

301.65 RIGHT-OF-WAY.

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- Skip to main content
- Search
- Sitemap
- Login
- Select Language
- Resources
- Skip to code content (skip section selection)
- 2025-04 (current)
- Sheffield Lake Overview
- Codified Ordinances of Sheffield Lake, OH
- CODIFIED ORDINANCES OF THE CITY OF SHEFFIELD LAKE, OHIO
- CERTIFICATION
- ROSTER OF OFFICIALS
- ADOPTING ORDINANCE NO. 116-84
- COMPARATIVE SECTION TABLE
- TABLES OF SPECIAL ORDINANCES OF SHEFFIELD LAKE
- CHARTER
- PART ONE - ADMINISTRATIVE CODE
- PART THREE - TRAFFIC CODE
- TITLE ONE - Administration
- CHAPTER 301 Definitions
- 301.01 MEANING OF WORDS AND PHRASES.
- 301.02 AGRICULTURAL TRACTOR AND TRACTION ENGINE.
- 301.03 ALLEY.

301.04 ARTERIAL STREET OR HIGHWAY.
301.05 AUTOCYCLE.
301.06 BEACON.
301.07 BICYCLE.
301.08 BICYCLE BOX.
301.09 BICYCLE LANE.
301.10 BICYCLE SIGNAL FACE.
301.11 BICYCLE SIGNAL SIGN.
301.12 BIKEWAY.
301.13 BUS.
301.14 BUSINESS DISTRICT.
301.15 BUSWAY.
301.16 CAB-ENCLOSED MOTORCYCLE.
301.17 CHAUFFEURED LIMOUSINE.
301.18 CHILD CARE CENTER.
301.19 COMMERCIAL TRACTOR.
301.20 CONTROLLED-ACCESS HIGHWAY.
301.21 CROSSWALK.
301.22 DRIVER OR OPERATOR.
301.23 DRIVEWAY.
301.24 ELECTRIC BICYCLE.
301.25 ELECTRONIC.
301.26 EMERGENCY VEHICLE.
301.27 EXPLOSIVES.
301.28 EXPRESSWAY.
301.29 FARM MACHINERY.
301.30 FLAMMABLE LIQUID.
301.31 FREEWAY.
301.32 FUNERAL ESCORT VEHICLE.
301.33 GROSS WEIGHT.
301.34 HIGHWAY MAINTENANCE VEHICLE.
301.35 HIGHWAY TRAFFIC SIGNAL.
301.36 HYBRID BEACON.
301.37 IN-ROAD WARNING LIGHT.
301.38 INTERSECTION.
301.39 LANE-USE CONTROL SIGNAL.
301.40 LANED HIGHWAY.
301.41 LIMITED DRIVING PRIVILEGES.
301.42 LOCAL AUTHORITIES.
301.43 LOW-SPEED MICROMOBILITY DEVICE.
301.44 MEDIAN.
301.45 MOTOR-DRIVEN CYCLE OR MOTOR SCOOTER.
301.46 MOTOR VEHICLE.
301.47 MOTORCYCLE.
301.48 MOTORIZED BICYCLE OR MOPED.
301.49 MOTORIZED WHEELCHAIR.

301.50 MULTI-WHEEL AGRICULTURAL TRACTOR.
301.51 NATURAL RESOURCES OFFICER.
301.52 OPERATE.
301.53 PARKED OR PARKING.
301.54 PEDESTRIAN.
301.55 PERSON.
301.56 POLE TRAILER.
301.57 POLICE OFFICER.
301.58 PREDICATE MOTOR VEHICLE OR TRAFFIC OFFENSE.
301.59 PRIVATE ROAD.
301.60 PUBLIC SAFETY VEHICLE.
301.61 RAILROAD.
301.62 RAILROAD SIGN OR SIGNAL.
301.63 RESIDENCE DISTRICT.
301.64 RIDESHARING ARRANGEMENT.
301.65 RIGHT-OF-WAY.
301.66 ROAD SERVICE VEHICLE.
301.67 ROADWAY.
301.68 ROUNDABOUT.
301.69 RURAL MAIL DELIVERY VEHICLE.
301.70 SAFETY ZONE.
301.71 SCHOOL BUS.
301.72 SEMITRAILER.
301.73 SHARED-USE PATH.
301.74 SHOULDER.
301.75 SIDEWALK.
301.76 SITE ROADWAY OPEN TO PUBLIC TRAVEL.
301.77 STANDING.
301.78 STATE.
301.79 STATE HIGHWAY.
301.80 STATE ROUTE.
301.81 STOP.
301.82 STOP INTERSECTION.
301.83 STOPPING.
301.84 STREET OR HIGHWAY.
301.85 THROUGH HIGHWAY.
301.86 THRUWAY.
301.87 TRAFFIC.
301.88 TRAFFIC CONTROL DEVICE.
301.89 TRAFFIC CONTROL SIGNAL.
301.90 TRAILER.
301.91 TRAIN.
301.92 TRUCK.
301.93 TWO-STAGE BICYCLE TURN BOX.
301.94 TYPE A FAMILY CHILD CARE HOME.
301.95 URBAN DISTRICT.

301.96 VEHICLE.

301.97 WASTE COLLECTION VEHICLE.

301.98 WILDLIFE OFFICER.

CHAPTER 303 Enforcement, Impounding and Penalty

CHAPTER 305 Traffic Control

TITLE THREE - Streets and Traffic Control Devices

TITLE FIVE - Vehicles

TITLE SEVEN - Parking

TITLE NINE - Pedestrians, Bicycles and Motorcycles

PART FIVE - GENERAL OFFENSES CODE

PART SEVEN - BUSINESS REGULATION CODE

PART NINE - STREETS, UTILITIES AND PUBLIC SERVICES CODE

PART ELEVEN - PLANNING AND ZONING CODE

PART THIRTEEN - BUILDING CODE

PART FIFTEEN - FIRE PREVENTION CODE

OH

Sheffield Lake

Codified Ordinances of Sheffield Lake, OH

301.65 RIGHT-OF-WAY.

CHAPTER 301 Definitions

301.56 POLE TRAILER.

“Pole trailer” means every trailer or semitrailer attached to the towing vehicle by means of a reach, pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregular shaped loads such as poles, pipes, or structural members capable, generally, of sustaining themselves as beams between the supporting connections.

(ORC 4511.01(O))

301.57 POLICE OFFICER.

“Police officer” means every officer authorized to direct or regulate traffic, or to make arrests for violations of traffic regulations.

(ORC 4511.01(Z))

301.58 PREDICATE MOTOR VEHICLE OR TRAFFIC OFFENSE.

“Predicate motor vehicle or traffic offense” means any of the following:

(a) A violation of Ohio R.C. 4511.03, 4511.051, 4511.12, 4511.132, 4511.16, 4511.20, 4511.201, 4511.21, 4511.211, 4511.213, 4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 4511.29, 4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 4511.36, 4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 4511.43, 4511.431, 4511.432, 4511.44, 4511.441, 4511.451, 4511.452, 4511.46, 4511.47, 4511.48, 4511.481, 4511.49, 4511.50, 4511.511, 4511.53, 4511.54, 4511.55, 4511.56, 4511.57, 4511.58, 4511.59, 4511.60, 4511.61, 4511.64, 4511.66, 4511.661, 4511.68, 4511.70, 4511.701, 4511.71, 4511.711, 4511.712, 4511.713, 4511.72, 4511.73, 4511.763, 4511.771, 4511.78, or 4511.84;

(b) A violation of Ohio R.C. 4511.17(A)(2), 4511.51(A) through (D), or 4511.74(A);

(c) A violation of any provision of Ohio R.C. 4511.01 through 4511.76 for which no penalty otherwise is provided in the section that contains the provision violated;

(d) A violation of Ohio R.C. 4511.214;

(e) A violation of a municipal ordinance that is substantially equivalent to any section or provision set forth or described in subsection (a), (b), (c) or (d) of this definition.

(ORC 4511.01(III))

301.59 PRIVATE ROAD.

“Private road” means every way or place in private ownership used for vehicular travel by the owner, and those having express or implied permission from the owner, but not by other persons.

(ORC 4511.01(DD))

301.60 PUBLIC SAFETY VEHICLE.

“Public safety vehicle” means any of the following:

- (a) Ambulances, including private ambulance companies under contract to a municipality, township, or county, and private ambulances and nontransport vehicles bearing license plates issued under Ohio R.C. 4503.49;
- (b) Motor vehicles used by public law enforcement officers or other persons sworn to enforce the criminal and traffic laws of the state;
- (c) Any motor vehicle when properly identified as required by the Director of Public Safety, when used in response to fire emergency calls or to provide emergency medical service to ill or injured persons, and when operated by a duly qualified person who is a member of a volunteer rescue service or a volunteer fire department, and who is on duty pursuant to the rules or directives of that service. The State Fire Marshal shall be designated by the Director of Public Safety as the certifying agency for all public safety vehicles described herein;
- (d) Vehicles used by fire departments, including motor vehicles when used by volunteer firefighters responding to emergency calls in the fire department service when identified as required by the Director of Public Safety;
- (e) Any vehicle used to transport or provide emergency medical service to an ill or injured person, when certified as a public safety vehicle, shall be considered such a vehicle when transporting an ill or injured person to a hospital, regardless of whether such vehicle has already passed a hospital;
- (f) Vehicles used by the Motor Carrier Enforcement Unit for the enforcement of orders and rules of the Public Utilities Commission as specified in Ohio R.C. 5503.34. (ORC 4511.01(E))

301.61 RAILROAD.

“Railroad” means a carrier of persons or property operating upon rails or tracks placed principally on a private right-of-way.

(ORC 4511.01(P))

301.62 RAILROAD SIGN OR SIGNAL.

“Railroad sign or signal” means any sign, signal, or device erected by authority of a public body or official or by a railroad, and intended to give notice of the presence of railroad tracks or the approach of a train.

(ORC 4511.01(SS))

301.63 RESIDENCE DISTRICT.

“Residence district” means the territory, not comprising a business district, fronting on a street or highway, including the street or highway, where, for a distance of 300 feet or more, the frontage is improved with residences or residences and buildings in use for business.

(ORC 4511.01(OO))

301.64 RIDESHARING ARRANGEMENT.

“Ridesharing arrangement” includes the transportation of persons in a motor vehicle where the transportation is incidental to another purpose of a volunteer driver, and includes arrangements known as carpools, vanpools, and buspools.

(ORC 4511.01(DDD))

301.65 RIGHT-OF-WAY.

“Right-of-way” means either of the following, as the context requires:

- (a) The right of a vehicle or pedestrian to proceed uninterruptedly in a lawful manner in the direction in which it, he or she is moving, in preference to another vehicle or pedestrian approaching from a different direction into its, his or her path;
- (b) A general term denoting land, property, or the interest therein, usually in the configuration of a strip, acquired for or devoted to transportation purposes. When used in this context, “right-of-way” includes the roadway, shoulders or berm, ditch, and slopes extending to the rightof-way limits under the control of the state or local authority.

(ORC 4511.01(UU))

301.66 ROAD SERVICE VEHICLE.

“Road service vehicle” means wreckers, utility repair vehicles, and state, county, and municipal service vehicles equipped with visual signals by means of flashing, rotating, or oscillating lights.

(ORC 4511.01(JJJ))

301.67 ROADWAY.

“Roadway” means that portion of a highway improved, designed, or ordinarily used for vehicular travel and parking lanes, not including the berm, sidewalk, or shoulder, even if the berm, sidewalk, or shoulder is used by a person operating a bicycle or other human-powered vehicle. If a highway includes two or more separate roadways, the term means any such roadway separately but not all such roadways collectively.

(ORC 4511.01(EE))

301.68 ROUNDABOUT.

“Roundabout” means a circular intersection with a yield control at each entry, which permits a vehicle on the circulatory roadway to proceed, with deflection of the approaching vehicles counter-clockwise around a central island.

(ORC 4511.01(JJJJ))

301.69 RURAL MAIL DELIVERY VEHICLE.

“Rural mail delivery vehicle” means every vehicle used to deliver United States mail on a rural mail delivery route.

(ORC 4511.01(VV))

301.70 SAFETY ZONE.

“Safety zone” means the area or space officially set apart within a roadway for the exclusive use of pedestrians, and protected or marked or indicated by adequate signs so as to be plainly visible at all times.

(ORC 4511.01(MM))

301.71 SCHOOL BUS.

“School bus” means every bus designed for carrying more than nine passengers that is owned by a public, private, or governmental agency or institution of learning and operated for the transportation of children to or from a school session or a school function, or owned by a private person and operated for compensation for the transportation of children to or from a school session or a school function. The term does not include any of the following:

- (a) A bus operated by a municipally owned transportation system, a mass transit company operating exclusively within the territorial limits of a municipal corporation, or within such limits and the territorial limits of municipal corporations immediately contiguous to such municipal corporation, nor a common passenger carrier certified by the public utilities commission unless such bus is devoted exclusively to the transportation of children to and from a school session or a

school function;

(b) A van or bus used by a licensed child care center or type A family child care home to transport children from the child care center or type A family child care home to a school if the van or bus does not have more than fifteen children in the van or bus at any time;

(c) An alternative vehicle as defined in Ohio R.C. 4511.76.

(ORC 4511.01(F))

301.72 SEMITRAILER.

“Semitrailer” means every vehicle designed or used for carrying persons or property with another and separate motor vehicle so that in operation a part of its own weight or that of its load, or both, rests upon and is carried by another vehicle.

(ORC 4511.01(N))

301.73 SHARED-USE PATH.

“Shared-use path” means a bikeway outside the traveled way and physically separated from motorized vehicular traffic by an open space or barrier and either within the highway right-of-way or within an independent alignment. A shared-use path also may be used by pedestrians, including skaters, joggers, users of manual and motorized wheelchairs, and other authorized motorized and nonmotorized users. A shared-use path does not include any trail that is intended to be used primarily for mountain biking, hiking, equestrian use, or other similar uses, or any other single track or natural surface trail that has historically been reserved for non-motorized use.

(ORC 4511.01(PPP))

301.74 SHOULDER.

“Shoulder” means a longitudinal area contiguous with the traveled way that is used for accommodating vehicles that are stopped for an emergency and for lateral support of base and surface courses; graded for emergency stopping; either paved or unpaved; and when paved, may be open for parttime travel by some or all vehicles or may also be available for use by pedestrians or bicycles in the absence of other pedestrian or bicycle facilities.

(ORC 4511.01(KKKK))

301.75 SIDEWALK.

“Sidewalk” means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines or easements of private property, that is paved or improved, and is intended for the use of pedestrians.

(ORC 4511.01(FF))

301.76 SITE ROADWAY OPEN TO PUBLIC TRAVEL.

“Site roadway open to public travel” means a roadway or bikeway on site of a shopping center, office park, airport, school, university, sports arena, recreational park, or other similar business, government, or recreation facility that is publicly or privately owned but where the public is allowed to travel without full-time access restrictions. The term does not include a roadway where access is restricted at all times by gates or guards to residents, employees, or other specifically authorized persons, a parking area, a driving aisle within a parking area, or a private highway-rail grade crossing.

(ORC 4511.01(OOO))

301.77 STANDING.

“Standing” when prohibited, means any halting of a vehicle, even momentarily, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device.

301.78 STATE.

“State” has the same meaning as in Ohio R.C. 4501.01.

301.79 STATE HIGHWAY.

“State highway” means a highway under the jurisdiction of the Department of Transportation, outside the limits of municipalities, provided that the authority conferred upon the Director of Transportation in Ohio R.C. 5511.01 to erect state highway route markers and signs directing traffic shall not be modified by Ohio R.C. 4511.01 through 4511.79 and 4511.99.

(ORC 4511.01(II))

301.80 STATE ROUTE.

“State route” means every highway which is designated with an official state route number and so marked. (ORC 4511.01(JJ))

301.81 STOP.

“Stop” when required, means a complete cessation of movement.

301.82 STOP INTERSECTION.

“Stop intersection” means any intersection at one or more entrances of which stop signs are erected. (ORC 4511.01(BBB))

301.83 STOPPING.

“Stopping” when prohibited, means any halting of a vehicle, even momentarily, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device.

301.84 STREET OR HIGHWAY.

“Street or highway” means a general term for denoting a public way for purposes of travel by vehicles and vulnerable road users, including the entire area within the right-of-way.

(ORC 4511.01(BB))

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 - ORDINANCE NO. 116-84
 - ORDINANCES OF SHEFFIELD LAKE
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