

Thirty-five miles per hour on state routes or main thoroughfares outside business portions.

It shall be prima facie unlawful for any person to exceed any of the foregoing speed limitations. In every charge of violation of this section the complaint, also the summons or notice to appear, shall specify the speed at which the defendant is alleged to have driven, also the speed, if any, which this section declares shall be prima facie lawful at the time and place of such alleged violation.

Any person who violates the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined as he hereinafter provided.

Sec. 2. Whoever operates a motor vehicle in and upon the public streets of the Village of Centerville without due regard for the safety and rights of pedestrians and drivers and occupants of all other vehicles, and so as to endanger the life, limb or property of any persons while in the lawful use of the public streets shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined as hereinafter provided.

Sec. 3. Penalty. Any person upon being found guilty of violating either Section 1 or section 2 hereof shall, for a first offense thereof, be fined not less than \$10.00 or more than \$100.00; and for a second offense, not less than \$25.00 or more than \$100.00, or imprisonment in the county jail or workhouse not more than ten days, or both; and for a third offense, shall be fined not less than \$50.00 or more than \$200.00, or imprisoned in the county jail or workhouse not less than ten days or more than thirty days, or both, provided, further, that when any person is found guilty of a first offense for violation of section 1 upon a finding that he operated a motor vehicle faster than thirty five miles per hour when passing a school building or the grounds thereof during school recess or while children are going to or leaving school during the opening or closing hours, or faster than thirty-five miles per hour in the business and closely built-up portions of the municipal corporation or faster than forty-five miles per hour in other portions thereof, the court trying the same may, in addition to the penalty herein provided, sentence such offender to the county jail or workhouse for not more than five days.

Sec. 4. PEdestrians and Drivers. Pedestrians and drivers of vehicles shall obey and abide by all signals, signs, whistles and directions of police officers, and shall obey all automatic traffic signals. Whoever violates any provision of this section shall be fined not more than \$25.00 and for a second offense shall be fined not less than \$25.00 nor more than \$100.00.

Sec. 5. Repeal. All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

Sec. 6. Effect of Ordinance. If any part or parts of this ordinance are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Sec. 7. This ordinance shall take effect at the earliest period allowed by law.

Passed January 25, 1940.

Attest:

Luella Brown, (Signed)
Clerk

Approved:

Emory W. Bradstreet (Signed)
Mayor.

CERTIFICATE

I, LUELLA BROWN, Clerk of the Council of the Village of Centerville and State of Ohio do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Ordinance Number 3-1940 was duly made by posting true copies thereof at five (5) of the most public places in said corporation as determined by the Council.

United States Post Office
Decker's Grocery
McCray's Grocery
Fox's Service Station
Nutt's Service Station

each for a period of fifteen (15) days commencing on the 26th day of January, 1940.

Luella Brown
Clerk

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ORDINANCE NO. 4 - 1940

AN ORDINANCE FIXING THE PRICE WHICH THE DAYTON POWER & LIGHT COMPANY MAY CHARGE FOR ELECTRIC LIGHT FURNISHED TO THE PUBLIC GROUNDS, STREETS LANES, ALLEYS AND AVENUES IN THE VILLAGE OF CENTERVILLE, OHIO FOR A PERIOD OF FIVE (5) YEARS, COMMENCING ON THE 28th DAY OF DECEMBER, 1939, AND DETERMINING THE MANNER IN WHICH SAID LIGHTING MAY BE FURNISHED, PROVIDED AND PAID FOR.

WHEREAS, there is on file with the Clerk of said Village complete plans and specifications for the lighting of the streets and public places of the Village with electricity, which plans and specifications provide for different type and rating of lights in different locations according to the local requirements, the lights being designated by candle-power and classified as hereinafter set forth.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CENTERVILLE, OHIO:

Sec. 1. That for a period of Five (5) years from the 28th day of December, 1939, the price which may be charged by The Dayton Power & Light Company for electric light furnished to the Village

of Centerville, Ohio, to light the streets, lanes, alleys, avenues and public places thereof in the manner and by the means set forth in the plans and specifications therefore on file with the Clerk of said Village and as provided in this ordinance shall be as follows:

100 C.P. Lamps

15 or less all	at	\$30.00	per lamp per year
16 to 30	"	27.00	" " " "
31 to 60	"	25.00	" " " "
Excess over 60	"	24.00	" " " "

250 C.P. Lamps

15 or less all	at	\$42.50	per lamp per year
16 to 25	"	40.00	" " " "
Excess over 25	"	38.00	" " " "

400 C.P. Lamps

All at \$50.00 per lamp per year

and said Company shall at it's own expense, furnish said lamps and equipment and material necessary for said lighting, and erect and maintain same and shall supply said lamps with the necessary electric current and the Company is to be paid by said Village for said lighting in twelve (12) equal monthly installments on or before the tenth day of each calendar month, subject, however, to the deductions as herein provided for outages and the Company agrees that any additional lamps of the character aforesaid, for the street lighting ordered by said Council, shall be erected and operated by it at the same price per lamp as that named, the same to be paid by said Village in the same manner and installments and at the times hereinbefore provided for said payments.

Sec. 2. That the minimum number of lamps of the various candlepower to be used for the lighting of said streets, lanes, alleys, avenues, and public places furnished shall be as follows:

- 16 - 100 C. P. Lamps
- 250 C. P. Lamps
- 400 C. P. Lamps

said lamps to be located as shall be directed by the Lighting Committee of the Council of said Village of Centerville, Ohio.

Sec. 3. That said electric light shall be furnished by means of aerial construction only, and said Company shall be privileged to and shall install all necessary wires, poles, anchors, guys and all other equipment necessary and proper to accomplish such lighting by such means.

Sec. 4. That said lighting shall be according to what is known as the "ALL LIGHT AND EVERY NIGHT SCHEDULE"; that is, the lamps shall be illuminated every night from approximately one-half hour after sunset of one day to approximately one-half hour before sunrise of the next day, in accordance with which schedule each lamp shall be illuminated for approximately 4000 hours per year.

Sec. 5. That the location of every lamp shall be approved by the Lighting Committee of the Council of said Village before the lamp is erected in accordance with such approval, the Company upon a written order from the Council, shall remove it to another location, the cost of such removal and relocation to be paid by the Village of Centerville, Ohio.

Sec. 6. That the Company shall use all diligence and care necessary to keep the lamps clean and burning during the hours called for in this ordinance and shall agree that if any light or lights go out, the lamps shall be repaired the same night, if possible, and in that event no deduction for outage will be made; however, if any lamp or lamps are found to be still out on the second night, then the Village will make a deduction equal to two nights for each lamp not burning on the second night, and a deduction for each additional night that any such lamp is not burning, and these deductions shall be at the same ratio per night as the total monthly price bears to the time the lamp or lamps have been found to be out. The Village, through its Marshal, shall promptly report to the office of the Company all lamps discovered not burning.

Sec. 7. Whenever any tree or trees upon any sidewalk of any street, lane, alley or avenue shall seriously interfere with the distribution of light from any group of lamps, of which the Council of the Village shall be the judge, the Village will trim or cause to be trimmed any such tree or trees in such manner that such interference with the distribution of light will be removed.

Sec. 8. That the plans and specifications herein referred to for such street lighting and on file with the Clerk of said Village be and the same hereby are adopted and approved.

Sec. 9. Upon The Dayton Power & Light Company filing its written acceptance of this ordinance with the Clerk of said Village, within thirty (30) days from the taking effect hereof, this ordinance shall be and constitute a contract between said Village and Company to light the streets, lanes, alleys, avenues and public grounds, in accordance herewith, for five (5) years for the 28th day of December, 1939.

Sec. 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 23rd day of January, 1940.

Attest:

Luella Brown (Signed)
Clerk

Approved:

Emory W. Bradstreet (Signed)
Mayor

CERTIFICATE

I, LUELLE BROWN, Clerk of the Council of the Village of Centerville and State of Ohio do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Ordinance Number 4-1940 was duly made by posting true copies thereof at five (5) of the most

public places in said corporation as determined by the Council.

United States Post Office
Decker's Grocery
McCray's Grocery
Fox's Service Station
Nutt's Service Station

each for a period of fifteen (15) days commencing on the 24th day of January 1940.

Luella Brown
Clerk

ORDINANCE NO. 5 - 1940

An Ordinance establishing an Office for the Mayor pursuant to Section 4650 of the General Code of Ohio.

BE IT ORDAINED by the Council of the Village of Centerville, in the County of Montgomery, and State of Ohio, three-fourths of the members elected thereto concurring:

Sec. 1. That the room located at the Southeast corner on the first floor of the Township Building, which building is located on North Main Street in the Village of Centerville, be and the same is hereby designated as the Mayor's Office.

Sec. 2. This ordinance shall take effect at the earliest period allowed by law.

Passed February 26, 1940.

Attest:

Approved:

Luella Brown (Signed)
Clerk

Emory W. Bradstreet (Signed)
Mayor

CERTIFICATE

I, LUELLA BROWN, Clerk of the Council of the Village of Centerville and State of Ohio do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Ordinance No. 5 - 1940 was duly made by posting true copies thereof at five (5) of the most public places in said corporation as determined by the Council.

United States Post Office
Decker's Grocery
McCray's Grocery
Fox's Service Station
Nutt's Service Station

each for a period of fifteen (15) days commencing on the 27th day of February, 1940.

Luella Brown
Clerk

ORDINANCE NO. 6 - 1940.

An Ordinance requiring that vehicles shall stop for School Bus, when -- and the driver of a school bus shall load and discharge children, where -- and declaring an emergency.

BE IT ORDAINED by the Council of the Village of Centerville, in the County of Montgomery and State of Ohio, three-fourth (3/4) of the members elected thereto concurring:

Sec. 1. The driver of a vehicle, when approaching the front or rear of a school bus that has come to a stop on a street, avenue, lane or alley in the Village of Centerville, while in the act of receiving or discharging school children, shall stop such vehicle not less than ten feet from such school bus and keep said vehicle stationary until such children have entered said bus or have alighted and reached the nearest adjacent side of such street, avenue, lane or alley.

Sec. 2. The driver of a school bus shall load and discharge the passengers of such bus at the extreme right side of the paved or improved portion of such street, avenue, lane or alley, and at the right curbing when such curbing is maintained on such street, avenue, lane or alley.

Sec. 3. Whoever, being the driver of a vehicle or school bus, fails to carry out the provisions of this ordinance, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than ten nor more than one hundred dollars or be imprisoned in the county jail not to exceed thirty days, or both.

Sec. 4. This Ordinance is declared to be an emergency measure for the reason that the public peace, health and safety of the Village of Centerville require immediate protection of the lives of the children residing in the village and shall take effect upon its passage.

Passed this 27th day of February, 1940.

Approved:

Attest:

Emory W. Bradstreet (Signed)
Mayor

Luella Brown (Signed)
Clerk