

ORDINANCE NO. 34-39

By Mr. Stackhouse

To prohibit driving any motor vehicle upon the public thoroughfares in the City of Beale without an operator's or chauffeur's license.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEALEY, STATE OF OHIO:

Section 1. That no person, except those expressly exempt under Section 2 of this ordinance, shall drive any motor vehicle upon a public street, avenue or other thoroughfare in the City of Beale unless such person has been licensed as an operator or chauffeur by the registrar of motor vehicles of the State of Ohio under the Driver's License Law of the state.

Section 2. The following persons shall be exempt from the provisions of this ordinance, to-wit:

(a) Persons driving or operating a road roller, road machinery, or any farm tractor or implement of husbandry, temporarily drawn, moved or propelled upon the public thoroughfare.

(b) Persons in the service of the army, navy or marine corps of the United States, when furnished with a driver's permit and when operating an official motor vehicle in such service.

(c) Non-residents of the State of Ohio, legally permitted to drive upon the highways of their own states, who, under the laws of the State of Ohio, are permitted to drive on the highways in this state without examination or license for a period of not more than thirty days in any one year, shall not during said thirty days be subject to the provisions of this ordinance.

(d) Any person having a temporary instruction permit issued by the registrar of motor vehicles of the State of Ohio, who has such permit in his immediate possession and is accompanied by a licensed operator or chauffeur who is actually occupying a seat beside the driver.

Section 3. The operator or chauffeur of a motor vehicle shall display his license issued by the registrar of motor vehicles, or furnish satisfactory proof that he has such license, upon demand

of any police officer, or of any person damaged or injured in any collision in which such licensee may be involved. Failure to produce such license on demand, or to furnish satisfactory evidence that such person is duly licensed under the laws of Ohio, shall be prima facie evidence of his not having obtained such license.

Section 4. Any person violating any provision of the foregoing ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed \$50.00, together with the costs of prosecution.

Section 5. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 11, 1939.

Attest S. W. Roderick
Clerk

F. H. Bonnet
President of Council

Approved July 11, 1939.

J. H. Schaefer
Mayor

I, S. W. Roderick, Auditor of the City of Berley, State of Ohio, do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council as follows: Main Street and Parkview Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue and Parkview Avenue and Clifton Avenue each for a period of fifteen days commencing on the 10th day of July, 1939.

S. W. Roderick
Auditor of the City of
Berley.