

ORDINANCE NO. 8, 2017

**AN ORDINANCE REPEALING ORDINANCE NO. 7, 2010
AND ALLOWING UNDER-SPEED VEHICLES AND LOW-SPEED
VEHICLES ON CERTAIN ROADS AND STREETS IN THE
VILLAGE OF MARBLEHEAD**

WHEREAS, on September 9, 2010, the Village of Marblehead Council passed Ordinance No. 7, 2010, now codified as Section 3 of the Marblehead Codified Ordinances, prohibiting under-speed vehicles and low-speed vehicles, commonly known as golf carts, from traveling on the roads and streets of Marblehead; and

WHEREAS, the Ohio State Legislature changed the state law regarding the classification of vehicles commonly known as “golf carts” and those “golf carts” may be permitted to travel on certain streets and roads; and

WHEREAS, the Village of Marblehead Council desires to repeal Ordinance No. 7, 2010 and allow certain under-speed vehicles and low-speed vehicles on the roads and streets of Marblehead; and

WHEREAS, the Village of Marblehead Council will require the requisite inspections to ensure that any under-speed vehicles or low-speed vehicle is safe for travel on its roads and streets and reduce the probability that an injury occurs as a result of the under-speed vehicle’s and low-speed vehicle’s presence on its roads and streets;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MARBLEHEAD, OTTAWA COUNTY, OHIO:

Section 1.

Ordinance No. 7, 2010 (Section 3 of the Marblehead Codified Ordinances) passed on September 9, 2010 is hereby repealed in its entirety.

Section 2.

“Under-speed vehicle” shall be defined as a three- or four-wheeled vehicle, including a vehicle commonly known as a golf cart, with an attainable speed on a paved level surface of not more than twenty miles per hour and with a gross vehicle weight rating less than three thousand pounds.

Section 3.

“Low-speed vehicle” shall be defined as a three- or four-wheeled motor vehicle with an attainable speed in one mile on a paved level surface of more than twenty miles per hour but not more than twenty-five miles per hour and with a gross vehicle weight rating less than three thousand pounds.

Section 4.

Under-speed vehicles and low-speed vehicles shall be permitted to travel on roads and streets in the Village of Marblehead on roads and streets where the speed limit is 35 mph or less.

Section 5.

Any under-speed vehicle or low-speed vehicle which travels on any road or street in Marblehead shall have the following:

- a. The under-speed vehicle or low-speed vehicle must submit and pass an inspection conducted by a local law enforcement agency that complies with the inspection requirements established by the department of public safety under Section 4513.02 of the Revised Code.
- b. The under-speed vehicle or low-speed vehicle shall be registered in accordance with Chapter 4503 of the Ohio Revised Code and shall be titled in accordance with Chapter 4505 of the Ohio Revised Code.

Section 6.

This Council hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of Council, and of its committees, which result in formal action, were taken in full compliance with the applicable legal requirements.

Section 7.

That this Ordinance shall take effect and be in full force and effect after the earliest date allowed by law.

Approved: July 26, 2017

Jacqueline A. Bird
Jacqueline A. Bird, Mayor

Attest:

Rhonda Botti Sowers
Rhonda Botti Sowers, Fiscal Officer

Dated: July 26, 2017

1st Reading June 28, 2017 2nd Reading July 12, 2017 3rd Reading July 24, 2017

Passed: yes X no ___ Vote: yea 4 nay 0 Immediate effect: yes ___ no X