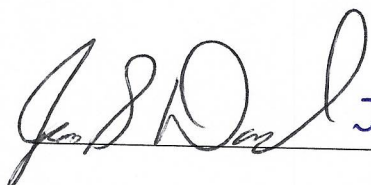


Resolution #2023-15

RESOLUTION PERMITTING THE USE OF ATVS ON TOWNSHIP ROADS

The Board of Township Trustees of Rushcreek Township, Fairfield County, Ohio, met in regular session on the 15th day of NOVEMBER 2023, with the following members present:

**Chad Ashbaugh
Jim Downard
Tim Thomas**

 *Jim Downard*

moved the adoption of the following:

WHEREAS, Rushcreek Township Board of Trustees, Fairfield County has prepared this resolution, hereby allowing the use of "ATVs" for travel on **Township roads** for personal or business use.

WHEREAS, pursuant to the Ohio Revised Code, ATVs include any self-propelled vehicle designed primarily for cross-country travel on land and water, or on more than one type of terrain, and are commonly known as all-terrain vehicles, all-season vehicles, all-purpose vehicles, mini-bikes, and trail bikes.

WHEREAS, pursuant to the Ohio Revised Code, ATVs do not include golf carts or utility vehicles designed with a bed – such as "rhinos" and "gators" – 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.

WHEREAS, pursuant to the Ohio Revised Code, a person may operate a utility vehicle such as a "rhino" or "gator" on any public roads or right-of-way, other than a freeway, when traveling from one farm field to another for agricultural purposes if the vehicle is displaying a triangular slow-moving vehicle emblem.

WHEREAS, the Rushcreek Township Board of Trustees intend that all use of ATVs on roads in the Township shall be in compliance with Ohio Revised Code Section 4519.41.

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WHEREAS, the Rushcreek Township Board of Trustees require that all use of ATVs on Township roads shall be in compliance with the law(s) governing safe travel on any public road under the Ohio Revised Code.

WHEREAS, pursuant to the Ohio Revised Code, in all instances, every ATV operated on any Township road or public land of the Township must be properly registered in accordance with the laws of Ohio.

WHEREAS, pursuant to the Ohio Revised Code, every person operating an ATV on any Township road or public land of the Township must possess a valid, current driver's license

WHEREAS, proof of financial responsibility must be maintained for every ATV operated on a public roadway.

WHEREAS, the Rushcreek Township Board of Trustees, acknowledge this Resolution applies only to authorize the use of ATVs on roads maintained by the Township and that this Resolution shall not authorize or affect the operation of ATVs on Village, County, or State roads or public lands.

WHEREAS, the Rushcreek Township Board of Trustees shall cause a certified copy of this Resolution to be provided to the Fairfield County Sheriff's Department as notification.

WHEREAS, Rushcreek Township Board of Trustees, accept no responsibility for any accident that may occur on a Township road.

NOW, THEREFORE, BE IT RESOLVED that the Board of Township Trustees of Rushcreek Township, Fairfield County, Ohio, pursuant to Ohio Revised Code Section 4519.41(B), hereby permits the use of ATVs on all roads in the township road system under the jurisdiction of the Rushcreek Township Board of Trustees.


Chad Ashbaugh seconded the Motion, and the roll being called upon its adoption, the resolution was carried by the following vote:

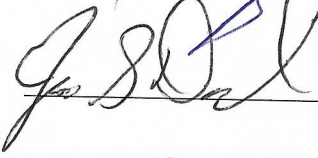
YES: 3

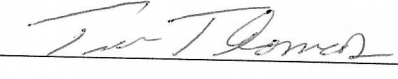
NO: 0

ABSTENTIONS: 0

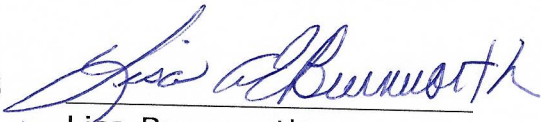
Resolution #2023-15

Chad Ashbaugh, Chair , Aye

Jim Downard , Aye

Tim Thomas , Aye

This resolution represents a complete and accurate statement as to the actions taken by the Rushcreek Township Board of Trustees.

November 15, 2023 
Lisa Burnworth
Rushcreek Township Fiscal Officer