

EXHIBIT A

TITLE THREE CHAPTER 311- THROUGH STREETS AND STOP STREETS

311.03 STOP SIGNS.

Every stop sign shall bear the word "STOP" in letters not less than six inches in height. Every stop sign shall be located as near as practicable at the property line of the street at the entrance to which the stop must be made, or at the nearest line of the crosswalk thereat, or if none, at the nearest line of the street. (ORC 4511.65; Ord. 7-83. Passed 3-21-83.) ***and conform to the latest standards and specifications as defined in the Ohio Manual of Traffic Control Devices.***

311.06 RIGHT TURN ON RED SIGNAL PROHIBITED.

No operator of a vehicle proceeding toward the intersection and on the approach street designated in the following list shall execute a right turn against a steady red signal at any time when a sign prohibiting such turn is posted.

	Approach Roadway	Intersection
(1)	Southbound South Broad Street	Broad Street/Dayton Drive
(2)	Northbound Interior Lane on Colonel Glenn Highway	Colonel Glenn Highway/Kauffman Avenue
(3)	(Former subsection (3) was repealed by Ordinance 42-99, passed January 3, 2000.)	
(4)	Southbound South Maple Avenue	Dayton Drive/Maple Avenue
(5)	Eastbound Funderburg Road	Maple Avenue/Dayton - Yellow Springs Road/Funderburg Road
(6)	Westbound Dayton - Yellow Springs Road	Maple Avenue/Dayton - Yellow Springs Road/Funderburg Road
(7)	Westbound Xenia Drive	Broad Street/Xenia Drive
(8)	Eastbound Kauffman Avenue	Kauffman Avenue/Wright State
(9)	Eastbound Colonel Glenn Highway	Colonel Glenn Highway/North Fairfield Road
(10)	Southbound Kauffman Avenue	Dayton - Yellow Springs Road/Kauffman Avenue
(11)	Red Oak Drive	Beaver Valley Road/Old Yellow Springs Road
(12)	Northbound Col. Glenn Highway	Col. Glenn Highway/Funderburg Road
(13)	Northbound Interior Lane on North Fairfield Road	Colonel Glenn Highway/North Fairfield Road
(14)	Westbound Main Street	Broad Street/Main Street
(15)	<i>Southbound Southlawn Drive</i>	<i>Dayton-Yellow Springs Road / Southlawn Drive</i>

(Ord. 41-12. Passed 9-17-12.)

311.13 THROUGH HIGHWAYS DESIGNATED.

The following are hereby designated as through highways within the City:

- ~~—(a) Central Avenue between Broad Street and Kauffman Avenue; Beaver Valley Road between the south corporation limit and Dayton-Yellow Springs Road;~~
- ~~—(b) Kauffman Avenue between Central Avenue and Colonel Glenn Highway; Broad Street;~~
- ~~—(c) All of Funderburg Road; Central Avenue between Kauffman Avenue and the north corporation limit;~~
- ~~—(d) Dayton Yellow Springs Road between Beaver Valley Road and Kauffman Avenue; Colonel Glenn Highway between the west and east corporation limits;~~
- ~~—(e) State Route 235 between the north corporation limit and Broad Street; Commerce Center Boulevard;~~
- ~~—(f) Dayton Yellow Springs Road between the east corporation limit and Beaver Valley Road; Dayton Drive;~~
- ~~—(g) South Maple Avenue from Dayton Yellow Springs Road to Main Street. Dayton-Yellow Springs Road;~~
- ~~(h) Funderburg Road;~~
- ~~(i) Garland Avenue between 115 feet east of Marchmont Drive and Trebein Road;~~
- ~~(j) Ironwood Drive between Funderburg Road and Garland Avenue;~~
- ~~(k) Kauffman Avenue between the west corporation limit and Central Avenue;~~
- ~~(l) Maple Avenue;~~
- ~~(m) Spangler Road;~~
- ~~(n) Xenia Drive;~~
- ~~(o) Yellow Springs-Fairfield Road.~~

313.05 DELLWOOD DRIVE.

It shall be unlawful to proceed, except in a southerly direction, on Dellwood Drive between Redbank Drive and ~~Dexter Place~~ Westport Drive.
(Ord. 36-04. Passed 8-2-04.)

~~317.02 ZONES OF QUIET.~~

~~—The City Manager may designate zones of quiet upon any highway within 250 feet of any hospital or school, and when any such zone is so designated by traffic signs, it shall be unlawful therein to blow a horn or a whistle or to make or cause any outcry or any avoidable noise or clamor likely to disturb persons within such zone.~~
(Ord. 7-83. Passed 3-21-83.)

317.03 TEMPORARY TRAFFIC CONTROL DEVICES.

The City Engineer with approval from the City Manager and the ~~Chief of Police~~ Chief is ~~are~~ hereby authorized to install for temporary periods, not to exceed ~~120~~ 365 days duration, such traffic control signs or devices as are necessary for the safe movement of traffic during periods of construction, excavation, demolition or ~~other hazardous situations~~ and as are approved by the City Manager situations where regulatory signs need to be installed before the supporting legislation can be passed. Such traffic control signs or devices may be extended for an additional period of time by express permission of a majority of Council.
(Ord. 7-83. Passed 3-21-83.)

319.02 SPECIAL PEDESTRIAN CONTROL SIGNALS.

Whenever ~~special~~ pedestrian control signals exhibiting the words "walk" or "don't walk", or the symbol of a walking person or an upraised palm are in place, such signals shall indicate the following instructions:

- (a) A steady walking person signal indication, which symbolizes "walk", means that a pedestrian facing the signal indication is permitted to start to cross the roadway in the direction of the signal

indication, possibly in conflict with turning vehicles. The pedestrian shall yield the right-of-way to vehicles lawfully within the intersection at the time that the walking person signal indication is first shown.

(b) A flashing upraised hand signal indication, which symbolizes "don't walk", means that a pedestrian shall not start to cross the roadway in the direction of the signal indication, but that any pedestrian who has already started to cross on a steady walking person signal indication shall proceed to the far side of the traveled way of the street or highway, unless otherwise directed by a traffic control device to proceed only to the median of a divided highway or only to some other island or pedestrian refuge area.

(c) A steady upraised hand signal indication means that a pedestrian shall not enter the roadway in the direction of the signal indication.

~~(d) Nothing in this section shall be construed to invalidate the continued use of pedestrian control signals utilizing the word "wait" if those signals were installed prior to March 28, 1985.~~

~~(e) A flashing walking person signal indication has no meaning and shall not be used.~~
(ORC 4511.14)

TITLE SEVEN
CHAPTER 343 - PARKING RESTRICTED ON SPECIFIC STREETS

343.04 CEDAR DRIVE.

It shall be unlawful to park any motor vehicle at any time on either side of Cedar Drive between West Street and ~~East Street~~ Third Street.
(Ord. 7-83. Passed 3-21-83.)

343.07 DAYTON DRIVE.

(a) It shall be unlawful to park any motor vehicle at any time on ~~the north~~ either side of Dayton Drive from Broad Street to ~~Main Street~~ Xenia Drive.

~~(b) It shall be unlawful to park any motor vehicle at any time on the south side of Dayton Drive from Broad Street to Xenia Drive.~~

~~(c)~~ (b) It shall be unlawful to park any motor vehicle at any time on the west side of East Dayton Drive from the intersection of the west curb line of East Dayton Drive and Adams Street to a point thirty-five feet southwestwardly therefrom.

~~(d)~~ (c) It shall be unlawful to park any motor vehicle at any time on the west side of East Dayton Drive from the bridge crossing over Hebble Creek southwardly and westwardly to the north curb line of East Xenia Drive.

(Ord. 42-12. Passed 9-17-12.)

343.09 ERIE STREET AVENUE.

~~(a) It shall be unlawful to park any motor vehicle at any time on either side of Erie Street from Kaufmann Avenue to South Maple Avenue.~~

~~(b)~~ It shall be unlawful to park any motor vehicle at any time on the north side of Erie ~~Street~~ Avenue in front of from South Maple Avenue to the east property line of Erie Osborn Park in the City.

(Ord. 7-83. Passed 3-21-83.)

343.10 FIRST STREET.

~~(a)~~ It shall be unlawful to park any motor vehicle at any time on the east side of First Street between Xenia Drive Clover Street and ~~Middle Street~~ Xenia Drive.

~~(b) It shall be unlawful to park any motor vehicle at any time on the east side of First Street between Xenia Drive and Clover Street.~~

(Ord. 7-83. Passed 3-21-83.)

343.14 MAIN STREET.

(a) Except on Sundays and holidays, it shall be unlawful to park any motor vehicle between the hours of 8:00 a.m. and 6:00 p.m. for a longer period of time than two consecutive hours:

(1) On the north side of West Main Street from a point 200 feet east of the east curb line projected of North Broad Street to North Central Avenue.

(2) On the south side of West Main Street from a point 157 feet east of the east curb line projected of South Broad Street to a point sixty feet east of the east curb line projected of Miller Avenue.

(3) On the south side of West Main Street from a point 135 feet west of the west curb line projected of South Wright Avenue to South Central Avenue.

(4) On the north side of East Main Street from North Central Avenue to North Pleasant Avenue.

(5) On the south side of East Main Street from South Central Avenue to South Pleasant Avenue.

(6) At the center parking island on West Main Street.

(7) At the center parking island on East Main Street.

(8) On the north side of West Main Street between Broad Street and a point 208 feet west of the west curb line of Broad Street.

(9) On the south side of West Main Street between Broad Street and a point 132 feet west of the west curb line of Broad Street.

(b) It shall be unlawful to park any motor vehicle at any time on the north side of Main Street between Broad Street and a point 200 feet east of the east curb line of Broad Street.

(c) It shall be unlawful to park any motor vehicle at any time on the south side of Main Street between Broad Street and a point 150 feet east of the east curb line of Broad Street.

(d) It shall be unlawful to park any motor vehicle at any time on the south side of West Main Street from a point sixty feet east of the east curb line extended of Miller Avenue to a point 135 feet west of the west curb line extended of Wright Avenue.

(e) It shall be unlawful to park any motor vehicle at any time on the north side of East Main Street between Pleasant Avenue and the east line of Lot 96, Osborn Removal Plat.

(f) It shall be unlawful to park any motor vehicle at any time on the north side of East Main Street between a point 115 feet east of the east curb line of North Maple Avenue and a point 145 feet west of the west curb line of North Maple Avenue.

(g) It shall be unlawful to park any motor vehicle at any time on the south side of East Main Street between a point 120 feet east of the east curb line of South Maple Avenue and a point 163 feet west of the west curb line of South Maple Avenue.

~~—(h) It shall be unlawful to park any motor vehicle at any time on the north side of West Main Street from a point fifty six feet west of the west curb line extended of Second Street to a point fifty four feet east of the east curb line extended of Second Street.~~

~~—(i) It shall be unlawful to park any motor vehicle at any time on the south side of West Main Street from a point fifty five feet west of the west curb line extended of Second Street to a point sixty two feet east of the east curb line extended of Second Street.~~

~~—(j) It shall be unlawful to park any motor vehicle at any time on the north side of West Main Street from a point fifty one feet west of the west curb line extended of Third Street to a point fifty one feet east of the east curb line extended of Third Street.~~

~~—(k) It shall be unlawful to park any motor vehicle at any time on the north side of Main Street from a point fifty six feet west of the west curb line extended of Miller Avenue to a point fifty seven feet east of the east curb line extended of Miller Avenue.~~

(Ord. 38-98. Passed 9-21-98.)

343.15 MAPLE AVENUE.

(a) It shall be unlawful to park any motor vehicle at any time on the west side of Maple Avenue from the south curb line of Mann Avenue extended to ~~the north curb line of East Main Street extended~~ a point 150 feet south of the south curb line of Redbank Drive extended and on the east side of Maple Avenue from the south curb line of Mann Avenue extended to a point 170 feet south of the south curb line of East Xenia Drive extended.

(Ord. 43-97. Passed 9-2-97.)

~~(b) It shall be unlawful to park any motor vehicle between the hours of 7:30 a.m. and 4:00 p.m. on school days on the east side of Maple Avenue from Westport Drive extended to a point 150 feet south of the south curb line of Redbank Drive extended.~~

~~(Ord. 33-02. Passed 10-21-02.)~~

~~—(e) **(b)**~~ It shall be unlawful to park any motor vehicle at any time on the east side of South Maple Avenue from a point 243 feet north of the north curb line of East Doris Drive projected to a point 235 feet south of the south curb line of East Doris Drive projected and on the west side of South Maple Avenue from a point 236 feet north of the north curb line of East Doris Drive projected to a point 253 feet south of the south curb line of East Doris Drive projected.

~~—(d) **(c)**~~ It shall be unlawful to park any motor vehicle at any time on the east side of North Maple Avenue from the north curb line of East Whittier Avenue to a point 138 feet north and from the south right-of-way line of North Broad Street to a point 515 feet south, and on the west side of North Maple Avenue from the south curb line of East Whittier Avenue to a point 50 feet south.

~~(e)~~ **(d)** It shall be unlawful to park any motor vehicle at any time on either side of South Maple Avenue from East Dayton-Yellow Springs Road to the south curb line of Bonomo Drive extended.

~~(f)~~ **(e)** It shall be unlawful to park any motor vehicle at any time on the west side of North Maple Avenue from Broad Street to a point fifty-five feet south of the south curb line extended of Meadow Drive.

~~(g)~~ **(f)** It shall be unlawful to park any motor vehicle at any time on ~~either~~ **the east** side of Maple Avenue from the south curb line of East Main Street extended to ~~a point 150 feet south of the south curb line of Redbank Drive extended~~ **the north curb line extended of Westport Drive.**

~~(h)~~ It shall be unlawful to park any motor vehicle at any time between a point 30 feet on the approach side and a point 20 feet on the departure side of the school cross walks on Maple Avenue from the south curb line of Parkwood Drive extended to the north line of Westport Drive extended.
(Ord. 43-97. Passed 9-2-97.)

343.16 MILLER AVENUE.

~~(a)~~ It shall be unlawful to park any motor vehicle at any time on the east side of Miller Avenue from the north curb line of West Main Street to a point 290 feet north of such north curb line, and on the west side of Miller Avenue from the north curb line to a point 140 feet north thereof.

~~(b)~~ Except on Sundays and holidays, it shall be unlawful to park any motor vehicle between the hours of 8:00 a.m. and 6:00 p.m. for a longer period of time than fifteen consecutive minutes on the west side of Miller Avenue from a point 140 feet north of the north curb line projected of West Main Street to a point 160 feet north thereof.

(Ord. 7-83. Passed 3-21-83.)

343.17 OAK CYPRESS DRIVE.

It shall be unlawful to park any motor vehicle at any time on either side of Oak Cypress Drive between West Street and Third Street.

(Ord. 7-83. Passed 3-21-83.)

343.20 PLEASANT AVENUE.

(a) It shall be unlawful to park any motor vehicle on the west side of Pleasant Avenue between the hours of 8:00 a.m. and 6:00 p.m., except on Sundays and holidays.

(b) It shall be unlawful to park any motor vehicle at any time on the east side of Pleasant Avenue between East Main Street and a point 74 feet north of the north curb line of East Main Street extended.

~~(c)~~ It shall be unlawful to park any motor vehicle except school buses between the hours of 8:00 a.m. and 4:00 p.m. on school days on the east side of Pleasant Avenue between Tacoma Lane and the south curb line of East Main Street.

~~(d)~~ It shall be unlawful to park any motor vehicle between the hours of 8:00 a.m. and 6:00 p.m. for a longer period of time than two consecutive hours on the east side of Pleasant Avenue from a point 74 feet north of the north curb line of East Main Street extended to a point 114 feet north thereof, except on Sundays and holidays.

(Ord. 59-91. Passed 11-4-91.)

343.27 WHITTIER AVENUE.

(a) It shall be unlawful to park any motor vehicle at any time on the north side of East Whittier Avenue between ~~Winston Drive~~ Central Avenue and Lincoln Drive, ~~the latter being an undedicated street on school property.~~

(b) It shall be unlawful to park any motor vehicle at any time on the south side of East Whittier Avenue, from Maple Avenue east to the east line of the School Administration property.

~~—(c) It shall be unlawful to park any motor vehicle on the north side of East Whittier Avenue from North Central Avenue east to Maple Avenue and between a point 135 feet east of the east curb of Maple Avenue and the west curb of Winston Drive between the hours of 7:30 a.m. and 4:00 p.m., except on Saturdays, Sundays and holidays.~~

~~—(d) It shall be unlawful to park any motor vehicle at any time on the north side of East Whittier Avenue between the east curb of Maple Avenue and a point 135 feet east of the east curb of Maple Avenue.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

343.29 XENIA DRIVE.

(a) It shall be unlawful to park any motor vehicle at any time on either side of Xenia Drive between Wright Avenue and the east corporation line.

~~—(b) It shall be unlawful, except on Sundays and holidays, to park any motor vehicle on the south side of West Xenia Drive between Broad Street and a point 128 feet west of the west curb line of Broad Street between the hours of 3:30 and 4:30 p.m.~~

~~(c)~~ **(b)** It shall be unlawful to park any motor vehicle at any time on the south side of Xenia Drive from the west curb line of Third Street to a point 120 feet west thereof.

~~(d)~~ **(c)** It shall be unlawful to park any motor vehicle at any time on the north side of Xenia Drive from a point 195 feet east of the east curb line extended of Third Street to a point 130 feet west of the west curb line extended of Third Street.

(Ord. 42-07. Passed 10-1-07.)

343.31 CHURCH ZONES.

~~—No parking shall be permitted on Sunday from 6:00 a. m. to 1:00 p. m. except to take on and discharge passengers from vehicles, for a distance along the curb of approximately sixty feet at any church now or hereafter established, provided, however, that the particular street to be set aside for such purpose shall be designated by the City.~~

~~—Signs reading "No Parking Sunday, 6:00 a.m. to 1:00 p.m., Church Zone" shall be erected at both ends of such space.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

~~—343.33 LOADING, UNLOADING ZONES.~~

~~—Parking shall be prohibited in areas set aside for loading and unloading passengers from buses transporting persons for hire. The length of such loading zones shall be designated by the City Manager, and the street curb for the length of such zone shall be painted a highway yellow, and the ends of such zones shall be marked by signs stating, "No Parking, Buses Only". Loading zones may be established in front of commercial or industrial buildings by the City Manager where conditions show that such zones are necessary for the operation of the business conducted or industry operated in such buildings. The length of such zones shall be as determined by the City Manager. The street curbs of such zones shall be painted a highway yellow and the ends of such zones shall be marked by signs stating "No Parking, Loading Zone".~~

~~(Ord. 7-83. Passed 3-21-83.)~~

343.36 LORETTA AVENUE.

It shall be unlawful to park any motor vehicle at any time on the south side of Loretta Avenue from the west curb line of Rockdell Drive extended to 210 feet west of the west curb line of Rockdell Drive extended, from 250 feet west of the west curb line of Rockdell Drive extended to 282 feet west of the west curb line of Rockdell Drive extended, from 322 feet west of the west curb line of Rockdell Drive extended to 353 feet west of the west curb line of Rockdell Drive extended, from 393 feet west of the west curb line of Rockdell Drive extended to 423 feet west of the west curb line of Rockdell Drive extended, from 463 feet west of the west curb line of Rockdell Drive extended to 500 feet west of the

west curb line of Rockdell Drive extended, from 520 feet west of the west curb line of Rockdell Drive extended to the end of Loretta Avenue, and ~~from 245 feet east of the east curb line of east Rockdell Drive to the east end of Loretta Avenue~~ on the north side of Loretta Avenue from Triumph Drive to Darrell Drive.

(Ord. 7-83. Passed 3-21-83.)

343.38 ~~LORETTA AVENUE AND ROCKDELL DRIVE.~~

It shall be unlawful to park any motor vehicle at any time on the ~~north side of Loretta Avenue and the west side of Rockdell Drive~~, between Loretta Avenue and Old Dayton-Yellow Springs Road.

(Ord. 7-83. Passed 3-21-83.)

343.39 ~~ARLIN VILLAGE PLACE.~~

It shall be unlawful to park any motor vehicle at any time on either side of Arlin ~~Village~~ Place.

(Ord. 7-83. Passed 3-21-83.)

343.43 ~~SOUTHLAWN DRIVE AND AVENUE.~~

(a) It shall be unlawful to park any motor vehicle at any time on the west side of Southlawn Drive.

(b) It shall be unlawful to park any motor vehicle at any time on the east side of Southlawn Drive between Dayton-Yellow Springs Road and a point 135 feet north of the north edge of pavement of Dayton-Yellow Springs Road extended.

(Ord. 65-97. Passed 11-17-97.)

343.44 ~~CIRCLE DRIVE.~~

It shall be unlawful to park any motor vehicle between the hours of 7:00 a.m. and 4:00 p. m. on the south side of Circle Drive between North Central Avenue and a point 340 feet east of the east curb line of North Central Avenue, or on the north side of Circle Drive between North Central Avenue and Oakhill ~~Drive~~ Avenue, except on Sundays and holidays.

(Ord. 7-83. Passed 3-21-83.)

343.45 ~~BEAVER VALLEY ROAD.~~

~~(a) It shall be unlawful to park any motor vehicle at any time on the west side of Beaver Valley Road from point 600 feet south of the center line of Old Yellow Springs Road to the south curb line of Dayton-Yellow Springs Road.~~

~~(b) It shall be unlawful to park any motor vehicle at any time on the east side of Beaver Valley Road from a point 800 feet south of Old Yellow Springs Road to Dayton-Yellow Springs Road.~~

~~(c) It shall be unlawful to park any motor vehicle at any time on either side of Beaver Valley Road from the north edge of pavement of New Germany Trebein Road to a point 145 feet west of the west curb line of Quail Run Drive extended.~~

It shall be unlawful to park any motor vehicle at any time on either side of Beaver Valley Road within the City of Fairborn corporation limits.

(Ord. 46-98. Passed 11-16-98.)

343.46 ~~TRIUMPH DRIVE.~~

(a) It shall be unlawful to park any motor vehicle at any ~~time~~ time on the west side of Triumph Drive from Loretta Avenue to the south ~~line of Lot 4574~~ property line of 2063 Triumph Drive.

(b) It shall be unlawful to park any motor vehicle at any time on the east side of Triumph Drive between Lee Court and Loretta Avenue.

(Ord. 7-83. Passed 3-21-83.)

343.55 OLD YELLOW SPRINGS ROAD.

(a) It shall be unlawful to park any motor vehicle at any time on the north side of Old Yellow Springs Road from the corporation line eastwardly a point 165 feet east of the east edge of pavement extended of Henry Street to a point 150 feet east of the east curb line of Rockdell Drive.

(b) It shall be unlawful to park any motor vehicle at any time on the south side of Old Yellow Springs Road from a point 150 feet west of the west curb line of Rockdell Drive eastwardly to a point thirty feet east of the east curb line of Rockdell Drive.

(Ord. 7-83. Passed 3-21-83.)

(c) It shall be unlawful to park any motor vehicle at any time on the south side of Old Yellow Springs Road from the west curb line of Beaver Valley Road extended to a point 145 feet west of the west curb line extended of Beaver Valley Road.

(d) It shall be unlawful to park any motor vehicle at any time on the north side of Old Yellow Springs Road from the west curb line of Beaver Valley Road extended to a point 65 feet west of the west curb line extended of Beaver Valley Road.

(Ord. 3-98. Passed 2-2-98.)

(e) It shall be unlawful to park any motor vehicle at any time on the south side of Old Yellow Springs Road from Hickory Nut Hickorynut Drive to a point 35 feet east of the east curb line of Faircreek Ridge Drive.

(Ord. 26-02. Passed 8-5-02.)

(f) It shall be unlawful to park any motor vehicle at any time on the south side of Old Yellow Springs Road from a point 165 feet east of the east edge of pavement extended of Henry Street to a point 320 feet west of the west curb line extended of Rockdell Drive.

343.58 CHAPEL DRIVE.

(a) It shall be unlawful to park any motor vehicle at any time on the east side of Chapel Drive from Dayton-Yellow Springs Road south to a point 440 feet south of the south curb line extended of Sycamore Court Drive, except where the pavement width is 39 feet.

(b) It shall be unlawful to park any motor vehicle at any time on the west side of Chapel Drive from Dayton-Yellow Springs Road south to the north curb line of Cambridge Drive, extended, except where the pavement width is more than 28 feet.

(Ord. 32-87. Passed 6-1-87.)

~~**343.66 ENTERPRISE DRIVE.**~~

~~It shall be unlawful to park any motor vehicle at any time on either side of Enterprise Drive from Commerce Center Boulevard to its western terminus.~~

~~(Ord. 57-86. Passed 11-3-86.)~~

343.73 COLONEL GLENN HIGHWAY.

(a) It shall be unlawful to park any motor vehicle at any time on either side of Colonel Glenn Highway from the west corporation line to McClemon Memorial Skyway Old Yellow Springs Road.

(b) It shall be unlawful to park any motor vehicle at any time on either side of Colonel Glenn Highway from Kauffman Avenue to the south corporation line.

(Ord. 1-05. Passed 1-18-05.)

343.77 ZAPATA DRIVE.

It shall be unlawful to park any motor vehicle at any time on either side of Zapata Drive from a point ~~twenty feet east of the edge of pavement of Yellow Springs-Fairfield Road~~ to a point 607 feet east of the edge of pavement of Yellow Springs-Fairfield Road from Yellow Springs-Fairfield Road to its eastern terminus.

(Ord. 40-92. Passed 6-15-92.)

343.78 NORTH ZIMMERMAN ROAD.

(a) It shall be unlawful to park any motor vehicle at any time on the west side of North Zimmerman Road from a point 175 feet north of the north curb line of Orville Street extended to its northern terminus.

(b) It shall be unlawful to park any motor vehicle at any time on the east side of North Zimmerman Road ~~to~~ from a point 265 feet north of the north curb line of Orville Street extended to its northern terminus.

(Ord. 44-93. Passed 7-6-93.)

~~343.79 McCLERNON MEMORIAL SKYWAY STATE ROUTE 844.~~

It shall be unlawful to park any motor vehicle at any time on either side of ~~McClernon Memorial Skyway~~ State Route 844 from the north corporation limit to the south corporation limit.

(Ord. 73-93. Passed 10-4-93.)

~~**343.92 SUPERIOR AVENUE.**~~

~~—(a) It shall be unlawful to park any motor vehicle at any time on the east side of Superior Avenue from Dayton Yellow Springs Road to a point 280 feet north of the north curb line extended of Grove Street.~~

~~(Ord. 26-01. Passed 9-18-01.)~~

~~—(b) It shall be unlawful to park any motor vehicle at any time on the west side of Superior Avenue from Dayton Yellow Springs Road to Orville Street.~~

~~(Ord. 32-02. Passed 10-21-02.)~~

343.99 PENALTY.

~~(a) Whoever violates Section 343.05(c) or 343.28(d) shall be deemed guilty of a misdemeanor and shall be fined two dollars (\$2.00) if the violator reports to the Police Department within forty eight hours from the time noted on the ticket placed on his vehicle; otherwise, after the expiration of forty eight hours, the violator shall be fined four dollars (\$4.00).~~

~~—(b) Whoever violates any provision of this chapter for which no other penalty is provided shall be deemed guilty of a misdemeanor and shall be fined four dollars (\$4.00) if the violator reports to the Police Department within forty eight hours from the time noted on the ticket placed on his vehicle; otherwise, after the expiration of forty eight hours, the violator shall be fined eight dollars (\$8.00).~~

Whoever violates any provision of this chapter for which no other penalty is provided shall be deemed guilty of a misdemeanor and shall be fined ten dollars (\$10.00) if the violator reports to the Police Department within forty-eight hours from the time noted on the ticket placed on his vehicle; otherwise, after the expiration of forty-eight hours, the violator shall be fined fifteen dollars (\$15.00).

(Ord. 7-83. Passed 3-21-83.)

**TITLE SEVEN
CHAPTER 347 – SNOW EMERGENCY**

347.01 DECLARATION OF EMERGENCY.

In order to facilitate the movement of traffic and to combat the hazards of excessive snow and ice on streets or portions of streets named in Section 347.04, the City Manager or designee may at his discretion declare an emergency due to such hazards whenever snow accumulates on streets within the City. Upon the declaration of such emergency, such declaration shall be furnished to the local news media consisting of newspapers, radio and television stations as soon as practicable thereafter. Such emergency shall continue until a termination announcement is made by the City Manager and the announcement of

termination shall be furnished to the news media as soon as possible.
(Ord. 7-83. Passed 3-21-83.)

347.04 STREETS ON WHICH PARKING PROHIBITED DURING EMERGENCY.

The streets or portions thereof where parking is prohibited after an emergency has been declared are the following:

1. Armstrong Road
2. Autumn Creek Drive, Countryside to Beaver Valley Road
3. Beaver Balley Road, Dayton- Yellow Springs to Oxford
4. Beaver Valley Road. N. Germany- Trebein to Quail Run Drive
5. Black Lane
6. Broad Street
7. Central Avenue
8. Channingway Drive
9. Chapel Drive
10. Col. Glenn Highway, Kauffman to Ravenwood/University
11. Col. Glenn Highway, Old Yellow Springs to W. Corp. Limit
12. Commerce Center Boulevard
13. Countryside Drive, Dutch Mill to Autumn Creek
14. Dayton Drive
15. Dayton-Yellow Springs Road
16. Dickey Avenue
17. Dorothy Drive
18. Dutch Mill Drive
19. Fairfield Road, Col. Glenn to South City Limit
20. Funderburg Road
21. Garland Avenue, Kauffman to Maple
22. Garland Avenue, Marchmont to East City Limit
23. Gateway Drive
24. Hebble Avenue
25. Henry Street
26. Ironwood Drive
27. Kauffman Avenue
28. Main Street
29. Maple Avenue
30. Old Yellow Springs Road, Beaver Valley to Henry
31. Park Hills Drive
32. Peppertree Blvd.
33. Reese Drive
34. Sandhill Road, West City Limit to Broad
35. Spangler Road, Yellow Springs- Fairfield to Broad
36. State Route 844, South City Limit to North City Limit
37. Superior Avenue
38. Trebein Road, South Bath Township line to the north
39. University Blvd., Ravenwood to State Route 844 southbound on ramp
40. Valle Greene Drive
41. Xenia Drive
42. Yellow Springs-Fairfield Road
43. Zink Road, South Corporate Limit to North City Limit
- 44. Lincoln Drive**
- 45. Whittier Avenue, Maple to Lincoln**

46. Dellwood Drive, Redbank to Westport

47. Redbank Drive, Maple to Florence

48. Florence Avenue, Redbank to Regina

49. Regina Drive

(Ord. 42-98. Passed 10-19-98.)

TITLE NINE

CHAPTER 353- BICYCLES, MOTORCYCLES and SNOWMOBILES

~~353.01 Registration required.~~

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~~353.17 Signal device on bicycle.~~

~~353.18 Motorized bicycle operation, equipment and license.~~

~~353.99 Penalty.~~

~~353.01 REGISTRATION REQUIRED.~~

~~—No person shall ride or operate a bicycle or motor bicycle upon any of the streets of the City unless such bicycle has been registered by the owner thereof and tagged as hereinafter provided.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

~~353.02 APPLICATION.~~

~~—Application for bicycle registration shall be made by the owner of such bicycle to the Police Clerk, or persons engaged in the business of selling bicycles who are authorized by the Police Department to issue registration cards or plates, upon forms provided by the City, which application shall contain the name, age and address of the applicant, the make, type, color and serial number or other identifying mark of such bicycle and such information as the Police Clerk shall require.~~

~~(Ord. 18-98. Passed 6-1-98.)~~

~~353.03 CERTIFICATE OF REGISTRATION AND CARD.~~

~~—Upon proper application made therefor, the Police Clerk or the persons engaged in the business of selling bicycles who are authorized by the Police Department to issue registration cards or plates, shall issue to the owner of such bicycle a registration card or plate, of a form and design approved by the City and serially numbered.~~

~~—In addition, the Police Clerk or the persons engaged in the business of selling bicycles who are authorized by the Police Department to issue registration cards or plates, shall issue to such owner a certificate of registration serially numbered to correspond with the registration card or plate. Such~~

~~certificate shall show the name and address of the registrant and the date of issuance of the certificate, together with the serial number of the bicycle. Before the owner of such vehicle operates or permits such bicycle to be operated upon any of the streets or public ways of the City, he shall cause its registration card or plate to be securely attached to the rear of such bicycle in such position that such card or plate shall be plainly visible at all times.~~

~~(Ord. 18-98. Passed 6-1-98.)~~

~~**353.04 EFFECTIVE DATE.**~~

~~—All bicycle registration certificates issued hereunder shall be effective from the date of issuance and shall expire five years after the date of issuance or when ownership of the bicycle changes, whichever occurs first.~~

~~(Ord. 18-98. Passed 6-1-98.)~~

~~**353.05 MUTILATION OF BICYCLE IDENTIFICATION.**~~

~~—No person shall willfully or maliciously remove, mutilate or alter the frame or serial number, or other identifying mark of any bicycle or motor bicycle registered hereunder, or any registration certificate, card or plate issued hereunder.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

~~**353.06 RECORDS OF REGISTRATIONS.**~~

~~—The Police Clerk, and persons engaged in the business of selling bicycles who are authorized by the Police Department to issue registration cards or plates, after issuing registration certificates as provided herein, shall transmit to the City Clerk a record of all such bicycle registration certificates, the number and date of issuance thereof, the name and address of the person to whom issued and a description of the bicycle, together with its serial number or other identification mark and all applications for such certificates. Such record, date and applications relative to bicycles registered for licenses shall be kept by the Police Department for a period of five years and in a manner which will afford and facilitate prompt identification of any such bicycle registered for license.~~

~~(Ord. 18-98. Passed 6-1-98.)~~

~~**353.07 REVOCATION OF REGISTRATION CERTIFICATE.**~~

~~—Any bicycle registration certificate issued hereunder shall be suspended or revoked by the Police Clerk, upon recommendation of the Chief of Police, for the violation of any of the provisions of this chapter, provided, however, that such order, suspension or revocation shall be reviewable by a board, consisting of the City Manager, the Mayor and the City Solicitor, within ten days after application for such review has been filed with the Police Clerk.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

~~**353.08 DAILY REPORT BY DEALERS.**~~

~~—It shall be the duty of all persons engaged in the business of buying or selling new or secondhand bicycles and motor bicycles, or parts thereof, to make a daily report in duplicate to the Police Department of the name and address of the person from whom each secondhand bicycle, part or parts thereof, were purchased, together with the serial number or other identifying mark of such bicycle or part thereof, and the registration number plate, if any, found thereon. Such person shall also report to the Police Department each new or secondhand bicycle, or parts thereof, sold or transferred, giving the name and address of the purchaser, together with a description of the bicycle, or part thereof, including its serial number or other identifying mark. It shall be the duty of every person who sells or transfers ownership of any bicycle to report within forty eight hours such sale or transfer to the Police Clerk, giving the name and address of the person to whom such bicycle is sold or transferred, together with a description of the bicycle and its serial number or other identifying mark. The registration certificate issued for such bicycle shall be returned, with such report to the Police Clerk, provided, however, that the holder of such~~

~~registration certificate may request the Police Clerk to assign such registration to another bicycle owner by him without charges.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

~~353.09 RIDING UPON SEATS; HANDLE BARS; HELMETS AND GLASSES.~~

~~—(a) For purposes of this section "snowmobile" has the same meaning as given that term in Ohio R.C. 4519.01.~~

~~—(b) No person operating a bicycle shall ride other than upon or astride the permanent and regular seat attached thereto, or carry any other person upon such bicycle other than upon a firmly attached and regular seat thereon, and no person shall ride upon a bicycle other than upon such a firmly attached and regular seat.~~

~~—(c) No person operating a motorcycle shall ride other than upon or astride the permanent and regular seat or saddle attached thereto, or carry any other person upon such motorcycle other than upon a firmly attached and regular seat or saddle thereon, and no person shall ride upon a motorcycle other than upon such a firmly attached and regular seat or saddle.~~

~~—(d) No person shall ride upon a motorcycle that is equipped with a saddle other than while sitting astride the saddle, facing forward, with one leg on each side of the motorcycle.~~

~~—(e) No person shall ride upon a motorcycle that is equipped with a seat other than while sitting upon the seat.~~

~~—(f) No person operating a bicycle shall carry any package, bundle or article that prevents the driver from keeping at least one hand upon the handle bars.~~

~~—(g) No bicycle or motorcycle shall be used to carry more persons at one time than the number for which it is designed and equipped. No motorcycle shall be operated on a highway when the handlebars rise higher than the shoulders of the operator when the operator is seated in the operator's seat or saddle.~~

~~—(h) (1) Except as provided in subsection (h)(2) of this section, no person shall operate or be a passenger on a snowmobile or motorcycle without using safety glasses or other protective eye device. Except as provided in subsection (i)(3) of this section, no person who is under the age of eighteen years, or who holds a motorcycle operator's endorsement or license bearing "novice" designation that is currently in effect as provided in Ohio R.C. 4507.13, shall operate a motorcycle on a highway, or be a passenger on a motorcycle, unless wearing a United States Department of Transportation approved protective helmet on the person's head, and no other person shall be a passenger on a motorcycle operated by such a person unless similarly wearing a protective helmet. The helmet, safety glasses or other protective eye device shall conform with rules adopted by the Ohio Director of Public Safety. The provisions of this subsection or a violation thereof shall not be used in the trial of any civil action.~~

~~—(2) Subsection (h)(1) of this section does not apply to a person operating an autocycle or cab-enclosed motorcycle when the occupant compartment top is in place enclosing the occupants.~~

~~—(i) (1) No person shall operate a motorcycle with a valid temporary permit and temporary instruction permit identification card issued by the Ohio Registrar of Motor Vehicles pursuant to Ohio R.C. 4507.05 unless the person, at the time of such operation, is wearing on the person's head a protective helmet that has been approved by the United States Department of Transportation that conforms with rules adopted by the Director.~~

~~—(2) No person shall operate a motorcycle with a valid temporary instruction permit and temporary instruction permit identification card issued by the Registrar pursuant to Ohio R.C. 4507.05 in any of the following circumstances:~~

~~—A. At any time when lighted lights are required by Section [333.03\(a\)\(1\)](#);~~

~~—B. While carrying a passenger;~~

~~—C. On any limited access highway or heavily congested roadway.~~

~~—(j) Nothing in this section shall be construed as prohibiting the carrying of a child in a seat or trailer that is designed for carrying children and is firmly attached to the bicycle.~~

~~—(k) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded~~

~~guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.~~

~~(ORC 4511.53)~~

~~353.10 INSPECTION.~~

~~—The Police Department shall inspect each bicycle offered for registration and shall also examine the riding qualifications of the applicant as to his or her knowledge of the vehicle traffic regulations of the State and City applying to bicycles, traffic signs and signals, and the bicycle safe riding rules and regulations as set forth in this chapter. If the applicant's riding qualifications and knowledge of vehicle regulations applying to bicycles are not adequate, or the bicycle is not in good rideable condition or not properly equipped as provided herein, such fact shall be submitted to the Police Clerk in writing and the registration of the applicant's bicycle shall not be issued until all requirements are fulfilled to the satisfaction of the Traffic Division.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

~~353.11 APPEARANCE IN COURT; IMPOUNDING.~~

~~—Any person under the age of eighteen years who violates any of the provisions of this chapter shall be, for the first offense, reprimanded in writing by the Chief of Police addressed to the parents or guardian of the offender, stating the nature of the violation and a warning that a repetition of the violation, or any other violation, must be prevented by the parents or guardian or the offender's registration certificate will be suspended for a period of time and the bicycle impounded. For a second offense, the offender will be summoned to appear at Police Headquarters with his bicycle, accompanied by a parent or guardian, and after a hearing on the violation before the Chief of Police, or his designated representative, if it is decided that such offense was committed and the offender should be punished for the violation, the offensive bicycle may be impounded for a period of time set at the discretion of the Chief of Police, or his representative. The approval of the parent or guardian to such impounding shall be secured if possible, but the decision of the Chief of Police shall prevail. It is specifically ordained that no violation of this chapter by any person under the age of eighteen years of age shall be considered a criminal offense, nor shall the same be made a matter of court record. In addition to the impounding of the bicycle, the registration certificate of the bicycle shall be suspended for a period during which the bicycle is impounded and shall be deposited with the Chief of Police.~~

~~—Whenever any bicycle being operated by any person under the age of eighteen years is found by any police officer to be in violation of any of the provisions of this chapter, in his presence, such bicycle may be seized by such officer and impounded forthwith and placed immediately in the custody of the Chief of Police. In such event, a hearing shall be held before the Chief of Police as provided in this section within a reasonable time thereafter.~~

~~—A complete record of each impounding of a bicycle shall be kept in the office of the Chief of Police.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

~~353.12 EXPIRATION OF IMPOUNDED PERIOD.~~

~~—Whenever any bicycle is impounded under the provisions of Section [353.11](#), it shall be surrendered at the expiration of the impounded period to the owner, if of age, or to the parent or guardian of the owner, if a minor, without any charge being made for storage. If the owner of any bicycle is unknown or if any bicycle is not reclaimed by the legal owner thereof within six months after the end of the impoundment period, such bicycle shall be sold at public auction after publication of a notice of the sale at least ten days prior to the date of sale. Proceeds of such sales shall be paid over to the City Clerk to the credit of the General Fund of the City.~~

~~(Ord. 7-83. Passed 3-21-83.)~~

353.99 PENALTY.

Whoever, being over eighteen years of age, violates Section ~~353.01~~ 353.13 to 353.18 is guilty of a minor misdemeanor. The court shall have the privilege and authority of impounding the offensive bicycle for such a period of time as the court determines to be proper, during which time the registration certificate of such bicycle shall be suspended.

(Ord. 7-83. Passed 3-21-83.)