

**VILLAGE OF YELLOW SPRINGS, OHIO
ORDINANCE 2023-29**

**ADDING CHAPTER 445 TO THE CODIFIED ORDINANCES OF YELLOW SPRINGS FOR
THE REGULATION OF LOW SPEED MICROMOBILITY DEVICES AND DECLARING AN
EMERGENCY**

WHEREAS, The Village of Yellow Springs has legislation pertaining to bicycles which regulates the operation and parking of bicycles, however that legislation has not kept up with the burgeoning number of low speed micromobility devices; and,

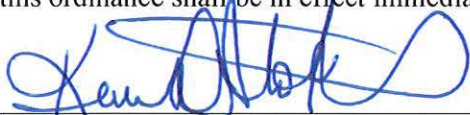
WHEREAS, no local legislation currently exists to define or regulate the operation, rental or parking uses of low speed micromobility devices on Village streets and sidewalks; and

WHEREAS, Council desires by this Ordinance to establish such parameters,

NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY ORDAINS THAT:

SECTION 1: Chapter 445, entitled "Low Speed Micromobility Devices" is hereby added to Part Four "Traffic Code" of the Code of Ordinances of the Village of Yellow Springs, as described in the attached Exhibit A.

SECTION 2. This ordinance is hereby declared to be an emergency measure immediately necessary to preserve the public interest and for the health, safety and welfare of the citizens of the Village, wherefore, this ordinance shall be in effect immediately upon its adoption by Council.



Signed: Kevin Stokes, Vice President of Council

PASSED: 6-20-2023

Attest: 

Judy Kintner, Clerk of Council

ROLL CALL:

Brian Housh _Y_

Marianne MacQueen _Y_

Kevin Stokes _Y_

Carmen Brown _Y_

Gavin DeVore Leonard _Y_

- (b) The riding of micromobility devices on sidewalks where there is no bicycle path on the same side of the street shall be permissible, except as hereinafter prohibited, but subject to the right-of-way of pedestrians.
- (c) The parking of micromobility devices on sidewalks, except in areas specifically set aside therefor, and the parking of them in a disorderly manner, shall be prohibited.
- (d) The riding of micromobility devices on sidewalks shall be prohibited as follows:
 - (1) When a bicycle path exists on the same side of the street; or
 - (2) In the downtown business area, defined as and including the following streets:
 - A. Xenia Avenue from Limestone Street to Corry Street;
 - B. Short Street from Walnut Street to Xenia Avenue;
 - C. Glen Street from Xenia Avenue to an alley;
 - D. Corry Street from Dayton Street to an alley;
 - E. Dayton Street from Walnut Street to Corry Street.

445.03 Use of bicycle paths.

- (a) Bicycle paths are for the exclusive use of bicycles and micromobility devices which shall have the right-of- way thereon but which shall be operated with due care towards other users thereof.
- (b) The parking of micromobility devices on a bicycle path, except in areas specifically set side therefor, and parking them in a disorderly manner, shall be prohibited.
- (c) When an operator of a micromobility device elects to use a bicycle path or multi-use path, and such path exists on both sides of the street, the bicyclist shall use the path on the right side of the road.

445.04 Use of multi-use paths.

- (a) Multi-use paths are for the use of pedestrians and operators of micromobility devices alike, each exercising due regard for the other, but with pedestrians having the right-of-way.
- (b) The parking of micromobility devices on a multi-use path, except in areas specifically set aside therefor, and parking them in a disorderly manner, shall be prohibited.
- (c) When an operator of a micromobility device elects to use a bicycle path or multi-use path, and such path exists on both sides of the street, the operator shall use the path on the right side of the road.

445.99 Penalty.

- (a) Any person under the age of eighteen years who violates any of the provisions of this chapter, for which no penalty is otherwise provided, shall, for the first offense, be reprimanded by the witnessing public safety officer at the time of the violation. In addition, the Director of Public Safety shall notify the parents or guardian of the offender, in writing, of such offense, stating the nature of the violation, warning said parents or guardian that a repetition of the violation, or any other violation, should be prevented or impoundment of the micromobility device for a period of ten days could result, and enclosing a copy of this chapter. The witnessing officer, in his or her discretion, may impound the bicycle immediately at the time of the violation. A violation of this chapter by any person under the age of eighteen years shall not be considered a criminal offense and shall not be a matter of a court record.

(b) Any person eighteen years of age or older who violates any provision of this chapter is guilty of a minor misdemeanor and shall be subject to the penalty provided in Section [408.01](#).