

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. In the title, line 7, before "401.161" insert "401.101, 401.151,"; and strike lines 13, 14, and 15 in their entirety and insert "amended by various ordinances.".

2. In Section 1, after line 4, insert:
"Section 401.101, as amended by Ordinance No. 835-03, passed June 10, 2003, Section 401.151, as amended by Ordinance No. 1869-03, passed December 13, 2004,".

3. Strike existing Section 2 in its entirety and insert "Section 2. Repealed.".

4. In Section 3, line 2, after "401.081," insert "401.101, 401.151,".

5. In Section 3, after the text of new Section 401.081 insert the following two new sections:

"Section 401.101 Commercial Motor Vehicle

Commercial motor vehicle" means any motor vehicle designed or used to transport persons or property that meets any of the following qualifications:

(a) Any combination of vehicles with a gross vehicle weight or combined gross vehicle weight rating of twenty-six thousand one (26,001) pounds or more, provided the gross vehicle weight or gross vehicle weight rating of the vehicle or vehicles being towed is in excess of ten thousand (10,000) pounds;

(b) Any single vehicle with a gross vehicle weight or gross vehicle weight rating of twenty-six thousand one (26,001) pounds or more;

(c) Any single vehicle or combination of vehicles that is not a class A or class B vehicle, but is designed to transport sixteen (16) or more passengers including the driver;

(d) Any school bus with a gross vehicle weight or gross vehicle weight rating of less than twenty-six thousand one (26,001) pounds that is designed to transport fewer than sixteen (16) passengers including the driver;

(e) Is transporting hazardous materials for which placarding required under subpart F of 49 C.F.R. part 172, as amended;

(f) Any single vehicle or combination of vehicles that is designed to be operated and to travel on a public street or highway and is considered by the federal motor carrier safety administration to be a commercial motor vehicle, including, but not limited to, a motorized crane, a vehicle whose function is to pump cement, a rig for drilling wells, and a portable crane.

(RC 4506.01(D))

Section 401.151 Electric Personal Assistive Mobility Device

“Electric personal assistive mobility device” means a self-balancing two (2) non-tandem wheeled device that is designed to transport only one (1) person, has an electric propulsion system of an average of seven hundred fifty (750) watts, and when ridden on a paved level surface by an operator who weighs one hundred seventy (170) pounds has a maximum speed of less than twenty (20) miles per hour.

(RC 4501.01TT)“.

6. In Section 3, at new Section 401.03, line 3, after “street or highway” insert “that is less than 30 feet wide between property lines, or”.

7. In Section 3, at new Section 401.261, in the section title line, after “Bicycle” insert “or Moped”; in line 1, after “bicycle” insert “or moped”; in line 3, strike “is capable of being” and insert “may be”; and at the end of the section, strike “(RC 4501.01(L))” and insert on a new line “(RC 4501.01(L) and 4511.01(H))”.

8. In Section 3, at new Section 401.401(a), line 2, after “4511.213,” insert “4511.214,”; in division (d), line 2, strike “division (a), (b) or (c) of this section;” and insert “divisions (a), (b) or (c) of this section. (RC 4511.01(III))”; and strike divisions (e) and (f) in their entirety.

9. In Section 4, at amended Section 401.21(a), line 4, strike the period after “conflict” and insert “, or two (2) or more municipal parking lot drives which join one another.”, and in division (c), line 2, at the end, strike the period and insert a colon.

Date: _____ (Signed): _____

Ronda G. Curtis
Chief Assistant Director of Law

Ord. No. 188-16