

557.50 TAMPERING WITH NAVIGATION AID OR VESSEL PROHIBITED.

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Document type	section
Identifier	557.50
Citation	§ 557.50
Ordinances detected	S, 116-84, ER, 79-07
Dates detected	November 1, 1972
Original source	American Legal Publishing
Content hash	5e9178e24340b878aa05946ccc8c6b056c8c527d3117145dbb22267f618b3d9c

Codified Ordinances of Sheffield Lake, OH

CODIFIED ORDINANCES OF THE CITY OF SHEFFIELD LAKE, OHIO

CERTIFICATION

ROSTER OF OFFICIALS

ADOPTING ORDINANCE NO. 116-84

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CHAPTER 557 Watercraft

557.48 PERMANENTLY DISPLAYED HULL IDENTIFICATION NUMBER.

(a) A watercraft constructed on or before November 1, 1972, shall have a hull identification number permanently displayed and affixed to it in accordance with Federal law.

(b) A watercraft constructed before November 1, 1972, shall have a hull identification number assigned to it by the Chief of the Division of Watercraft at the time of registration, at the time of application for title, after transfer of ownership, or at the time of a change to this State as the principal location of operation. The number shall be permanently displayed and affixed as prescribed by rules adopted under Ohio R.C. 1547.52.

(c) A person who builds a watercraft or imports a watercraft from another county for personal use and not for the purpose of sale shall request a hull identification number from the Chief of the Division of Watercraft and permanently display and affix the number as prescribed by rules adopted under Ohio R.C.1547.52.

(d) No person shall operate or permit to be operated any watercraft on the waters in this State in violation of this section.

(e) Whoever violates this section is guilty of a misdemeanor of the fourth degree.
(Ord. 79-07. Passed 11-13-07.)

557.49 FIREARMS OFFENSES; SIGNALING DEVICES.

(a) As used in this section:

(1) "Firearm" and "handgun" have the same meaning as in Ohio R.C. 2923.11.

(2) "Unloaded" has the same meaning as in Ohio R.C. 2923.16.

(b) No person shall knowingly discharge a firearm while in or on a vessel.

(c) No person shall knowingly transport or have a loaded firearm in a vessel in a manner that the firearm is accessible to the operator or any passenger.

(d) No person shall knowingly transport or have a firearm in a vessel unless it is unloaded and is carried in one of the following ways:

(1) In a closed package, box, or case;

(2) In plain sight with the action opened or the weapon stripped, or if the firearm is of a type on which the action will not stay open or that cannot easily be stripped, in plain sight.

(e) (1) The affirmative defenses authorized in Ohio R.C. 2923.12(D)(1) and (2) are affirmative defenses to a charge under division (c) or (d) of this section that involves a firearm other than a handgun. It is an affirmative defense to a charge under division (c) or (d) of this section of transporting or having a firearm of any type, including a handgun, in a vessel that the actor transported or had the firearm in the vessel for any lawful purpose and while the vessel was on the actor's own property, provided that this affirmative defense is not available unless the actor, prior to arriving at the vessel on the actor's own property, did not transport or possess the firearm in the vessel or in a motor vehicle in a manner prohibited by this section or Ohio R.C. 2923.16(B) or (C) while the vessel was being operated on a waterway that was not on the actor's own property or while the motor vehicle was being operated on a street, highway, or other public or private property used by the public for vehicular traffic.

(2) No person who is charged with a violation of division (c) or (d) of this section shall be required to obtain a license or temporary emergency license to carry a concealed handgun under Ohio R.C. 2923.125 or 2923.1213 as a condition for the dismissal of the charge.

(f) Divisions (b), (c), and (d) of this section do not apply to the possession or discharge of a United States Coast Guard approved signaling device required to be carried aboard a vessel under Ohio R.C. 1547.251 when the signaling device is possessed or used for the purpose of giving a visual distress signal. No person shall knowingly transport or possess any signaling device of that nature in or on a vessel in a loaded condition at any time other than immediately prior to the discharge of the signaling device for the purpose of giving a visual distress signal.

(g) No person shall operate or permit to be operated any vessel on the waters in this

municipality in violation of this section.

(h) This section does not apply to officers, agents, or employees of this or any other state or of the United States, or to law enforcement officers, when authorized to carry or have loaded or accessible firearms in a vessel and acting within the scope of their duties, and this section does not apply to persons legally engaged in hunting. Divisions (c) and (d) of this section do not apply to a person who transports or possesses a handgun in a vessel and who, at the time of that transportation or possession, is carrying a valid license or temporary emergency license to carry a concealed handgun issued to the person under Ohio R.C. 2923.125 or 2923.1213 or a license to carry a concealed handgun that was issued by another state with which the Attorney General has entered into a reciprocity agreement under Ohio R.C. 109.69, unless the person knowingly is in a place on the vessel described in Ohio R.C. 2923.126(B).

(i) If a law enforcement officer stops a vessel for a violation of this section or any other law enforcement purpose, if any person on the vessel surrenders a firearm to the officer, either voluntarily or pursuant to a request or demand of the officer, and if the officer does not charge the person with a violation of this section or arrest the person for any offense, the person is not otherwise prohibited by law from possessing the firearm, and the firearm is not contraband, the officer shall return the firearm to the person at the termination of the stop.

(j) Whoever violates this section is guilty of a misdemeanor of the fourth degree.
(Ord. 79-07. Passed 11-13-07.)

557.50 TAMPERING WITH NAVIGATION AID OR VESSEL PROHIBITED.

(a) No person shall knowingly:

- (1) Damage, remove, or tamper with any signal, buoy, or other aid to navigation;
- (2) Sever the mooring lines of, set adrift, or tamper with any vessel that is moored or tied up on the waters in this municipality.

(b) Whoever violates this section is guilty of a misdemeanor of the fourth degree.
(Ord. 79-07. Passed 11-13-07.)

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Revision #1

Created 2026-07-18 21:38:00 UTC by MunicipalWiki Indexer

Updated 2026-07-18 21:38:00 UTC by MunicipalWiki Indexer