

VILLAGE OF RUSSELLS POINT

INDIAN LAKE, OHIO

433 State Route 708 • P.O. Box 30

Russells Point, OH 43348-0030

Phone: 937-843-2245 ext. 5 • Fax: 937-843-9956

PERMIT TO OPERATE AN UNCONVENTIONAL VEHICLE (UV)
WITHIN THE VILLAGE OF RUSSELLS POINT, OHIO CORPORATION LIMIT

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RECEIPT #: \_\_\_\_\_

PERMIT NUMBER: \_\_\_\_\_ DATE ISSUED: \_\_\_\_\_ EXPIRATION DATE: 04/30/2026

UV Owner's Name: \_\_\_\_\_ Date Application Submitted: \_\_\_\_\_

Primary/Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Local Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Phone Number (Home): \_\_\_\_\_ Cell Phone Number: \_\_\_\_\_

UV Year/Make/Model: \_\_\_\_\_

VIN Number AND License Plate Number: \_\_\_\_\_

UNCONVENTIONAL VEHICLE (UV) OWNER'S INITIALS ARE REQUIRED ON EACH LINE ITEM LISTED BELOW.

ALL INITIALS AND APPLICANT'S SIGNATURE MUST BE DONE IN THE PRESENCE OF THE DESIGNATED VILLAGE OFFICIAL.

I have received a copy of Chapter 377 "Unconventional Vehicles" and Ordinance 24-1223 amending Section 377.04 (2), in its entirety as attached to this Permit Application. I understand that I am required to follow all regulations within the Ordinance and to obey all traffic laws.

No person shall operate an UV upon any portion of U.S. Route 33 within the Village corporation limits. Provided, however, that the operator of an UV shall cross U.S. Route 33 only at the intersection where the traffic light is located at State Route 708. [Ordinance 20-1180, 377.05(b)].

No person shall operate an UV at such an unreasonably slow speed as to impede or block the normal and reasonable movement of traffic, except when stopping or reducing speed is necessary for safe operation or to comply with law. [Ordinance 20-1180, 377.05(d)].

The owner of an UV shall be responsible to ensure that all equipment is compliant and in good working order. [Ordinance 20-1180, 377.02].

The owner of an UV shall be responsible for any actions of an operator of the owner's UV. An owner of an UV shall ensure compliance, by an operator of the owner's UV, with this ordinance and the Ohio Revised Code. [Ordinance 20-1180, 377.05(f)].

Village of Russells Point  
Indian Lake, Ohio

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\_\_\_\_\_ Compliance with this title shall be in addition to, rather than in lieu of, any applicable provisions of State law relative to the operation of motor vehicles and unconventional vehicles, including but not limited to:

- 1) Occupant Restraining Devices [Ohio Revised Code 4513.263].
- 2) Child Restraint System [Ohio Revised Code 4511.81].

\_\_\_\_\_ Whoever violates this Chapter 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. [Ordinance 20-1180, 377.99(a)].

**Check List of Documents Required for this Permit:**

\_\_\_\_\_ Copy of the current valid registration for the Unconventional Vehicle.  
Expires on \_\_\_\_\_

\_\_\_\_\_ Permit fee of \$25.00 (Payable to Village of Russells Point). This fee is non-refundable.

Applicant Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
(Unconventional Vehicle Owner)

Witness Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
(Village Designated Official)

## CHAPTER 377

### Unconventional Vehicles

**377.01 Definitions.**

**377.02 Equipment.**

**377.03 Licensing requirements of operator.**

**377.04 Permit to operate within Village corporation limits.**

**377.05 Operation.**

**377.06 Compliance.**

**377.99 Penalty.**

#### **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) "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. (Ord. 17-1148. Passed 3-20-17. Amended by Ord. 20-1180. Passed 2-18-20.)

#### **377.02 EQUIPMENT.**

Equipment required for an unconventional vehicle to be operated within the Village Corporation Limits shall comply with the inspection requirements set forth by the Ohio Administrative Code and the Ohio Revised Code governing the equipment, inspection, certification and operation of motor vehicles and unconventional vehicles. Depending on the availability of Village resources, equipment inspection services may be offered by the Village of Russells Point Police Department and the fee for such service is set by Council in the Schedule of Rates and Fees. (Ord. 17-1148. Passed 3-20-17. Amended by Ord. 20-1180. Passed 2-18-20; Ord. 20-1182. Passed 10-19-20.)

#### **377.03 LICENSING REQUIREMENTS OF OPERATOR.**

(a) No person who is less than 16 years of age shall operate an unconventional vehicle.

(b) Any person operating an unconventional vehicle must hold a valid current motor vehicle driver's license. (Ord. 17-1148. Passed 3-20-17. Amended by Ord. 20-1180. Passed 2-18-20.)

#### **377.04 PERMIT TO OPERATE WITHIN VILLAGE CORPORATION LIMITS.**

(a) An owner of an unconventional vehicle must apply to the Village of Russells Point to obtain a permit to operate an unconventional vehicle within the Village Corporation Limits. The owner shall submit the following to the Village before a permit will be issued to operate an unconventional vehicle in the Village:

- (1) A completed application;
  - (2) Proof of current insurance liability coverage;
  - (3) A copy of a current valid registration for the unconventional vehicle, proving compliance with Ohio Revised Code 4511.215;
  - (4) Payment of the permit fee as set by Council in the Schedule of rates and fees.
- (b) A permit issued under this chapter shall be issued to the owner of the unconventional vehicle.
- (c) Each permit shall be issued on an annual basis and begin on the first day of May of the current year the permit is issued and expire on the last day of April of the following year. An owner of an unconventional vehicle may also apply for a permit during an early registration period beginning March 1 of each year.
- (d) No person shall alter a permit or possess a permit that has been altered.
- (e) No person shall procure or attempt to procure a permit license by fraud, deceit, misrepresentation, or any false statement.
- (f) The permit issued under this chapter will be issued in the form of two permit decals and shall be displayed on the inspected unconventional vehicle on the lower driver side of the front windshield and on the passenger side rear panel of the unconventional vehicle. The decals shall contain a permit number and must be kept clean and visible at all times.
- (Ord. 17-1148. Passed 3-20-17. Amended by Ord. 20-1180. Passed 2-18-20.)

### **377.05 OPERATION.**

- (a) No person shall operate an unconventional vehicle upon any public roadway in the Village where the posted speed limit is greater than 35 miles per hour;
- (b) No person shall operate an unconventional vehicle upon any portion of U.S. Route 33 within the Village Corporation Limits. Provided, however, that the operator of an unconventional vehicle shall cross U.S. Route 33 only at the intersection where the traffic light is located at State Route 708;
- (c) No person shall operate an unconventional vehicle on a sidewalk;
- (d) No person shall operate an unconventional vehicle at such an unreasonably slow speed as to impede or block the normal and reasonable movement of traffic, except when stopping or reducing speed is necessary for safe operation or to comply with law;
- (e) No person shall operate an unconventional vehicle within the Village of Russells Point corporation limits without obtaining a permit issued by the Village of Russells Point issued in accordance with this Chapter and Ohio Revised Code 4511.216.
- (f) The owner of an unconventional vehicle shall be responsible for any actions of an operator of the owner's unconventional vehicle. An owner of an unconventional vehicle shall ensure compliance, by an operator of the owner's unconventional vehicle, with this chapter and the Ohio Revised Code.
- (g) A Village employee shall be permitted to operate a utility vehicle exclusively within the boundaries of the Village for official Village business, including but not limited to the operation or maintenance of Village facilities.
- (Ord. 17-1148. Passed 3-20-17. Amended by Ord. 20-1180. Passed 2-18-20.)

### **377.06 COMPLIANCE.**

Compliance with this chapter shall be in addition to, rather than in lieu of, any applicable provisions of State law relative to the operation of motor vehicles and unconventional vehicles.

(Ord. 17-1148. Passed 3-20-17. Amended by Ord. 20-1180. Passed 2-18-20.)

### **377.99 PENALTY.**

- (a) Whoever violates this chapter 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 chapter 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 vehicles or traffic offenses, whoever violates this chapter is guilty of a misdemeanor of the third degree.
- (b) Violations of this chapter or any traffic violations under the Ohio Revised Code may result in an operator's permit issued under this chapter being revoked and may result in the vehicle being impounded in accordance with the Ohio Revised Code.
- (Ord. 17-1148. Passed 3-20-17.)

## **CODIFIED ORDINANCES OF RUSSELLS POINT**

**ORDINANCE NO.: 24-1223**

**AN ORDINANCE AMENDING SECTION 377.04 OF THE  
VILLAGE OF RUSSELLS POINT CODIFIED ORDINANCES  
AND DECLARING AN EMERGENCY**

WHEREAS, the Village reviews and updates its codified ordinances regularly; and

WHEREAS, section 377.04 of the codified ordinances requires golf cart applicants to provide proof of current insurance liability coverage; and

WHEREAS, Council desires to remove the requirement that applicants are to provide proof of current insurance as a contingency to obtain a golf cart permit.

NOW, **THEREFORE, BE IT ORDAINED** BY THE COUNCIL OF THE VILLAGE OF RUSSELLS POINT, LOGAN COUNTY, OHIO THAT:

SECTION 1: Section 377.04 of the Village of Russells Point Codified Ordinances is hereby amended as follows:

**377.04 PERMIT TO OPERATE WITHIN VILLAGE CORPORATION LIMITS.**

(a) An owner of an unconventional vehicle must apply to the Village of Russells Point to obtain a permit to operate an unconventional vehicle within the Village Corporation Limits. The owner shall submit the following to the Village before a permit will be issued to operate an unconventional vehicle in the Village:

(1) A completed application;

~~(2) Proof of current insurance liability coverage;~~

~~(3)~~ **(2)** A copy of a current valid registration for the unconventional vehicle, proving compliance with Ohio Revised Code 4511.215;

~~(4)~~ **(3)** Payment of the permit fee as set by Council in the Schedule of rates and fees.

(b) A permit issued under this chapter shall be issued to the owner of the unconventional vehicle.

(c) Each permit shall be issued on an annual basis and begin on the first day of May of the current year the permit is issued and expire on the last day of April of the following year. An owner of an unconventional vehicle may also apply for a permit during an early registration period beginning March 1 of each year.

(d) No person shall alter a permit or possess a permit that has been altered.

(e) No person shall procure or attempt to procure a permit license by fraud, deceit, misrepresentation, or any false statement.

(f) The permit issued under this chapter will be issued in the form of two permit decals and shall be displayed on the inspected unconventional vehicle on the lower driver side of the front windshield and on the passenger side rear panel of the unconventional vehicle. The decals shall contain a permit number and must be kept clean and visible at all times.

SECTION 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making

bodies of the Village of Russells Point which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

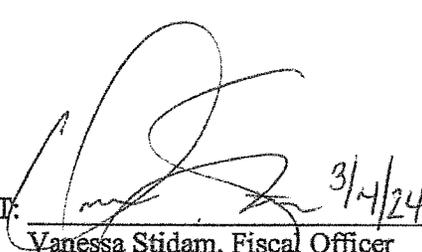
SECTION 3: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereto.

SECTION 4: This Ordinance shall take effect immediately upon passage and be in force upon the earliest date allowed by law.

SECTION 5: This Ordinance is declared an emergency to preserve the health, safety and welfare of the community. The Village is a destination location, spring has arrived early, individuals are seeking to immediately acquire permits under this ordinance in order to lawfully comply with the operation of golf carts and other unconventional vehicles within Village Corporation limits, and Village businesses will financially benefit from such recreational activity.

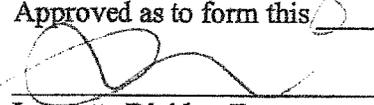
Passed in Council this 4<sup>th</sup> day of March 2024.

  
Robin Reames, Mayor

ATTEST:  3/4/24  
Vanessa Stidam, Fiscal Officer

APPROVED:

Approved as to form this 8<sup>th</sup> day of March 2024.

  
Lynnette Dinkler, Esq.  
Village Solicitor