

RESOLUTION NO. 25-21  
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCIL MEMBER Mark Engert ON  
THE 1<sup>st</sup> DAY OF March, 2021.

**A RESOLUTION BY THE CENTERVILLE CITY COUNCIL  
IMPOSING A MORATORIUM ON THE PLACEMENT OR  
OPERATION OF LOW-SPEED MICROMOBILITY  
DEVICES IN ANY PUBLIC RIGHT-OF-WAY OR ON  
PUBLIC PROPERTY, AND OFFERING THE SAME FOR  
USE ANYWHERE IN THE CITY OF CENTERVILLE,  
OHIO, FOR A PERIOD OF TWELVE MONTHS (365  
DAYS).**

WHEREAS, dockless electric scooters and bicycles, available to be rented on demand from unstaffed locations (“low-speed micromobility devices”), have arrived in many cities suddenly and unexpectedly, and have since proliferated rapidly. These low-speed micromobility devices are largely unregulated; and

WHEREAS, low-speed micromobility devices cannot be used legally on sidewalks due to their status as “motor vehicles” under state law nor can they be used legally on streets due to equipment limitations and the lack of adequate mechanisms for titling, registering, and insuring them; and

WHEREAS, the 133<sup>rd</sup> Ohio General Assembly has addressed regulation of low-speed micromobility devices by enacting Am. Sub. H.B. 295, which authorizes municipalities to regulate or prohibit the operation of low-speed micromobility devices on public streets, highways, sidewalks, and shared-use paths, and portions of roadways set aside for the exclusive use of bicycles under such a municipality’s jurisdiction; and

WHEREAS, in cities where low-speed micromobility devices are available, they are frequently abandoned by users in streets, sidewalks, and other public places, creating visual clutter and serious safety concerns, especially for the most vulnerable pedestrians. Moreover, due to the spontaneous nature of these rentals and their appeal to young people, low-speed micromobility devices are nearly always operated by users—often minors—without helmets; and

WHEREAS, City Council requires time to research and consider the benefits and consequences related to the operation of low-speed micromobility devices in the public right-of-way or on public property and whether such activities should be allowed, limited, or entirely prohibited as expressly authorized by Am. Sub. H.B. 295; and

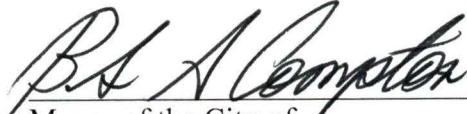
WHEREAS, City staff requires time to make informed recommendations to City Council regarding potential changes to the City's Codified Ordinances based on City Council's determination whether to allow, limit, or prohibit these activities within City limits; and

WHEREAS, a moratorium of one year on the operation of low-speed micromobility devices in any public right-of-way or on public property, and offering the same for use anywhere in the City will allow City Council and staff time to accomplish the City's goals stated herein and will help ensure the public peace, health, safety, and welfare.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

- Section 1. City Council imposes a moratorium of twelve (12) months (365 days) commencing on the date of passage of this resolution on the operation of low-speed micromobility devices in any public right-of-way or on public property, and offering the same for use anywhere in the City. The purpose of this moratorium is to allow City Council and staff time to study the operation of low-speed micromobility devices in any public right-of-way or on public property, and offering the same for use anywhere in the City limits as set forth in the recital paragraphs above and to prepare any necessary changes to the City's Codified Ordinances.
- Section 2. City Council instructs the City Manager and staff to begin study of potential shared mobility device operation within the City. City staff shall then make recommendations regarding any potential changes to the City's Codified Ordinances related to these activities for City Council's consideration.
- Section 3. Council further finds that a moratorium for twelve (12) months (365 days) is reasonable and will allow the Centerville Planning Commission, City Manager, and City Planner to propose and initiate action to address the issues outlined herein.
- Section 4. Council hereby directs and orders that no operation of low-speed micromobility devices in any public right-of-way or on public property, and offering the same for use anywhere in the City shall be allowed during the twelve months (365 days) period of this moratorium.
- Section 5. This Resolution shall take effect and be in force from and after the date of its passage.

PASSED THIS 1<sup>st</sup> day of March, 2021.



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Mayor of the City of  
Centerville, Ohio

ATTEST:



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Clerk of Council  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 25-21, passed by the Council of the City of Centerville, Ohio on the 1<sup>st</sup> day of March, 2021.



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Clerk of the Council

Approved as to form, consistency  
with existing ordinances, the  
charter & constitutional provisions  
Department of Law  
Scott A. Liberman  
Municipal Attorney