

1st reading 8-7-19
2nd reading rules suspended
3rd reading _____
Voted On 8-7-19
Ayes: 7 Nays: 0
PASSED DEFEATED _____

ORDINANCE NO. 2019-21

**AN ORDINANCE
AMENDING SECTION 331.37 OF CHAPTER 331 OF THE CODIFIED
ORDINANCES OF ORANGE VILLAGE TO PROHIBIT THE OPERATION
OF VEHICLES ON RECREATIONAL TRAILS IN THE VILLAGE.**

WHEREAS, Orange Village has constructed recreational trails within the Village to allow pedestrians and bicyclists to be separated from motor vehicles on the major through streets in the Village; and

WHEREAS, in furtherance of the objective of having separation between pedestrians and vehicles, the Council desires to prohibit vehicles from travelling on recreational trails in the Village; and

WHEREAS, Council also desires to clarify that lawnmowers are a permitted vehicle on a street law, which has been the long time policy of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF ORANGE VILLAGE, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. That existing Section 331.37, "Driving Upon Sidewalks, Street Lawns or Curbs," of the Codified Ordinances of Orange Village, be and the same hereby is amended to read and provide, in its entirety, as follows:

"331.37 DRIVING UPON SIDEWALKS, RECREATIONAL TRAILS, STREET LAWNS OR CURBS.

(a) No person shall drive any vehicle, other than a bicycle, upon a sidewalk, ~~or~~ sidewalk area **or recreational trail** except upon a permanent or duly authorized temporary driveway. **The Chief of Police shall post signs giving notice that no vehicles other than bicycles are permitted to be driven on the Village's recreational trails. Emergency services vehicles and vehicles used to provide municipal or public utility services shall be exempted from this prohibition.**

(b) No person shall drive a vehicle, **other than a lawnmower**, on a street lawn area or the curb of a street, except upon a permanent or duly authorized temporary driveway or when otherwise lawfully authorized.

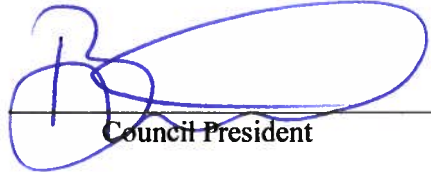
(c) If the offender commits the offense while distracted and the distracting activity is a contributing factor to the commission of the offense, the offender is subject to the additional fine established under Section 303.991 of the Traffic Code."

SECTION 2. That existing Section 331.37, and any ordinance in conflict with this ordinance, are repealed.

SECTION 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Chapter 105 of the Codified Ordinances of Orange Village.

SECTION 4. That this Ordinance shall take effect at the earliest time permitted by law.

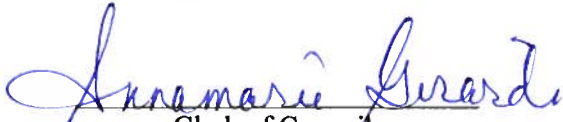
PASSED: August 7, 2019


Council President

Submitted to the Mayor for approval on this 7th day of August, 2019

Approved by the Mayor this 7th day of August, 2019

ATTEST:


Clerk of Council


Mayor