



ORDINANCE O-40-2025

AN ORDINANCE TO AMEND CHAPTERS 301.04, 301.20, 301.365, 301.37, 301.51, 331.15, 331.37, 337.10, 371.03, 371.07, 373.01, 373.04, 373.05, 373.08, 373.11, AND 373.13, AND ESTABLISH CHAPTERS 301.55 AND 373.105 OF THE TRAFFIC CODE OF THE CITY OF NEW ALBANY CODIFIED ORDINANCES AS REQUESTED BY THE CITY OF NEW ALBANY, AND DECLARING AN EMERGENCY

WHEREAS, it has been found that the Codified Ordinances of the City of New Albany, chapters 301, 331, 337, 371, and 373 of the city's traffic code need to be updated, and chapter 373.105 needs to be added, to address the proliferation of electric bicycles, powered scooters, and similar motorized vehicles in New Albany; and

WHEREAS, New Albany City Council has determined that it is necessary to amend the codified ordinances to promote orderly and safe operation of these vehicles on city streets, sidewalks, and shared-use paths; and

WHEREAS, these amendments define "electric bicycle" and "e-bicycle" and refine the definition of "motor vehicle" to exclude powered scooters and motorized vehicles under 5 horsepower that do not require a license; and

WHEREAS, New Albany code chapter 373.105 mirrors Ohio Revised Code section 4511.522 which governs the labeling and legal usage of class 1, class 2, and class 3 electric bicycles; and

WHEREAS, these amendments do not restrict motorized wheelchairs and electric personal assistive mobility devices as defined in Ohio Revised Code section 4511.513; and

WHEREAS, these amendments clarify rules and regulations for electric vehicles, vehicle operators, and pedestrians to better support safe and aware road, sidewalk, and shared-use path usage; and

WHEREAS, the city's law director, chief of police, city manager, and additional city staff have reviewed and recommended these changes for the health, safety, and welfare of the city; and

WHEREAS, this ordinance constitutes an emergency measure necessary for the immediate preservation of the public peace, health, safety, or welfare of the city; and for the further reason that waiving the 30-day waiting period is important to allow enforcement right away for the safety of the public.

NOW, THEREFORE, BE IT ORDAINED by Council for the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. Portions of Codified Ordinance Chapters 301, 331, 337, 371, and 373 shall be amended and established as set forth in Exhibit A, which depicts these amendments in colored ink.

Section 2. For the reasons stated herein, council hereby declares an emergency and waives the applicable 30-day referendum period.

Section 3. If any section, subsection, sentence, clause, phrase or portion of the ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances. The governing authority of the City of New Albany, Ohio hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional and, to that end, the provisions hereof are hereby declared to be severable.

Section 4. All ordinances and parts of ordinances in conflict herewith are expressly repealed.

Section 5. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this legislation were adopted in an open meeting of council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 6. Pursuant to Article 6.07(B) of the New Albany Charter, this ordinance shall become effective immediately upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2025.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared:	09/15/2025
Introduced:	10/07/2025
Revised:	10/13/2025 – <i>Ord. & Ex. A</i>
Revised:	10/15/2025 – <i>Exhibit A</i>
Revised:	10/15/2025 – <i>Exhibit A</i>
Adopted:	10/20/2025 – <i>emergency language</i>
Effective:	10/21/2025

301.04 BICYCLE; MOTORIZED BICYCLE; ELECTRIC BICYCLE.

- (a) "Bicycle" means every device, other than a device that is designed solely for use as a play vehicle by a child, that is propelled solely by human power, upon which a person may ride, and that has two (2) or more wheels, any of which is more than fourteen (14) inches in diameter.
- (b) "Motorized bicycle" or "moped" means any vehicle having either two (2) tandem wheels or one (1) wheel in the front and two (2) wheels in the rear, that may be pedaled, and that is equipped with a helper motor of not more than fifty (50) cubic centimeters piston displacement that produces not more than one (1) brake horsepower and is capable of propelling the vehicle at a speed of not greater than twenty (20) miles per hour on a level surface. "Motorized bicycle" or "moped" does not include an electric bicycle.
- (c) "Electric bicycle" or "e-bicycle" means a bicycle that is equipped with an electric, or battery-operated motor, that may be activated in order to assist with or replace pedaling. An "electric bicycle" or "e-bicycle" may be propelled solely by human power, or with the assistance of an electric, or battery-operated, motor. An "electric bicycle" or "e-bicycle" must have pedals and cannot have a motor that exceeds seven hundred fifty (750) watts. "Electric bicycles" or "e-bicycles" may be Class 1, Class 2 or Class 3.

301.20 MOTOR VEHICLE.

"Motor vehicle" means every vehicle propelled or drawn by power other than muscular power, except motorized bicycles, electric bicycles, powered scooters, motorized vehicles under five (5) horse power that do not require a license, road rollers, traction engines, power shovels, power cranes and other equipment used in construction work and not designed for or employed in general highway transportation, hole-digging machinery, well-drilling machinery, ditch-digging machinery, farm machinery, and trailers designed and used exclusively to transport a boat between a place of storage and a marina, or in and around a marina, when drawn or towed on a street or highway for a distance of no more than ten (10) miles and at a speed of twenty-five (25) miles per hour or less.

301.365 SHARED-USE PATH.

"Shared-use path" means a bikeway used by bicycles, electric bicycles, and powered scooters 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 non-motorized 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 nonmotorized use. Shared-used paths are generally paved or improved with asphalt and are, typically, eight (8) feet in width or greater. Authorized users of the "Shared-Use Path" shall adhere to all posted rules and applicable laws, as well as remain alert to audible signals and alerts.

301.37 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 are generally concrete and, typically, less than five (5) feet in width and, intended for the use of pedestrians or other permitted users. Pedestrians, or other authorized users, shall adhere to all posted rules, and applicable laws, as well as remain alert to audible signals and alerts.

301.51 VEHICLE.

"Vehicle" means every device, including a motorized bicycle, ~~and~~ an electric bicycle, and powered scooter, in, upon, or by which any person or property may be transported or drawn upon a highway, except that "vehicle" does not include any motorized wheelchair, any electric personal assistive mobility device, any personal delivery device as defined in ORC 4511.513, any device that is moved by power collected from overhead electric trolley wire or that is used exclusively upon stationary rails or tracks, or any device, other than a bicycle, that is moved by human power.

301.55 POWERED SCOOTER.

"Powered scooter" means any two-wheeled or three-wheeled device with handlebars and a floorboard for standing, propelled by an electric motor or an internal combustion engine, designed for personal transportation, and without pedals. Powered scooters do not include mopeds, motorcycles, or motorized wheelchairs.

331.15 HAND AND ARM SIGNALS.

- (a) Except as provided in subsection (b) hereof, all signals required by this Traffic Code, when given by hand and arm shall be given from the left side of the vehicle in the following manner, and such signals shall indicate as follows:
 - (1) Left turn: Hand and arm extended horizontally;
 - (2) Right turn: Hand and arm extended upward;
 - (3) Stop or decrease speed: Hand and arm extended downward.
- (b) As an alternative to subsection (a)(2) hereof, a person operating a bicycle, ~~or~~ electric bicycle, or powered scooter may give a right turn signal by extending the right hand and arm horizontally and to the right side of the bicycle or electric bicycle.
- (c) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one (1) year of the offense, the offender previously has been convicted of or pleaded guilty to one (1) predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one (1) year of the offense, the offender previously has been convicted of two (2) or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

If the offender commits the offense while distracted and the distracting activity is a contributing factor to the commission of the offense, the offender is subject to the additional fine established under section 303.98.

331.37 DRIVING UPON SIDEWALKS, STREET LAWNS OR CURBS.

- (a) (1) No person shall drive any vehicle, other than a bicycle, ~~or~~ an electric bicycle if the motor is not engaged, or a powered scooter if the motor is not engaged, upon a sidewalk or sidewalk area except upon a permanent or duly authorized temporary driveway.
- (2) Nothing in this section shall be construed as prohibiting local authorities from regulating the operation of bicycles or electric bicycles, except that no local authority may require that bicycles or electric bicycles be operated on sidewalks.
- (b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one (1) year of the offense, the offender previously has been convicted of or pleaded guilty to one (1) predicate motor vehicle or traffic offense, whoever violates this section is

guilty of a misdemeanor of the fourth degree. If, within one (1) year of the offense, the offender previously has been convicted of two (2) or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

- (c) No person shall drive a vehicle on a street lawn area or the curb of a street, except upon a permanent or duly authorized temporary driveway or when otherwise lawfully authorized.

If the offender commits the offense while distracted and the distracting activity is a contributing factor to the commission of the offense, the offender is subject to the additional fine established under section 303.98.

337.10 LIGHTS ON SLOW-MOVING VEHICLES; EMBLEM REQUIRED; LIGHTS AND REFLECTORS ON MULTI-WHEEL AGRICULTURAL TRACTORS OR FARM MACHINERY.

As used in ORC sections 4513.11 to 4513.115:

- (a) "Boat trailer" means any vehicle and used exclusively to transport a boat between a place of storage and a marina, when drawn or towed on a street or highway for a distance of no more than ten (10) miles and at a speed of twenty-five (25) miles per hour or less.
- (b) "Slow-moving vehicle" and "SMV" mean a boat trailer, unit of farm machinery, road construction machinery, or other machinery designed by the manufacturer to operate at a speed of twenty-five (25) miles per hour or less. "Slow-moving vehicle" and "SMV" do not include bicycle, motorized bicycle, electric bicycle, powered scooter, or animal-drawn vehicle.

- (c) Lights and Reflector Requirements for Multi-wheel Agricultural Tractors or Farm Machinery.

- (1) A. At the times specified in ORC 4513.03, no person shall operate either of the following vehicles unless it is equipped with and displays the lamps described in division (B) of this section:

- 1. A vehicle not specifically required to be equipped with lamps or other lighting devices by ORC 4513.03 to 4513.10;
 - 2. A vehicle referred to in ORC 4513.02(G).

- B. Vehicles described in division A of this section shall be equipped with both of the following:

- 1. At least one (1) lamp displaying a white light visible from a distance of not less than one thousand (1,000) feet to the front of the vehicle;
 - 2. Two (2) lamps displaying red light visible from a distance of not less than one thousand (1,000) feet to the rear of the vehicle, or as an alternative, one (1) lamp displaying a red light visible from a distance of not less than one thousand (1,000) feet to the rear and two (2) red reflectors visible from all distances of six hundred (600) feet to one hundred (100) feet to the rear when illuminated by the lawful lower beams of headlamps.

- C. 1. At the times specified in ORC 4513.03, no person shall operate a multi-wheel agricultural tractor model year 2001 or earlier on a street or highway unless it or a substantially equivalent municipal ordinance, is equipped with and displays reflectors and illuminated amber lamps so that the extreme left and right projections of the tractor are indicated by of the following:

- a. Flashing lamps displaying amber light, visible to the front and rear. The lamps need not flash simultaneously and need not flash in conjunction with any directional signals of the tractor.
 - b. Amber reflectors, all visible to the front;
 - c. Red reflectors, all visible to the rear.
 - 2. Rules adopted by the Director of Public Safety under this section governing the lamps, and reflectors described in this section and their placement shall correlate with and, as far as possible, conform with paragraphs 4.1.4.1, 4.1.7.1, and 4.1.7.2, respectively, of the American Society of Agricultural Engineers Standard ANSI/ASAE S279.10 OCT 98, Lighting and Marking of Agricultural Equipment on Highways.
- D. At the times specification in ORC 4513.03 or a substantially equivalent municipal ordinance no person shall operate a unit of farm machinery model year 2002 or later on a street or highway unless it is equipped with and displays markings and illuminated lamps that meet or exceed the lighting, illumination, and marking standards and specifications that are applicable to that type of farm machinery for the unit's model year specified in the American Society of Agricultural Engineers Standard ANSI/ASAE S279.10 OCT 98, Lighting and Marking of Agricultural Equipment on Highways.
- E. Any unit of farm machinery designed by its manufacturer to operate at a speed of twenty-five (25) miles per hour or greater or any SMV may be equipped with and display a red flashing light that is visible from a distance of not less than one thousand (1,000) feet to the rear at all times specified in ORC 4513.03. When a double-faced light is used, it shall display amber light to the front and red light to the rear.
- F. Lights and reflectors required under divisions C and D of this section and authorized under division E of this section are in addition to other lights required or permitted this section or ORC section 4513.17, or a substantially equivalent municipal ordinance.
- G. The Direction of Public Safety shall adopt rules in accordance with ORC Ch. 119 that establishes standards and specifications for lamps and reflectors required or authorized by this section. Lamps and reflectors required or authorized by this section shall meet those stands and specifications.
- H. This section does not apply to bicycles, motorized bicycles, electric bicycles, powered scooters or animal-drawn vehicles.
- (d) Whoever violates this section is guilty of a minor misdemeanor.

371.03 CROSSING ROADWAY OUTSIDE CROSSWALK; DIAGONAL CROSSINGS AT INTERSECTIONS.

- (a) Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway.
- (b) Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right-of-way to all traffic upon the roadway.
- (c) Between adjacent intersections at which traffic control signals are in operation, pedestrians shall not cross at any place except in a marked crosswalk and in a manner consistent with traffic control signals.

- (d) No pedestrian shall cross a roadway intersection diagonally unless authorized by official traffic control devices; and, when authorized to cross diagonally, pedestrians shall cross only in accordance with the official traffic control devices pertaining to such crossing movements.
- (e) This section does not relieve the operator of a vehicle from exercising due care to avoid colliding with any pedestrian upon any roadway.
- (f) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two (2) or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

371.07 RIGHT-OF-WAY ON SIDEWALK AND SHARED-USE PATH.

- (a) The driver of a vehicle, including bicycles, electric bicycles and powered scooters, shall yield the right-of-way to any pedestrian on a sidewalk or shared use path and give an audible signal before overtaking and passing.
- (b) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one (1) year of the offense, the offender previously has been convicted of or pleaded guilty to one (1) predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one (1) year of the offense, the offender previously has been convicted of two (2) or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

If the offender commits the offense while distracted and the distracting activity is a contributing factor to the commission of the offense, the offender is subject to the additional fine established under section 303.98.

373.01 CODE APPLICATION TO BICYCLES AND OTHER CHILDREN'S VEHICLES.

- (a) The provisions of this Traffic Code which are applicable to bicycles, including electric bicycles, shall also apply to other children's vehicles which, for the purposes of Traffic Code, shall be defined as scooters, skateboards, roller skates, roller blades, razors and similar vehicles, as well as low-horsepower motorized vehicles including, but not limited to, mini-motorcycles, powered scooters and any other motorized vehicle under five (5) horse-power, gasoline or electric-powered that does not require a license. This Chapter does not include golf-carts or motorized wheelchairs.
- (b) This provision shall apply whenever a bicycle, including electric bicycles, or a children's vehicle is operated upon any street, sidewalk, or upon any shared-use paths.
- (c) Except as provided in division (e) of this section, a bicycle, including an electric bicycle, or a children's vehicle operator who violates any provisions of this Traffic Code described in division (b) of this section that is applicable to bicycles may be issued a ticket, citation, or summons by a law enforcement officer for the violation in the same manner as the operator of a motor vehicle would be cited for the same violation. A person who commits any such violation while operating a bicycle, including an electric bicycle, or children's vehicle shall not have any points assessed against the person's driver's license, commercial driver's license, temporary instruction permit, or probationary license under ORC 4510.036.
- (d) Except as provided in division (e) of this section, in the case of a violation of any provision of this Traffic Code described in division (b) of this section by a bicycle, including an electric bicycle, or

children's vehicle operator or by a motor vehicle operator when the trier of fact finds that the violation by the motor vehicle operator endangered the lives of other riders at the time of the violation, the court, notwithstanding any provision of the Ohio Revised Code to the contrary, may require the bicycle operator, including an electric bicycle, children's vehicle operator, or motor vehicle operator to take and successfully complete a bicycling skills course approved by the court in addition to or in lieu of any penalty otherwise prescribed by this Traffic Code or the Ohio Revised Code for that violation.

- (e) Divisions (c) and (d) of this section do not apply to violations of ORC 4511.19, or a substantially equivalent municipal ordinance.
- (f) Every person operating a bicycle, including an electric bicycle, or children's vehicle shall obey the instructions of official traffic control devices and signals applicable to vehicles, unless otherwise directed by a police officer.

373.04 RIDING ON RIGHT SIDE OF ROADWAY; RIDING ABREAST.

- (a) Every person operating a bicycle, ~~or~~ electric bicycle, or powered scooter upon a roadway shall ride as near to the right side of the roadway as practicable obeying all traffic rules applicable to vehicles and exercising due care when passing a standing vehicle or one proceeding in the same direction.
- (b) Persons riding bicycles, electric bicycles, powered scooters, or motorcycles upon a roadway shall ride not more than two (2) abreast in a single lane, except on paths or parts of roadways set aside for the exclusive use of bicycles, electric bicycles, or motorcycles.
- (c) This section does not require a person operating a bicycle, ~~or~~ electric bicycle, or powered scooter to ride at the edge of the roadway when it is unreasonable or unsafe to do so. Conditions that may require riding away from the edge of the roadway include when necessary to avoid fixed or moving objects, parked or moving vehicles, surface hazards, or if it otherwise is unsafe or impracticable to do so, including if the lane is too narrow for the bicycle, ~~or~~ electric bicycle, or powered scooter and an overtaking vehicle to travel safely side by side within the lane.
- (d) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one (1) year of the offense, the offender previously has been convicted of or pleaded guilty to one (1) predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one (1) year of the offense, the offender previously has been convicted of two (2) or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

If the offender commits the offense while distracted and the distracting activity is a contributing factor to the commission of the offense, the offender is subject to the additional fine established under section 303.98.

373.05 LIGHTS, SIGNAL DEVICES, BRAKES ON BICYCLE.

- (a) Every bicycle, ~~or~~ electric bicycle, or powered scooter, when in use at the times specified in ORC 4513.03 (sunset to sunrise or at any other time when, due to insufficient natural light or unfavorable atmospheric conditions, persons, vehicles, and substantial objects are not discernible at a distance of one thousand feet ahead) or a substantially equivalent municipal ordinance shall be equipped with the following:
 - (1) A lamp mounted on the front of either the bicycle, ~~or~~ electric bicycle, or powered scooter or the operator that shall emit a white light visible from a distance of at least five hundred (500) feet to the front and three hundred (300) feet to the sides. A generator-powered lamp that emits light

only when the bicycle, ~~or~~ electric bicycle, or powered scooter is moving may be used to meet this requirement.

- (2) A red reflector on the rear that shall be visible from all distances from one hundred (100) feet to six hundred (600) feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle;
 - (3) A lamp emitting either flashing or steady red light visible from a distance of five hundred (500) feet to the rear shall be used in addition to the red reflector. If the red lamp performs as a reflector in that it is visible as specified in division (a)(2) of this section, the red lamp may serve as the reflector and a separate reflector is not required.
- (b) Additional lamps and reflectors may be used in addition to those required under division (a) of this section, except that red lamps and red reflectors shall not be used on the front of the bicycle, ~~or~~ electric bicycle, or powered scooter and white lamps and white reflectors shall not be used on the rear of the bicycle, ~~or~~ electric bicycle, or powered scooter.
- (c) A bicycle, ~~or~~ electric bicycle, or powered scooter may be equipped with a device capable of giving an audible signal, except that a bicycle, ~~or~~ electric bicycle, or powered scooter shall not be equipped with nor shall any person use upon a bicycle, ~~or~~ electric bicycle, or powered scooter any siren or whistle.
- (d) Every bicycle, ~~or~~ electric bicycle, or powered scooter shall be equipped with an adequate brake when used on a street or highway.
- (e) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one (1) year of the offense, the offender previously has been convicted of or pleaded guilty to one (1) predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one (1) year of the offense, the offender previously has been convicted of two (2) or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

State law reference(s)—ORC 4511.56

373.08 RECKLESS OPERATION; CONTROL, COURSE AND SPEED.

- (a) No person shall operate a bicycle, electric bicycle, or powered scooter:
- (1) Without due regard for the safety and rights of pedestrians and drivers and occupants of all other vehicles, and so as to endanger the life, limb or property of any person while in the lawful use of the streets or sidewalks or any other public or private property;
 - (2) Without exercising reasonable and ordinary control over such bicycle, electric bicycle, or powered scooter;
 - (3) In a weaving or zigzag course unless such irregular course is necessary for safe operation in compliance with law;
 - (4) Without both hands upon the handle grips except when necessary to give the required hand and arm signals, or as provided in Section 373.02(d);
 - (5) At a speed greater than is reasonable and prudent under the conditions then existing, or ten (10) miles per hour on any sidewalk or shared-used path.
- (b) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

**373.105 ELECTRIC BICYCLES; LABELS; COMPLIANCE WITH FEDERAL REGULATIONS;
PERMITTED USE; VIOLATIONS.**

- (a)(1) Manufacturers and distributors of electric bicycles shall permanently affix a label, in a prominent location, to each electric bicycle. The label shall specify whether the electric bicycle is a class 1, class 2, or class 3 electric bicycle, the top assisted speed that the electric bicycle is capable of reaching, and the motor wattage of the electric bicycle.
- (2) No person shall modify an electric bicycle in a manner that changes the top assisted speed that the electric bicycle is capable of reaching unless the person also modifies the label required under division (A)(1) of this section to reflect the modification.
- (b)(1) The manufacturer of an electric bicycle shall ensure that the electric bicycle complies with the equipment and manufacturing requirements for bicycles established by the consumer product safety commission under 16 C.F.R. 1512 et seq.
- (2) The manufacturer shall manufacture all class 1 electric bicycles and class 3 electric bicycles so that when the rider ceases pedaling the electric motor ceases to provide assistance. The manufacturer shall manufacture all class 2 electric bicycles so that when the rider applies the brakes or releases or activates a switch or similar mechanism the electric motor ceases to provide assistance.
- (3) All class 3 electric bicycles shall be equipped with a speedometer that displays the speed of the electric bicycle in miles per hour.
- (c)(1) The operation of a class 1 electric bicycle and a class 2 electric bicycle is permitted on a path set aside for the exclusive use of bicycles or on a shared-use path, so long as the class 1 electric bicycle or class 2 electric bicycle does not exceed ten (10) miles per hour.
- (2) No person shall operate a class 3 electric bicycle on a sidewalk, a path set aside for the exclusive use of bicycles or a shared-use path.
- (3) No person shall operate a class 1 electric bicycle, a class 2 electric bicycle, or a class 3 electric bicycle on a path 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 nonmotorized use.
- (4) Divisions (C)(1), (2) and (3) of this section do not apply to a law enforcement officer, or other person sworn to enforce the criminal and traffic laws of the state, using an electric bicycle while in the performance of the officer's duties.
- (d)(1) No person under sixteen years of age shall operate a class 3 electric bicycle; however, a person under sixteen years of age may ride as a passenger on a class 3 electric bicycle that is designed to accommodate passengers.
- (2) No person shall operate or be a passenger on a class 3 electric bicycle unless the person is wearing a protective helmet that meets the standards established by the consumer product safety commission or the American society for testing and materials.

- (e)(1) Except as otherwise provided in this division, whoever operates an electric bicycle in a manner that is prohibited under division (C) of this section and whoever violates division (D) of this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.
- (2) The offenses established under division (E)(1) of this section are strict liability offenses and strict liability is a culpable mental state for purposes of section 2901.20 of the Revised Code. The designation of these offenses as strict liability offenses shall not be construed to imply that any other offense, for which there is no specified degree of culpability, is not a strict liability offense.

State Law reference - ORC - 4511.522

373.11 VEHICLE OPERATION ON SIDEWALKS AND SHARED-USE WALKING/BIKING PATHS PROHIBITED.

- (a) No person shall operate a motor vehicle, snowmobile, motorized bicycle, golf cart, bicycle, electric bicycle, powered scooter, and/or all purpose vehicles on any sidewalk and/or shared-use walking/biking paths when an appropriate sign, at locations determined by the City, giving notice of prohibiting such use is posted on the path.
- (b) Nothing in this section regulates vehicular traffic on golf course cart paths within the Municipality.
- (c) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

373.13 RIDING BICYCLES; HELMETS.

- (a) No person under the age of eighteen (18) years shall operate a bicycle, including an electric bicycle, or powered scooter, within the City of New Albany unless such person is wearing a protective helmet on his/her head with a properly fastened chin strap. Such helmets shall be appropriately fitted to the size of the operator and shall meet or exceed the standards set by the U.S. Consumer Product Safety Commission.
- (b) No person the age of one year or older but under the age of eighteen (18) years shall be a passenger on a bicycle, electric bicycle, or bicycle trailer within the City of New Albany unless such person is wearing a protective helmet on his/her head, with a properly fastened chin strap. Such helmet shall be appropriately fitted to the size of the passenger and shall meet or exceed the standards set by the U.S. Consumer Product Safety Commission.
- (c) No parent, guardian, or legal custodian of a person under the age of eighteen (18) years, who fails to comply with subsections (a) or (b), shall knowingly aid, abet, cause, encourage, or permit such conduct.
- (d) This section shall not be applicable to the operation of a bicycle on private residential property.



ORDINANCE O-41-2025

AN ORDINANCE TO APPROVE THE FINAL PLAT FOR 56 SINGLE-FAMILY LOTS ON 19.20 +/- ACRES AND ACCEPT RESERVES "C1", "F2", "J", AND "K" FOR PHASE 2 OF THE "COURTYARDS AT HAINES CREEK" SUBDIVISION GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE CENTRAL COLLEGE ROAD AND JUG STREET INTERSECTION, AS REQUESTED BY EPCON HAINES CREEK, LLC

WHEREAS, an application to approve the Courtyards at Haines Creek subdivision phase 2 final plat has been submitted; and

WHEREAS, Codified Ordinance chapter 1187 requires approval of the final plat by council; and

WHEREAS, the New Albany Planning Commission, after review during a public meeting on September 15, 2025, recommended approval of this final plat (FPL-64-2025); and

WHEREAS, the final plat includes 19.20 +/- acres of land to be subdivided into 56 residential lots in addition to the public streets; and

WHEREAS, the final plat includes approximately 5.955 +/- acres of public parkland and open space; and

WHEREAS, New Albany city council has agreed to the terms and conditions by which this parkland and open space will be donated; and

WHEREAS, the city engineer certifies that the Courtyards at Haines phase 2 final plat meets all the requirements of Chapter 1187 of the Codified Ordinances, stormwater management, design requirements, and will meet all other requirements of the city.

NOW, THEREFORE, BE IT ORDAINED by Council for the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. The final plat is attached to this ordinance as Exhibit A and made a part herein approved.

Section 2. Council hereby accepts the lands shown on the map attached hereto as Exhibit A, under the terms and conditions outlined and the covenants and restrictions stipulated in the deed and final plat.

Section 3. It is hereby found and determined that all formal actions of council concerning and relating to the adoption of this legislation were adopted in an open meeting of council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 4. Pursuant to Article VI, Section 6.07(B) of the City of New Albany Charter, this ordinance shall take effect on and after the earliest period allowed by law.

CERTIFIED AS ADOPTED this _____ day of _____, 2025.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 09/19/2025

Introduced: 10/07/2025

Revised:

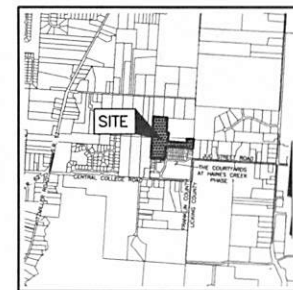
Adopted:

Effective:

THE COURTYARDS AT HAINES CREEK

PHASE 2

Exhibit A - O-41-2025



LOCATION MAP AND BACKGROUND DRAWING
NOT TO SCALE

Situated in the State of Ohio, County of Franklin, City of New Albany, and in Section 10, Quarter Township 1, Township 2, Range 16, United States Military Lands, containing 19,200 acres of land, more or less, said 19,200 acres being part of those tracts of land conveyed to EPCON HAINES CREEK, LLC by deed of record in Instrument Number 202407020665759, Recorder's Office, Franklin County, Ohio.

The undersigned, EPCON HAINES CREEK, LLC, an Ohio limited liability company, by CRAIG CHERRY, Regional President, owner of the lands platted herein, duly authorized in the premises, does hereby certify that this plat correctly represents its "THE COURTYARDS AT HAINES CREEK PHASE 2", a subdivision containing Lots numbered 31 to 40, 63 to 67, 75 to 99, and 113 to 128, all inclusive, and areas designated as Reserve "C1", Reserve "C2", Reserve "C3", and Reserve "C4", does hereby accept this plat of same and dedicates to public use, as such, all of Haines Creek Drive, Heidelberg Drive, Hiram Lane, Lourdes Drive, Marietta Drive, and Wooster Drive shown herein and not heretofore dedicated.

Easements are hereby reserved in, over and under areas designated on this plat as "Easement", "Drainage Easement" or "Sidewalk Easement". Each of the aforementioned designated easements permit the construction, operation and maintenance of all public and quasi-public utilities above, beneath, and on the surface of the ground and, where necessary, for the construction, operation and maintenance of service connections to all adjacent lots and lands and for storm water drainage. Within those areas designated "Drainage Easement" on this plat, an additional easement is hereby reserved for the purpose of constructing, operating and maintaining major storm water drainage swales and/or other above ground storm water drainage facilities. No above grade structures, dams or other obstructions to the flow of storm water runoff are permitted within Drainage Easement areas as delineated on this plat unless approved by the New Albany Municipal Engineer. Improvements related to the passive park may be located within the areas containing a Drainage Easement. No building shall be constructed in any area over which easements are hereby reserved. Within those areas designated "Sidewalk Easement" on this plat, an additional easement is hereby reserved for the construction and maintenance of a sidewalk, for use by the public. Easement areas shown herein outside of the platted areas are within lands owned by the undersigned and easements are hereby reserved therein for the uses and purposes expressed herein.

In Witness Whereof, CRAIG CHERRY, Regional President of EPCON HAINES CREEK, LLC, has hereunto set his hand this ____ day of ____, 20__.

Signed and Acknowledged
In the presence of:

EPCON HAINES CREEK, LLC

By

CRAIG CHERRY,
Regional President

STATE OF OHIO
COUNTY OF FRANKLIN: ss:

Before me, a Notary Public in and for said State, personally appeared CRAIG CHERRY, Regional President of EPCON HAINES CREEK, LLC, who acknowledged the signing of the foregoing instrument to be his voluntary act and deed and the voluntary act and deed of said EPCON HAINES CREEK, LLC, for the uses and purposes expressed herein.

In Witness Whereof, I have hereunto set my hand and affixed my official seal this ____ day of ____, 20__.

My commission expires _____

Notary Public, State of Ohio

Approved this ____ Day of ____
20__

Mayor, New Albany, Ohio

Approved this ____ Day of ____
20__

City Engineer, New Albany, Ohio

Approved this ____ Day of ____
20__

Council Representative to Planning
Commission, New Albany, Ohio

Approved this ____ Day of ____
20__

Chairperson, Planning Commission,
New Albany, Ohio

Approved this ____ Day of ____
20__

Finance Director, New Albany, Ohio

Approved and accepted by Ordinance No. _____, passed _____,
20__, wherein all of Haines Creek Drive, Heidelberg Drive, Hiram Lane, Lourdes Drive,
Marietta Drive, and Wooster Drive shown dedicated herein are accepted, as such, by the
Council for the City of New Albany, Ohio.

Transferred this ____ day of ____
20__

Auditor, Franklin County, Ohio

Deputy Auditor, Franklin County, Ohio

Filed for record this ____ day of ____
20__ at ____ M. Fee \$ ____

Recorder, Franklin County, Ohio

File No. _____

Recorded this ____ day of ____
20__

Deputy Recorder, Franklin County, Ohio

Plat Book _____, Pages _____

SURVEY DATA:

BASIS OF BEARINGS: The bearings shown herein are based on the Ohio State Plane Coordinate System, South Zone, NAD83 (1986 Adjustment). Said bearings originated from a field traverse which was tied (referenced) to said coordinate system by GPS observations and observations of selected Franklin County Engineering Department monuments Frank 80 and Frank 185. The portion of the centerline of Central College Road, having a bearing of South 86°52'49" East and monumented as shown herein, is designated as the "basis of bearings" for this plat.

SOURCE OF DATA: The sources of recorded survey data referenced in the plan and text of this plat are the records of the Recorder's Office, Franklin County, Ohio.

IRON PINS: Iron pins, where indicated herein, unless otherwise noted, are to be set and are iron pins, thirteen-eighths inch inside diameter, thirty inches long with a plastic plug placed in the top end bearing the initials EMHT INC.

PERMANENT MARKERS: Permanent markers, where indicated herein, are to be one-inch diameter, thirty-inch long, solid iron pins, are to be set to monument the points indicated and are to be set with the top end flush with the surface of the ground and then capped with an aluminum cap stamped EMHT INC. Once installed, the top of the cap shall be marked (punchmarked) to record the actual location of the point. These markers shall be set following the completion of the construction/installation of the street pavement and utilities and prior to the City of New Albany, Ohio's acceptance of these infrastructure improvements. The New Albany, Ohio, Municipal Engineer shall be notified in writing when the markers are in place.

SURVEYED & PLATTED
BY



We do hereby certify that we have surveyed the above premises, prepared the attached plat, and that said plat is correct. All dimensions are in feet and decimal parts thereof.

- = Iron Pin (See Survey Data)
- = MAG Nail to be set
- ⊙ = Permanent Marker (See Survey Data)

By _____
Professional Surveyor No. 7885 Date _____

THE COURTYARDS AT HAINES CREEK PHASE 2

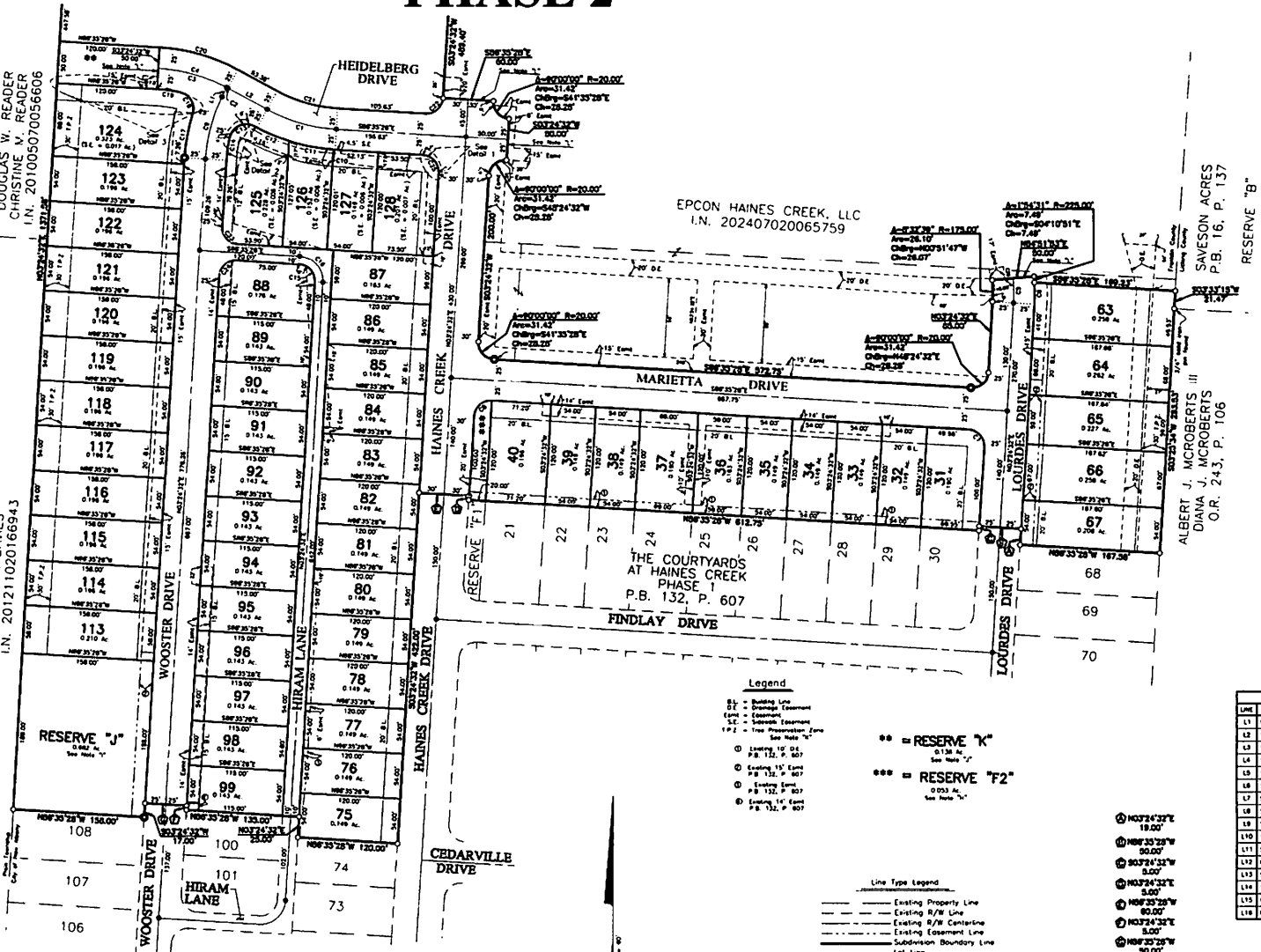
2
3

CURVE NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD DISTANCE
C1	24°38'21"	200.00'	67.33'	S 74°02'14" E	66.54'
C2	0°31'18"	200.00'	1.82'	S 61°51'33" E	1.82'
C3	24°28'11"	200.00'	65.42'	S 73°12'23" W	64.77'
C4	24°28'21"	200.00'	67.33'	S 74°02'14" E	66.54'
C5	0°32'38"	200.00'	2.82'	S 00°51'41" W	2.82'
C6	0°38'08"	225.00'	28.06'	S 00°25'28" E	26.54'
C7	0°20'00"	20.00'	31.43'	S 41°32'28" W	28.28'
C8	0°20'00"	20.00'	31.43'	S 48°24'32" W	28.28'
C9	22°20'34"	200.00'	78.01'	S 14°35'02" E	77.37'
C10	0°28'33"	225.00'	1.87'	S 86°21'03" E	1.87'
C11	12°54'10"	225.00'	34.50'	S 79°08'52" E	34.46'
C12	12°56'48"	225.00'	41.88'	S 68°54'25" E	41.82'
C13	105°53'02"	20.00'	38.84'	S 65°37'30" W	31.85'
C14	0°28'33"	225.00'	1.87'	S 08°07'51" W	28.81'
C15	0°20'00"	20.00'	31.43'	S 41°32'28" W	28.28'
C16	0°20'00"	20.00'	31.43'	S 48°24'32" W	28.28'
C17	17°51'31"	225.00'	54.43'	S 10°20'16" W	54.29'
C18	0°31'38"	200.00'	2.82'	S 29°06'46" W	28.28'
C19	0°18'52"	175.00'	28.50'	S 81°30'31" W	28.47'
C20	24°58'23"	225.00'	96.14'	S 74°02'14" E	97.30'
C21	24°58'23"	175.00'	78.33'	S 74°02'14" E	75.13'
C22	0°20'00"	20.00'	31.43'	S 48°24'32" E	28.28'
C23	0°20'00"	20.00'	31.43'	S 41°32'28" E	28.28'
C24	0°20'00"	20.00'	31.43'	S 48°24'32" W	28.28'
C25	0°20'00"	20.00'	31.43'	S 41°32'28" W	28.28'
C26	0°30'34"	180.00'	19.23'	S 07°25'55" W	19.23'

TAMARA L. DAVIES
RONALD H. DAVIES
L.N. 201211020166943

DOUGLAS W. READER
CHRISTINE M. READER
L.N. 201005070056606

THE COURTYARDS
AT HAINES CREEK
PHASE 1
P.B. 132, P. 607



Legend

- BL = Building Line
- DL = Drainage Equipment
- EL = Easement
- SE = Setback Equipment
- PL = Tree Preservation Zone
- See Note "K"
- ① Existing 10' S.E. P.B. 132, P. 607
- ② Existing 15' Lot P.B. 132, P. 607
- ③ Existing 15' Lot P.B. 132, P. 607
- ④ Existing 14' Lot P.B. 132, P. 607

== RESERVE "K"
== RESERVE "F2"

Line Type Legend

- Existing Property Line
- Existing R/W Line
- Existing R/W Centerline
- Existing Easement Line
- Subdivision Boundary Line
- Lot Line
- R/W Line
- R/W Centerline
- Easement Line
- Tree Preservation Zone Line

LINE	BEARING	DISTANCE
L1	N 07°44'47" E	12.67'
L2	S 61°36'00" E	53.36'
L3	S 61°16'11" E	185.78'
L4	S 80°02'24" E	18.33'
L5	S 77°43'34" E	1.05'
L6	S 20°46'02" E	74.12'
L7	S 20°41'41" W	95.05'
L8	S 20°43'00" W	54.50'
L9	S 23°03'52" W	32.30'
L10	S 33°11'48" E	152.44'
L11	S 67°06'32" W	42.25'
L12	N 06°30'28" W	299.33'
L13	S 03°24'32" W	21.16'
L14	S 50°33'34" E	9.36'
L15	N 17°23'34" E	2.84'
L16	N 01°11'02" W	14.07'

SAVESON ACRES
P.B. 16, P. 137
RESERVE "B"
ALBERT J. MICROBERTS III
DIANA J. MICROBERTS
O.R. 243, P. 106

THE COURTYARDS AT HAINES CREEK PHASE 2

3
3

NOTE "A": No determination has been made by the City of New Albany, Ohio as to whether the area proposed to be platted contains areas that could be classified as wetlands by the Army Corps of Engineers. It is the developer's responsibility to determine whether wetlands exist on the area hereby platted. The City of New Albany, Ohio approval of this plat of "The Courtyards at Haines Creek Phase 2" does not imply an approval of the site as it may pertain to wetlands.

NOTE "B": At the time of platting, the land being platted is The Courtyards at Haines Creek Phase 2 is in Zone N (area determined to be outside of the 0.2% annual chance floodplain), as said Zone is designated and delineated on the FEMA Flood Insurance Rate Map for Franklin County, Incorporated area map number 1994W0207K, with effective date of June 17, 2004.

NOTE "C": AGRICULTURAL RECOGNITION Owner, being the duly authorized representative of the developer dedicating the property described in this plat, hereby agrees to indemnify the City of New Albany, Ohio, and hold it harmless from, any agricultural recognition assessed or levied in the future against the property dedicated herein, which result from greater conversion of the property from agricultural use.

NOTE "D" - ACREAGE BREAKDOWN:

Total acreage	19.200 Ac.
Acreage in right-of-way	3.400 Ac.
Acreage in Reserves	5.955 Ac.
Acreage in remaining lots	9.755 Ac.

NOTE "E" - ACREAGE BREAKDOWN: The Courtyards at Haines Creek Phase 2 is composed of all of the following Franklin County Parcel Numbers:

222-0001158	11.553 Ac.
222-0001159	7.647 Ac.

NOTE "F" - DEPRECEATED DRIVEWAYS Depreciated driveways are hereby prohibited on all lots in The Courtyards at Haines Creek Phase 2. Nothing herein, however, shall prohibit the construction and use of a driveway alongside or to the rear of a residential structure if otherwise permitted by the City of New Albany.

NOTE "G": At the time of platting, electric, cable, and telephone service providers have not stated information required to that extent as to, in addition to those shown on this plat as deemed necessary by these providers for the installation and maintenance of all of their main line facilities could conveniently be shown on this plat. Existing recorded easement information about The Courtyards at Haines Creek Phase 2 or any part thereof can be acquired by a competent examination of the then current public records, including those in the Recorder's Office, Franklin County, Ohio.

NOTE "H" - RESERVES "C1" AND "P2": Reserves "C1" and "P2", as designated and delineated herein, shall be owned by the City of New Albany and maintained by an association composed of the owners of the fee simple titles to the lots in the The Courtyards at Haines Creek subdivide in perpetuity for the purpose of open space and/or stormwater retention.

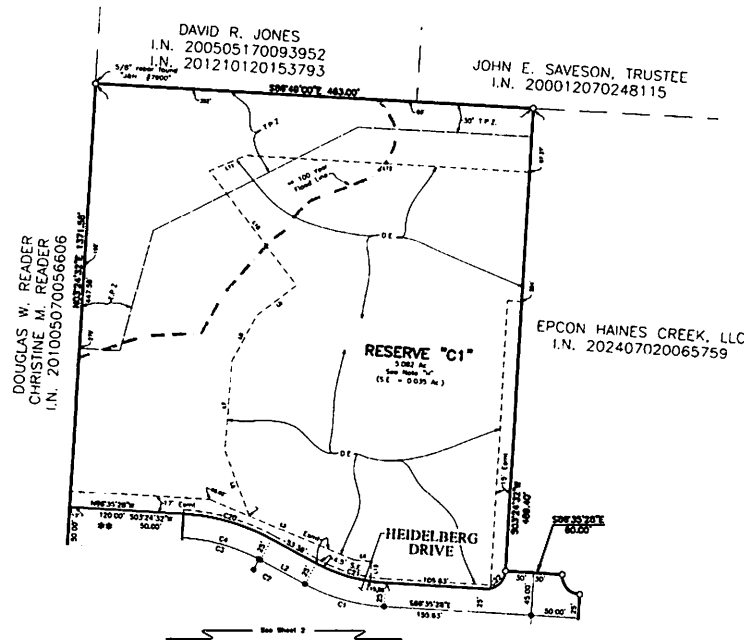
NOTE "I" - RESERVE "P1": Reserve "P1", as designated and delineated herein, shall be owned by the City of New Albany and maintained by an association composed of the owners of the fee simple titles to the lots in the The Courtyards at Haines Creek subdivide in perpetuity for the purpose of open space and/or stormwater retention. Trees as shown on the Final Development Plan within the reserve shall be preserved and subject to staff approval. Within the reserve, only the construction of paths, trails, walkways, underground utility lines and underground storm water management infrastructure shall be permitted. Healthy mature trees and understory vegetation shall be preserved within the reserve unless they conflict with the installation of permitted utility or storm water infrastructure. Trees and understory vegetation within the reserve may be trimmed, cut, or removed if they are diseased, dead, or of a noxious species or if they present a threat of danger to persons or property. When trees are removed from the reserve due to utility installation, reasonable efforts shall be made to plant new trees in areas within the reserve. Trees shall not be required to be planted in easements and/or locations that may harm the health of preserved trees or measurably encroach into the rear yard of lots.

NOTE "J" - RESERVE "K": Reserve "K", as designated and delineated herein, shall be owned by the City of New Albany and maintained by an association composed of the owners of the fee simple titles to the lots in the The Courtyards at Haines Creek subdivide in perpetuity with a public road is constructed and Reserve "K" is dedicated to the City as public right-of-way. The City of New Albany shall maintain the future street (area within the curb limits and including curbs). Areas outside the curb limits shall be maintained by an association composed of the owners of the fee simple titles to the lots in the The Courtyards at Haines Creek subdivide.

NOTE "K" - TREE PRESERVATION ZONES: "Tree Preservation Zones" shall apply (1) for a minimum distance of 100 feet from the right-of-way of Central College Road and Jug Street in Reserve "K", in areas to the south of the intersection of Jug Street and a new public street connecting it to the new subdivision, (2) within the southwest corner of the zoning district (3) covering the tree line along the north property line of Reserve "C", all as generally shown on the Final Development Plan, (Reserve "C1" and "P2" as shown on Final Development Plan) and (4) within a distance of 50 feet from the rear property line on any lot where a minimum rear yard setback of 50 feet is required, provided as to this subsection G trees shall be preserved in accordance with the recommendations of a certified arborist and subject to staff approval. Within these areas, only the construction of roads, paths, trails, walkways, underground utility lines and underground storm water management infrastructure shall be permitted. Healthy mature trees and understory vegetation shall be preserved within these areas unless they conflict with the installation of permitted utility or storm water infrastructure. Trees and understory vegetation within the tree preservation zones may be trimmed, cut, or removed if they are diseased, dead, or of a noxious species or if they present a threat of danger to persons or property. When trees are removed from the Tree Preservation Zones due to utility installation, reasonable efforts shall be made to plant new trees in areas within or outside of (but near to) the Tree Preservation Zones in order to provide buffering from adjacent parcels outside of the zoning district. The number, species, and locations of new trees shall be reviewed by the Planning Commission as part of a final development plan and confirmed with a landscape plan provided with final engineering. Trees shall not be required to be planted in easements and/or locations that may harm the health of preserved trees or measurably encroach into the rear yard of lots. The developer shall provide Tree Preservation Zones upon every other lot line. Design shall be subject to staff approval. Signs shall be installed by the developer prior to infrastructure acceptance by the city.

NOTE "L": No vehicular access to be in effect until such time as the public street right-of-way is extended and dedicated by plat or deed.

NOTE "M": The purpose of this plat is to show certain property rights of way and easement boundaries as of the time of platting. There are additional lot setbacks and restrictions in the city zoning regulations that are not reflected on this plat. The limitations and requirements may change from time to time and should be reviewed to determine the then current applicable use and development limitations of the zoning code as adopted by the government authority having jurisdiction. Note "M" should not be construed as creating plat or subdivision restrictions, private use restrictions, covenants running with the land or title encumbrances of any nature, except to the extent specifically identified as such.



Line Type Legend

---	Existing Property Line
---	Existing R/W Line
---	Existing R/W Centerline
---	Existing Easement Line
---	Subdivision Boundary Line
---	Lot Line
---	R/W Line
---	R/W Centerline
---	Easement Line
---	Tree Preservation Zone Line

Legend

B1	Building Footprint
E1	Easement
LC	Lot Centerline
100'	Tree Preservation Zone
See Note "K"	
⊙	Existing 15' Lot
⊙	P.B. 132, P. 601
⊙	Existing 15' Lot
⊙	P.B. 132, P. 601
⊙	Existing 15' Lot
⊙	P.B. 132, P. 601

** = RESERVE "K"
See Note "K"

LINE TABLE

LINE	BEARING	DISTANCE
L1	N22°44'47"E	12.61'
L2	S67°36'00"E	53.36'
L3	S67°16'17"E	182.78'
L4	S80°02'24"E	18.33'
L5	S72°43'50"E	16.07'
L6	S70°46'00"E	16.12'
L7	S50°41'17"E	95.05'
L8	S28°43'08"E	34.50'
L9	S37°03'55"E	52.30'
L10	S37°17'48"E	132.48'
L11	S67°06'37"E	42.35'
L12	N68°33'28"E	299.22'
L13	S67°24'37"E	21.18'
L14	S50°35'44"E	9.38'
L15	N17°33'34"E	2.84'
L16	N68°11'05"E	14.07'

CURVE TABLE

CURVE NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD DISTANCE
C1	24°59'27"	200.00'	87.23'	S 74°05'44" E	86.54'
C2	0°31'16"	200.00'	1.82'	S 81°51'33" E	1.82'
C3	34°26'11"	200.00'	85.92'	N 74°27'57" E	84.77'
C4	34°58'37"	200.00'	87.23'	N 74°05'44" E	86.54'
C5	8°32'36"	200.00'	29.82'	N 0°25'14" E	29.80'
C6	8°30'08"	225.00'	28.08'	N 0°20'28" E	28.04'
C7	90°00'00"	20.00'	31.42'	N 41°32'28" E	28.26'
C8	90°00'00"	20.00'	31.42'	N 48°24'32" E	28.26'
C9	22°30'58"	200.00'	76.01'	N 14°33'02" E	77.52'
C10	0°28'33"	225.00'	1.87'	N 86°21'05" E	1.87'
C11	1°34'05"	225.00'	54.58'	S 70°08'32" E	54.48'
C12	10°36'46"	225.00'	41.86'	S 86°34'25" E	41.82'
C13	109°33'50"	20.00'	36.86'	N 09°17'40" E	31.96'
C14	7°24'11"	175.00'	28.84'	S 0°20'51" E	28.81'
C15	90°00'00"	30.00'	31.42'	N 41°32'28" E	28.26'
C16	90°00'00"	30.00'	47.17'	N 41°32'28" E	42.43'
C17	179°13'11"	225.00'	54.42'	S 10°22'18" E	54.29'
C18	56°31'36"	20.00'	33.05'	N 29°56'48" E	29.38'
C19	8°18'53"	175.00'	28.50'	N 81°55'31" E	28.47'
C20	24°59'27"	225.00'	86.16'	N 74°05'44" E	87.36'
C21	24°59'27"	175.00'	76.35'	S 14°05'44" E	75.15'
C22	90°00'00"	20.00'	31.42'	N 48°24'32" E	28.26'
C23	90°00'00"	30.00'	31.42'	N 41°32'28" E	28.26'
C24	90°00'00"	30.00'	31.42'	N 48°24'32" E	28.26'
C25	90°00'00"	20.00'	31.42'	N 41°32'28" E	28.26'
C26	7°25'26"	180.00'	19.25'	N 07°25'55" E	19.23'



RESOLUTION R-38-2025

A RESOLUTION TO ESTABLISH A HEALTH BENEFITS SELF-INSURANCE PROGRAM FOR CITY OF NEW ALBANY EMPLOYEES AND ELECTED OFFICIALS AND AUTHORIZE THE CITY MANAGER TO EXECUTE ALL NECESSARY AND RELATED CONTRACTS FOR THIRD PARTY ADMINISTRATIVE SERVICES FOR HEALTH, PRESCRIPTION, ANCILLARY, STOP LOSS INSURANCE, AND WELLNESS PROGRAM BENEFITS EFFECTIVE JANUARY 1, 2026 AND TO WAIVE COMPETITIVE BIDDING

WHEREAS, the City of New Albany ("City") intends to contract with third-party administrators ("TPA") to provide health benefits, prescription benefits, ancillary, stop loss insurance, and wellness program benefits for its employees and elective officials; and,

WHEREAS, the city must waive competitive bidding to meet the contracting needs for its 2026 benefits plan year.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. Council authorizes the establishment of a self-insurance program and authorizes the city manager to sign all contracts necessary and related to providing health, prescription, ancillary, stop loss insurance, and wellness program benefits for its employees and elected officials.

Section 2. Council waives the requirement of competitive bidding to expedite the contracting process to meet the 2026 benefits plan year enrollment deadlines.

Section 3. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting and that all deliberations of this council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2025.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 10/09/2025

Introduced: 10/21/2025

Revised:

Adopted:

Effective:



RESOLUTION R-39-2025

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF NEW ALBANY ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS CAPITAL IMPROVEMENTS FUND FOR THE CC27X / CC28X, US 62/SR 605 BYPASS - MARKET STREET EXTENSION WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO

WHEREAS, the Ohio Public Works Commission (OPWC) administers financial assistance for roadway improvements; and

WHEREAS, the City of New Albany was successful in its efforts to obtain a grant and loan of Ohio Public Works Commission (OPWC) funds for the improvement of the US62/SR 605 Bypass – Market Street Extension; and

WHEREAS, the city was asked to commit to its acceptance of the OPWC grant and loan on August 20, 2019; and

WHEREAS, Internal Revenue Service tax regulations establish clear guidelines for disbursement of funds to local subdivisions for project costs already incurred and paid for by local subdivisions; and

WHEREAS, the city has or will directly pay construction-related project costs for this project; and

WHEREAS, the city may desire to seek reimbursement from OPWC funds for the agreed upon percentage of the project related engineering, inspection, and other construction project costs paid directly by the city, consistent with the terms of the OPWC Project Grant Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. The City of New Albany reasonably expects to receive a reimbursement for the Project named US 62/SR 605 Bypass - Market Street Extension as set forth in Appendix A of the Project Agreement, marked herein as Exhibit A, with the proceeds of bonds to be issued by the State of Ohio.

Section 2. The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the local subdivision is \$1,000,000.00.

Section 3. The fiscal officer of the City of New Albany is hereby directed to file a copy of this resolution with the City of New Albany Clerk of Council for the inspection and examination of all persons interested therein, and to deliver a copy of this resolution to the Ohio Public Works Commission.

Section 4. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting and that all deliberations of this council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2025.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 10/9/2025

Introduced: 10/21/2025

Revised:

Adopted:

Effective:

Appendix A

Project Completion Schedule, Administration Designation, Description

- 1) *Project Schedule.* Construction must begin within one year of 07/01/2020. Construction is scheduled to begin 03/31/2021 with completion by 11/26/2021. The Recipient may make a written request for an extension of the date to initiate construction, specifying the reasons for the delay and providing new construction start and completion dates. Requests may be approved by the Director providing that the Project can be completed within a reasonable time frame.
- 2) *Project Administration Designation.* The Project Administration Designation required by Section V.A. of this Agreement is designated by the Recipient as follows:

Joseph Stefanov, City Manager to act as the Project Chief Executive Officer;
Vicki McKinney, Acting Finance Director to act as the Project Chief Fiscal Officer;
and
Edward Ferris, Consulting Engineer to act as the Project Manager.

Bethany Staats
7-23-20
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- 3) *Project Location & Description.* The Project, for which the provision of financial assistance is the subject of this Agreement, is hereby described as follows:

Location: Beginning at the existing intersection of Market Street and Reynoldsburg New Albany Road, thence easterly and thence northerly 1,300 feet to the intersection of E. Dublin Granville Road and 3rd Street, thence 585 feet northerly along 3rd Street to its intersection with Main Street.

Description: 1. Roadway 150 ft. transition east on Market Street from Reynoldsburg New Albany Road to a new single lane approach roundabout, 500 feet transition north-south along Reynoldsburg New Albany Road, into 1,300 feet 2-lane with center median, to a two-way stop intersection at E. Dublin Granville Road; transition 300 feet east-west, with left turn lane additions (50 feet storage lane 12 feet wide and 125 foot diverging taper) on E. Dublin Granville Road; addition of an 11 foot lane, with 10 foot median, for a length of 585 feet on 3rd Street, to a new Y-intersection at Main Street, with a traffic signal, and 150 foot transitions each direction on Main Street with left-turn lane additions. 2. Waterline: 1,400 foot 12-inch waterline, and 4 fire hydrants 3. Stormwater: 100,000 cubic foot retention pond, 2-2.5 acres, and a 15 foot wide access road for maintenance. See engineer's estimate in project application for approved bid items and quantities.