

AN ORDINANCE AMENDING VILLAGE OF RUSSELLS POINT CODIFIED ORDINANCES
SECTION 377.01 DEFINITIONS

WHEREAS, Council for the Village of Russells Point previously codified into Village of Russells Point Code of Ordinances Section 377.01, which defined certain items contained within the Unconventional Vehicles code;

WHEREAS, the existing definition of “Unconventional Vehicle” found in Section 377.01(e) does not contain or incorporate “All Purpose Vehicles” as defined in Section 375.01 of the Codified Ordinances or the definition of “Utility Terrain Vehicle” as set forth herein;

WHEREAS, the Council of the Village of Russells Point desires to include in the definition of Unconventional Vehicles the definition of All Purpose Vehicles as defined in Section 375.01(b) of the Codified Ordinances and Utility Terrain Vehicles as set forth herein;

WHEREAS, this Ordinance is being passed to allow Village residents to travel throughout the Village utilizing All purpose vehicles and Utility Terrain Vehicles as provided for in this chapter which is necessary for the health, safety, and welfare of the Village and its residents in order to provide for an alternative method of transportation for the residents of the Village and to regulate the use of the same on the Village and its streets.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Russells Point, Ohio:

SECTION I: DEFINITIONS

A. ESTABLISHED.

Russells Point Codified Ordinances Section 377.01 is hereby amended so that Section 377.01 of the Code of Ordinances of the Village of Russells Point shall state:

Original Section:

377.01 DEFINITIONS.

As used in this chapter:

(a) "Utility vehicle" means a self-propelled vehicle designed with a bed, principally for the purpose of transporting material or cargo in connection with construction, agricultural, forestry, grounds maintenance, lawn and garden, materials handling, or similar activities. See Ohio Revised Code 4501.01(VV)

(b) “Low-speed vehicle" means a three- or four-wheeled motor vehicle with an attainable speed in one mile on a paved level surface of more than twenty miles per hour but not more than twenty-five miles per hour and with a gross vehicle weight rating less than three thousand pounds. See Ohio Revised Code 4501.01(WW)

(c) "Under-speed vehicle" means a three- or four-wheeled vehicle, including a vehicle commonly known as a golf cart, with an attainable speed on a paved level surface of not more than twenty miles per hour and with a gross vehicle weight rating less than three thousand pounds. See Ohio Revised Code 4501.01(XX)

(d) "Mini-truck" means a vehicle that has four wheels, is propelled by an electric motor with a rated power of seven thousand five hundred watts or less or an internal combustion engine with a piston displacement capacity of six hundred sixty cubic centimeters or less, has a total dry weight of nine hundred to two thousand two hundred pounds, contains an enclosed cabin and a seat for the vehicle operator, resembles a pickup truck or van with a cargo area or bed located at the rear of the vehicle, and was not originally manufactured to meet federal motor vehicle safety standards. See Ohio Revised Code 4501.01(BBB)

(e) "Unconventional vehicle" as used in this chapter collectively references utility vehicle, low-speed vehicle, under-speed vehicle, and mini-truck.

(f) "Motor vehicle" means any vehicle, including mobile homes and recreational vehicles, that is propelled or drawn by power other than muscular power or power collected from overhead electric trolley wires. "Motor vehicle" as used in this chapter does not include under-speed vehicles, utility vehicles, or mini-trucks, collectively referenced as unconventional vehicles.

(g) "Operator" includes any person who operates or is in actual physical control of a motor vehicle or under speed unconventional vehicle upon the public roadways or highways.

(h) "Owner" means a person that possesses the ownership title, or some other proof of ownership, to an unconventional vehicle.

(i) Any term not defined in this section shall have the same meaning as defined in the Ohio Revised Code.

As Amended Section: (emphasis added for comparison purposes)

377.01 DEFINITIONS.

(a) "Utility vehicle" means a self-propelled vehicle designed with a bed, principally for the purpose of transporting material or cargo in connection with construction, agricultural, forestry, grounds maintenance, lawn and garden, materials handling, or similar activities. See Ohio Revised Code 4501.01(VV)

(b) **"Utility Terrain Vehicle" or "UTV" means those vehicles commonly known as "side-by-sides" which are designed to travel on four or more wheels and are equipped with a steering wheel, foot controls, side-by-side seating for the operator and at least one passenger, and designed for utility, recreational, or mixed use purposes, and may or may not possess a bed or other cargo area. The term includes vehicles which are commonly known or referred to as side-by-side, utility terrain vehicle, recreational off highway vehicles, and sport utility vehicles.**

(c) "Low-speed vehicle" means a three- or four-wheeled motor vehicle with an attainable speed in one mile on a paved level surface of more than twenty miles per hour but not more than twenty-five miles per hour and with a gross vehicle weight rating less than three thousand pounds. See Ohio Revised Code 4501.01(WW)

(d) "Under-speed vehicle" means a three- or four-wheeled vehicle, including a vehicle commonly known as a golf cart, with an attainable speed on a paved level surface of not more than twenty miles per hour and with a gross vehicle weight rating less than three thousand pounds. See Ohio Revised Code 4501.01(XX)

(e) "Mini-truck" means a vehicle that has four wheels, is propelled by an electric motor with a rated power of seven thousand five hundred watts or less or an internal combustion engine with a piston displacement capacity of six hundred sixty cubic centimeters or less, has a total dry weight of nine hundred to two thousand two hundred pounds, contains an enclosed cabin and a seat for the vehicle operator, resembles a pickup truck or van with a cargo area or bed located at the rear of the vehicle, and was not originally manufactured to meet federal motor vehicle safety standards. See Ohio Revised Code 4501.01(BBB)

(f) "Unconventional vehicle" as used in this chapter collectively references **Utility Vehicle, Low-speed vehicle, Under-speed vehicle, All purpose vehicle, Utility Terrain Vehicle, and Mini-truck.**

(g) "Motor vehicle" means any vehicle, including mobile homes and recreational vehicles, that is propelled or drawn by power other than muscular power or power collected from overhead electric trolley wires. "Motor vehicle" as used in this chapter does not include under-speed vehicles, utility vehicles, or mini-trucks, collectively referenced as unconventional vehicles.

(h) "Operator" includes any person who operates or is in actual physical control of a motor vehicle or under speed unconventional vehicle upon the public roadways or highways.

- (i) "Owner" means a person that possesses the ownership title, or some other proof of ownership, to an unconventional vehicle.
- (j) **"All purpose vehicle" means any self-propelled vehicle designed primarily for cross-country travel on land and water, or on more than one type of terrain, and steered by wheels or caterpillar treads, or any combination thereof, including vehicles that operate on a cushion of air, vehicles commonly known as all-terrain vehicles, all season vehicles, mini-bikes and trail bikes. "All-purpose vehicle" does not include a utility vehicle as defined in Ohio R.C. 4501.01, a Utility Terrain Vehicle as defined herein, or any vehicle principally used in playing golf, any motor vehicle or aircraft required to be registered under Ohio R.C. Chapter 4503 or Chapter 4561, and any vehicle excepted from definition as a motor vehicle by Section 301.46 of this Traffic Code. (ORC 4519.01(B))**
- (k) Any term not defined in this section shall have the same meaning as defined in the Ohio Revised Code.

SECTION II: FORMAL ACTIONS

That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this council and that all deliberations of this Council, and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of the Ohio Revised Code.

SECTION III: SEVERABILITY AND REPEALER.

If any provision or portion of a provision of this Ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the Ordinance shall not be invalidated.

All Ordinances and Resolutions or parts of Ordinances and Resolutions, which are inconsistent with any provisions of this Ordinance, are hereby repealed as to the extent of such inconsistencies.

SECTION IV: NOTICE

The Clerk shall cause a copy of this Ordinance to be posted in a manner consistent with Ohio Law.

SECTION V: EFFECTIVE DATE.

This Ordinance shall be in full force and effect at the earliest date allowed by Ohio Law.

Passed in Council this 3rd day of August, 2026.

John Huffman, Mayor

ATTEST: _____
Marc McGuire, Fiscal Officer

/s/ Daniel L. Bey, Esq.
Village Solicitor

1st reading: July 6, 2026
2nd reading: July 20, 2026
3rd reading : August 3, 2026