period; except that the charge for towing shall not exceed one hundred dollars (\$100.00), and the storage charge shall not exceed twelve dollars (\$12.00) per 24-hour period, if the vehicle has a laden gross vehicle weight in excess of



15,000 pounds and is a truck, bus or a combination of a commercial tractor and trailer or semitrailer.

- (2) Presentation of proof of ownership, which may be evidenced by a certificate of title to the motor vehicle or vehicle shall also be required for reclamation of the vehicle.
- (3) If a motor vehicle that is ordered into storage pursuant to ' 10 remains unclaimed by the owner for 30 days, the procedures established by Ohio R.C. 4513.61 and 4513.62 shall apply.

(ORC 4513.60) (Ord. 97.01, passed 3-3-1997)

#### § 6 LEAVING JUNK AND OTHER VEHICLES ON PRIVATE OR PUBLIC PROPERTY WITH THE PERMISSION OF THE OWNER.

- (a) No person shall willfully leave a junk motor vehicle, as defined in ' 4 above, uncovered in the open of private property for more than 72 consecutive hours without the permission of the person who owns, occupies, controls or otherwise has the right to the possession of the property, except if the person is operating a junk yard or scrap metal processing facility licensed under the authority of Ohio R.C. ' ' 4737.05 to 4737.12, or regulated under the authority of this municipality; or if the property on which the motor vehicle is left is not subject to licensure or regulation by an governmental authority unless the persons having the right to the possession of the property can establish that the motor vehicle is part of a bonafide commercial operation, or if the motor vehicle is a collector=s vehicle.
  - (b) (1) No person shall willfully leave a junk motor vehicle uncovered in the open for more than ten days after receipt of a notice as provided for in this section.
  - (2) The fact that a junk motor vehicle is so left is prima-facie evidence of willful failure to comply with the notice.
  - (3) A junk motor vehicle left uncovered in the open for more than ten days after



receipt of a notice as provided for in this section is declared a nuisance and shall be abated in accordance with the provisions of this section.

- (c) This section shall not apply to vehicles stored inside a garage, in a licensed towing service facility, in a licensed motor vehicle salvage facility, in a licensed scrap processing yard, in a licensed auto repair garage yard, in a licensed paint spray shop yard, in a licensed gasoline station yard, in a licensed vehicle dealership yard, or in any other lawful storage area not within the public view.
- (d) (1) In the event of a violation of this section, the village solicitor, Mayor, Chief of Police or his or her designate, or municipal zoning authority shall cause notice to be given to the titled owner of the motor vehicle, or to the owner, lessee, agent or tenant having the right to possession of such real property, if the titled owner of the motor vehicle is unknown, to cease such violation within ten days of receipt of the notice.
- (2) For purposes of this section, notice may be served in any manner permitted under the Ohio Rules of Civil Procedure. If the address of the titled owner of the motor vehicle or the owner, lessee, agent or tenant having the right to possession of such property is unknown, it shall be sufficient to publish the notice of the finding once in a newspaper of general circulation in this municipality.
- (e) The notice required to be given as set forth in division (d) above shall state the following information:
- (1) The nature of the public nuisance;
  - (2) The description of and location of the motor vehicle;
  - (3) A statement that the motor vehicle must be removed from the premises within ten days after service of such notice and order of the same or be removed;
  - (4) A statement that removal of the vehicle must be to a location permitted by division (c) hereof;



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- (5) A statement of the penalties provided for noncompliance; and
- (6) A statement that the property owner shall be assessed the costs incurred by the village in removing and storing the vehicle.
- (f) Should the person upon whom notice is served or the owner of the motor vehicle, within ten days after receipt of the notice set forth in this section, notify the Police Chief or his or her designate that the motor vehicle in issue is either an abandoned motor vehicle or an abandoned junk motor vehicle which has been left on his or her property without permission of the person having the right to possession of the property and requests the removal thereof, the Police Chief or his or her designate shall cause the removal of such vehicle pursuant to §§ 7, 9, or 10 respectively.
- (g) (1) If the owner of the motor vehicle or the person upon whom notice is given fails to comply with this section within ten days of receipt of the notice then, it shall be conclusively presumed that the motor vehicle in question is a public nuisance and, in addition to any other penalty as set forth in this chapter, the Police Chief or his or her designate, or the Mayor, may cause such motor vehicle to be removed for the preservation of the life, health, comfort and safety of the public by the direct employment of labor or by authorizing another person to remove the motor vehicle on behalf of the village and assess the cost of removal against either the owner of the motor vehicle or the person upon whom notice was served.
- (2) The fact that a junk motor vehicle is left on private property for more than ten days after receipt of the notice as set forth in this section is prima-facie evidence of willful failure to comply with the notice.
- (h) In the event that the titled owner of the motor vehicle, or if the titled owner of the motor vehicle is unknown, then the owner, lessee, agent or tenant having the right to the possession of the real property upon which the motor vehicle is situated, violates



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this section more than two times within any one year period, then the notice of violation and ten day compliance period shall not apply and such person shall be deemed guilty of a violation of this section and shall be subject to the penalty established under this chapter.

- (i) Any person may store or keep by unrestricted method any collectors vehicle as defined in Ohio R.C. 4501.01(F) on private property with the permission of the person having the right to the possession of the property, except that such vehicle shall be concealed, by means of buildings, fences, vegetation, terrain or other suitable obstruction, and unlicensed collectors vehicle stored in the open.
- (j) That in addition to the ability of the village to remove and impound junk and other vehicles located on private or public property with the permission of the owner, any person in violation of this section is guilty of a minor misdemeanor for the first offense and a misdemeanor of the fourth degree for each subsequent offense.

(Ord. 97.01, passed 3-3-1997; Am. Ord. 02-7, passed 7-8-2002)

#### § 7 WILLFULLY LEAVING VEHICLES ON PRIVATE OR PUBLIC PROPERTY WITHOUT PERMISSION.

- (a) No person shall willfully leave any vehicle or an abandoned junk motor vehicle as defined in § 4 on private property for more than 72 consecutive hours without the permission of the person having the right to the possession of the property.
- (b) No person shall willfully leave any vehicle or an abandoned junk motor vehicle as defined in § 4 on a public street or other property open to the public for purposes of vehicular traffic or parking, or within the right-of-way of any road or highway, for 48 consecutive hours or longer, without notifying the Chief of Police or his or her designate of the reasons for leaving the vehicle in such a place.
- (c) (1) For purposes of this section, the fact that a vehicle has been so left without



permission or notification as prima facie evidence of abandonment.

- (2) Nothing contained in this section shall invalidate the provisions of other ordinances regulating or prohibiting the abandonment of motor vehicles on streets, highways, public property, or private property within the municipality.

(ORC 4513.64) (Ord. 97.02, passed 3-3-1997)

#### § 8 PARKING PROHIBITIONS ON PRIVATE PROPERTY IN PRIVATE TOW AWAY ZONES.

- (a) The owner of private property may establish a private tow-away zone only if all of the following conditions are satisfied:
  - (1) The owner posts on his or her property a sign, that is at least 18 inches by 24 inches in size, that is visible from all entrances to the property and that contains at least all of the following information:
    - A. A notice that the property is a private tow-away zone and that vehicles not authorized to park on the property will be towed away;
    - B. The telephone number of the person from whom a towed-away vehicle can be recovered, and the address of the place to which the vehicle will be taken and the place from which
    - C. A statement that the vehicle may be recovered at any time during the day or night upon the submission of proof of ownership and the payment of a towing charge, in an amount not to exceed seventy dollars (\$70.00) and a storage charge, in an amount flat to exceed eight dollars (\$8.00) per 24-hour period; except that the charge for towing shall not exceed one hundred dollars (\$100.00), and the storage charge shall not exceed twelve dollars (\$12.00) per 24-hour period, if the vehicle has a laden gross vehicle weight in excess of 15,000 pounds and is a truck, bus, or a combination of a commercial tractor and trailer or semitrailer; and



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- (2) The place to which the towed vehicle is taken and from which it may be recovered is conveniently located, is well lighted and is on or within a reasonable distance of a regularly scheduled route of one or more modes of public transportation, if any public transportation is available in the municipality.
- (b) If a vehicle is parked on private property that is established as a private tow-away zone in accordance with division (a) hereof without the consent of the owner of the property or in violation of any posted parking condition or regulation, the owner or his or her agent may remove, or cause the removal of the vehicle. The owner and the operator of the vehicle shall be deemed to have consented to the removal and storage of the vehicle and to the payment of the towing and storage charges specified in division (a) hereof, and the owner may recover a vehicle that has been so removed only in accordance with ' 5.
- (c) If an owner of private property that is established as a private tow-away zone in accordance with division (a) hereof or the authorized agent of such an owner removes or causes the removal of a vehicle from that property under authority of division (b) hereof, the owner or agent promptly shall notify the Police Department of the removal, the vehicle's license number, make, model and color, the location from which it was removed, the date and time of its removal, the telephone number of the person from whom it may be recovered, and the address of the place to which it has been taken and from which it may be recovered.
- (d) No owner of private property shall remove, or shall cause the removal and storage of, any vehicle pursuant to this section by a tow truck or tow truck operator in violation of any other municipal ordinance regulating such truck or operator.
- (e) This section does not affect or limit the operation of ' 452.05 or Ohio R. C.



4513.61 to 4513.65 as they relate to property other than private property that is established as a private tow-away zone under this section.

- (f) No person shall remove or cause the removal of any vehicle from private property that is established as a private tow-away zone under this section other than in accordance with division (b) hereof.

(ORC 4513.60) (Ord. 97.03, passed 3-3-1997)

#### § 9 PARKING AND IMPOUNDING OF MOTOR VEHICLES.

- (a) Police officers are authorized to provide for the removal of a vehicle under the following circumstances.

- (1) When any vehicle is left unattended upon any street, bridge or causeway and is so illegally parked so as to constitute a hazard or obstruction to the normal movement of traffic, or so as to unreasonably interfere with street cleaning or snow removal operations.
- (2) A. When any vehicle or abandoned junk motor vehicle as defined in ' 4 is left on private property for more than 72 consecutive hours without the permission of the person having the right to the possession of the property, or on a public street or other property open to the public for purposes of vehicular traffic or parking, or upon or within the right-of-way of any road or highway, for 48 consecutive hours or longer, without notification to the Police Chief or his or her designate of the reasons for leaving such vehicle in such place.
- B. Prior to the removal of abandoned junk motor vehicles, it shall be photographed by a law enforcement officer. The officer shall record the make of the motor vehicle, the serial number, when available, and shall also detail the damage or missing equipment to substantiate the value of the vehicle.



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- C. The records and photographs relating to the abandoned motor vehicle shall be retained by the law enforcement agency ordering the disposition of any motor vehicle for the periods set forth in Ohio R.C. 4513.63.
- (3) When any vehicle has been stolen or operated without the consent of the owner and is located upon either public or private property.
  - (4) When any vehicle displays illegal license plates or fails to display the current lawfully required plates and is located upon any public street or other property open to the public for purposes of vehicular travel or parking.
  - (5) When any vehicle has been used in or connected with the commission of a felony and is located upon either public or private property.
  - (6) When any vehicle has been damaged or wrecked so as to be inoperable or violates equipment provisions of this Traffic Code whereby its continued operation would constitute a condition hazardous to life, limb or property, and is located upon any public street or other property open to the public for purposes of vehicular travel or parking.
  - (7) When any vehicle is left unattended either on public or private property due to the removal of an ill, injured or arrested operator, or due to the abandonment thereof by the operator during or immediately after pursuit by a law enforcement officer.
  - (8) When any vehicle has been operated by any person who has failed to stop in case of an accident or collision and is located either on public or private property.
  - (9) When any vehicle has been operated by any person who is driving without a lawful license or while his or her license has been suspended or revoked and is located upon a public street or other property open to the public for



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- purposes of vehicular travel or parking.
- (10) When any vehicle is found for which two or more citation tags for violations of this Traffic Code have been issued and the owner or operator thereof has failed to respond to such citation tags as lawfully required, and is located upon a public street or other property open to the public for purposes of vehicular travel or parking.
- (11) When any vehicle is left unattended and parked upon the streets of the village for a period of more than 24 hours adjacent to a parcel of land not owned by or in control of the person parking the vehicle and the person with the right to the possession of the adjacent property who is adversely affected by the motor vehicle which is parked for a continuous period of more than 24 hours.
- (b) (1) Any vehicle removed under authority of division (a)(2) hereof shall be ordered into storage and/or disposed of as provided under Ohio R.C. 4513.60 et seq.
- (2) Any other vehicle removed under authority of this section shall be ordered into storage and the municipal police shall forthwith notify the registered vehicle owner of the fact of such removal and impounding, reasons therefor and the place of storage.
- (3) Any person desiring to redeem an impounded vehicle shall appear at the police offices to furnish satisfactory evidence of identity and ownership or right to possession.
- (4) Prior to issuance of a release form, the claimant, owner or operator shall either pay the amount due for any fines for violations on account of which such vehicle was impounded or, as the court may require, post a bond in an amount set by the court, to appear to answer to such violations.
- (5) The pound operator shall release such vehicle upon the receipt of the release form and payment of all towage and storage charges.
- (c) No owner or operator shall remove an impounded vehicle from the place of storage



without complying with the above procedure. Possession of a vehicle which has been impounded and unlawfully taken from the place of storage, by the owner or operator, shall constitute prima-facie evidence that it was so removed by the owner or operator.

(Ord. 97.04, passed 3-3-1997)

**§ 10 IMPOUNDING VEHICLES ON PRIVATE, RESIDENTIAL OR AGRICULTURAL PROPERTY.**

- (a) (1) The Chief of Police or his or her designate upon complaint of any person adversely affected may order into storage any motor vehicle, other than an abandoned motor vehicle as defined in ' 4, that it has been left on private residential or private agricultural property for at least four hours without the permission of the person having the right to the possession of the property.
- (2) A. The Chief of Police, or his or her designate, upon complaint of the owner of a repair garage or place of storage, may order into storage any motor vehicle, other than an abandoned motor vehicle, that has been left at the garage or place of storage for a longer period than that agreed upon. The place of storage shall be designated by the Chief of Police or his or her designate.
- B. When ordering a motor vehicle into storage pursuant to this division, the Chief of Police or his or her designate shall, whenever possible, arrange for the removal of such motor vehicle by a private tow truck operator or towing company. Subject to ' 5(a), the owner of a motor vehicle that has been removed pursuant to this division may recover the vehicle only in accordance with ' 5(c).
- (b) This section does not apply to any private residential or private agricultural property that is established as a private tow-away zone in accordance with ' 8.



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- (c) As used in the section PRIVATE RESIDENTIAL PROPERTY means private property on which is located one or more structures that are used as a home, residence or sleeping place by one or more persons, if no more than three separate households are maintained in the structure or structures. PRIVATE RESIDENTIAL PROPERTY does not include any private property on which is located one or more structures that are used as a home, residence or sleeping place by two or more persons, if more than three separate households are maintained in the structure or structures.
- (d) Any person who registers a complaint that is the basis of a Police Chief=s order for the removal and storage of a motor vehicle under this section shall provide the identity of the law enforcement agency with which the complaint was registered to any person who identifies himself or herself as the owner or operator of the motor vehicle and requests information pertaining to its location.
- (ORC 4513.60) (Ord. 97.04, passed 3-3-1997)



§ 11 NOISE EMITTED BY ENGINE COMPRESSION BRAKING.

- (a) No person shall operate any motor vehicle, except when necessary for safe operation, or in compliance with the law, in such a manner that the vehicle is so rapidly accelerated or started from a stopped position, in the shifting of gears while in motion, that the exhaust system emits a loud cracking or chattering noise unusual to its normal operation commonly known as engine compression braking.
- (b) Whoever violates this section shall be guilty of a minor misdemeanor and shall be fined a maximum of one hundred dollars (\$100.00).

(Ord. 04-13, passed 7-6-2004)



APPENDIX B: TRAFFIC SCHEDULES

- I. Speed limits.
- II. Stop intersections.
- III. One-way traffic
- IV. Heavy traffic

*CROSS REFERENCES*

Power to designate highway as included in a freeway, expressway or thruway -  
see Ohio R.C. 4511.011

Power to designate highway as included in a freeway, expressway or thruway -  
see Ohio R.C. 4511.011

Uniform system of traffic control devices - see Ohio R.C. 4511.09, 4511.11

Placing and maintaining local traffic control devices- see Ohio R.C. 4511.10, 4511.11

Alteration of prima facie speed limits - see Ohio R.C. 4511.21, 4511.22, 4511.23

Power to erect stop signs at grade crossings - see Ohio R.C. 4511.61

Designation of through streets and erection of stop or yield signs - see Ohio R.C. 4511.65



**SCHEDULE I. SPEED LIMITS.**

Street	Restrictions	Speed Limit	Ord. No.	Date Passed
Front Street	From the village limits north to 56 Front Street	25 miles per hour	00-2	- -2000

(Ord. 00-2, passed - -2000)

**SCHEDULE II. STOP INTERSECTIONS.**

Stop Street	Location - Intersecting Street Where Stop Street	Through Street	Ord. No.	Date Passed
		Main Street	2-7-68	7-1-1968
		West Alley	2-7-68	7-1-1968
South Street	At intersection with Main Street or West Alley		2-7-68	7-1-1968
Hickory Alley	At intersection with Main Street or West Alley		2-7-68	7-1-1968
Congress Street	At intersection with Main Street or West Alley		2-7-68	7-1-1968
North Alley	At intersection with Main Street or West Alley		2-7-68	7-1-1968
Ostrich Street	At Sherbert Alley	Sherbert Alley	1-74	4-1-1974
Euphrates Alley	At State Route 762	State Route 762	1-74	4-1-1974
Third Street	At Scioto Street	Scioto Street	1-74	4-1-1974
Sherbert Alley	At Cyrus Street	Cyrus Street	1-74	4-1-1974

(Ord. 2-7-68, passed 7-1-1968; Am. Ord. 1-74, passed 4-1-1974)



SCHEDULE III. ONE-WAY TRAFFIC.

Street	Intersecting Streets	Restriction	Ord. No.	Date Passed
South Street	One-way east from the point of its intersection with West Alley to its intersection with the Mt. Sterling and Commercial Point Road (State Route 762)	To permit traffic to proceed in only an easterly direction thereon the entire length thereof	1-67	7-3-1967
First Street	One-way traffic north from Harsh Alley to Scioto Street		1-11-70	11-16-1970
Second Street	One-way traffic south from Scioto Street to Harsh Alley		1-11-70	11-16-1970
Harsh Alley	One-way traffic in an easterly direction the entire length		1-11-70	11-16-1970
West Alley	One-way south from North Alley to Community Men=s Club Drive and one-way south from Brown Alley to Carmel Court		03-2	3-3-2003
North Alley	One-way west from Main Street to West Alley		03-2	3-3-2003

(Ord. 1-67, passed 7-3-1967; Am. Ord. 1-11-70, passed 11-16-1970; Am. Ord. 03-2, passed 3-3-2003)



SCHEDULE IV: HEAVY TRAFFIC.

Street	Restriction
South Alley	No vehicle, including trailers, and semitrailers, designed to haul or carry property with a gross weight of three or more tons, shall drive upon South Alley