

ORDINANCE NO. 16-75

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Charles McQueeney ON THE 3rd DAY OF February, 1975.

AN EMERGENCY ORDINANCE AMENDING PART THREE TRAFFIC CODE OF THE CENTERVILLE MUNICIPAL CODE.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. Title Five, Chapter 337 of the Centerville Municipal Code is hereby amended as follows:

A. Section 337.10 LIGHTS ON SLOW-MOVING VEHICLES; EMBLEM REQUIRED

- (a) All vehicles, other than bicycles, including [those] animal drawn vehicles and vehicles referred to in Section 337.01, not specifically required to be equipped with [lights] lamps or other lighting devices by Sections 337.02 to 337.09, shall, at [the time and under the circumstances] all times specified in Section 337.02 [display] be equipped with at least one [lighted light or lantern exhibiting] lamp displaying a white light visible from a distance of [approximately 500] not less than 1000 feet to the front of [such] the vehicle, and [a light or lantern exhibiting a] shall also be equipped with two lamps displaying red light visible from a distance of [approximately 500] not less than 1000 feet to the rear[.] of the vehicle, or as an alternative, one lamp displaying a red light visible from a distance of not less than 1000 feet to the rear and two red reflectors visible from all distances of 600 feet to 100 feet to the rear when illuminated by the lawful lower beams of headlamps. Every animal-drawn vehicle shall at all times be equipped with a slow-moving vehicle emblem complying with subsection (b) of this section.

Lamps and reflectors required by this section shall meet standards adopted and promulgated by the Director of Highway Safety

- (b) All farm machinery and other machinery, including all road construction machinery, upon a street or highway, except when being used in actual construction and maintenance work in an area guarded by a flagman, or where flares are used, or when operating or traveling within the limits of a construction area designated by the Ohio Director of Transportation, the Municipal or County Engineer, when such construction area is marked in accordance with requirements of the Director of Transportation and the Manual of Uniform Traffic Control Devices, as set forth in Ohio R.C. 4511.09, which is designed for operation at a speed of twenty-five miles an hour or less shall be operated at a speed not exceeding twenty-five miles per hour, and shall display a triangular slow-moving vehicle emblem (SMV). [Such] The emblem shall be mounted so as to be visible from a distance of not less than 500 feet to the rear. The Director of Highway Safety shall adopt standards and specifications for the design and position of mounting the SMV emblem. The standards and specifications for SMV emblems referred to in this section shall correlate with and, so far as possible, conform with those approved by the American Society of Agricultural Engineers.

- (c) The use of this emblem shall be restricted to animal drawn vehicles, and to the slow-moving vehicles specified in subsection[s] (b) [and (f)] hereof operating or traveling within the limits of the highway. Its use on slow-moving vehicles being transported upon other types of vehicles or on any other type of vehicle or stationary object on the highway is prohibited.
- (d) No person shall sell, lease, rent or operate any slow-moving vehicle, as defined in subsection (b) hereof, except those units designed to be completely mounted on a primary power unit, which is manufactured or assembled on or after April 1, 1966, unless [such] the vehicle is equipped with a slow-moving vehicle emblem mounting device as specified in subsection (b) hereof.
- (e) [In] The slow-moving vehicles specified in subsection (b) of this section may, in addition to the use of the slow-moving vehicle emblem [as specified in subsection (b) hereof, it is permissible to display on the rear of these vehicles] be equipped with a red flashing light which shall be visible from a distance of not less than [500] 1000 feet to the rear [during the time and under circumstances] at all times specified in Section 337.02. [It shall be a light approved by the Director of Highway Safety.] When a double-faced light is used, it shall display amber light to the front and red light to the rear.
- [(f) Animal-drawn vehicles which normally travel or are normally used at a speed of less than twenty miles an hour shall either comply with subsection (b) hereof when upon a street or highway or display on the rear thereof devices consisting of reflector materials and a lantern, or a red flashing light, either of which shall be visible from a distance of not less than 500 feet to the rear during the time and under the circumstances specified in Section 337.02. The red flashing light, or reflector devices and lantern shall be approved by the Director of Highway Safety.] (ORC 4513.11)

B. Section 337.16 NUMBER OF LIGHTS PERMITTED; RED AND FLASHING LIGHTS.

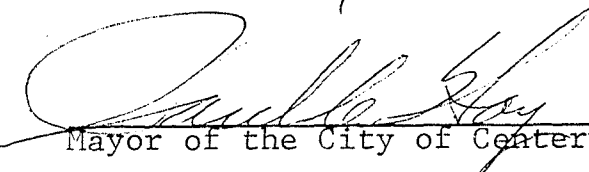
- (a) Whenever a motor vehicle equipped with headlights is also equipped with any auxiliary lights, or spotlight, or any light on the front thereof projecting a beam of an intensity greater than 300 candle power, not more than a total of five of any such lights on the front of a vehicle shall be lighted at any one time when such vehicle is upon a street or highway.
- (b) Any lighted light or illuminating device upon a motor vehicle, other than headlights, spotlights, signal lights or auxiliary driving lights, which projects a beam of light of an intensity greater than 300 candle power shall be so directed that no part of the beam will strike the level of the roadway on which the vehicle stands at a distance of more than seventy-five feet from the vehicle. (Ord. 16-59. Passed 11-30-59.)
- (c) Flashing lights are prohibited on motor vehicles, except as a means for indicating a right or a left turn, or in the presence of a vehicular traffic hazard requiring unusual care in approaching, or overtaking or passing. This prohibition does not apply to [the use of a flashing, oscillating or rotating amber light on] emergency vehicles, road

service vehicles servicing or towing a disabled vehicle, traffic line stripers, snow plows, rural mail delivery vehicles, [State highway survey] Department of Transportation Maintenance vehicles, funeral hearses, funeral escort vehicles and similar equipment operated by the Ohio Department of Transportation or local authorities, which shall be equipped with and display, when used on a street or highway for the special purpose necessitating such lights, a flashing, oscillating, or rotating amber light, but shall not display a flashing, oscillating, or rotating light of any other color, nor to vehicles or machinery permitted by Section 337.10 to have a flashing red light.

- (d) Except a person operating a public safety vehicle, as defined in Section 301.27, or a school bus, no person shall operate [or] move, or park upon, or permit to stand within the right-of-way of any public street or highway any vehicle or equipment which [has] is equipped with and displaying a flashing red or a flashing combination red and white light, or [any vehicle or equipment which has] an oscillating or rotating red light, or a combination red and white oscillating or rotating light; and except a public law enforcement officer, or other person sworn to enforce the criminal and traffic laws of the state, operating a public safety vehicle when on duty, no person shall operate, move, or park upon, or permit to stand within the right-of-way of any street or highway any vehicle or equipment which is equipped with, or upon which is mounted, and displaying a flashing blue or a flashing combination blue and white light, or an oscillating or rotating blue light, or a combination blue and white oscillating or rotating light. This section shall not prohibit the use of warning lights required by law or the simultaneous flashing of turn signals on disabled vehicles. (ORC 4513.17)

Section 2. This ordinance is hereby declared to be an emergency measure and shall become effective immediately upon passage. An emergency affecting public safety is hereby declared to exist by virtue of the need for the Centerville Traffic Code to be consistent with recent amendments to the Ohio Revised Code.

PASSED this 3rd day of February, 1975.

  
Mayor of the City of Centerville, Ohio

ATTEST:

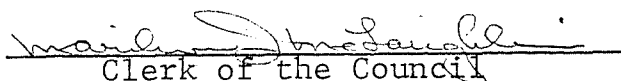
  
Clerk of the Council of the  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 16-75, passed by the Council of the City of Centerville, Ohio, on the 3rd day of February, 1975.

Approved as to form, consistency  
with existing ordinances, the  
charter & code of the City of Centerville, Ohio,

Robert W. Farquhar  
Municipal Attorney

  
Clerk of the Council