

2021 MS4

MUNICIPAL COURT
HOLMES COUNTY, OHIO
RONDA P. STEIMEL, CLERK

**IN THE HOLMES COUNTY MUNICIPAL COURT
MILLERSBURG OHIO**

2021 FEB 25 AM 9:51

**IN THE MATTER OF ADOPTION OF)
LOCAL WAIVER SCHEDULE) JOURNAL ENTRY
) JUDGE ANDREW HYDE**

In accordance with, and under the authority of, Chapter 19 and Chapter 29 of the Ohio Revised Code, the Court hereby adopts the following Waiver schedule, effective March 01, 2021, a copy of which is attached hereto and made a part hereof:

1. Holmes County Municipal Court Waiver Schedule (as attached)
2. All other non moving waivable offenses shall have a waiver amount of \$105.00, which contains a fine amount of \$50.00 and costs of \$55.00.
3. All other waivable moving offenses shall have a waiver amount of \$134.00, which contains a fine amount of \$50.00 and costs of \$84.00.
4. All other criminal waivable offenses shall have a waiver amount of \$124.00, which contains a fine amount of \$50.00 and costs of \$74.00.

The Clerk is directed to publish this schedule in the Holmes County Municipal Court, on the Court's website, and to make copies available to all local Law Enforcement agencies.

IT IS SO ORDERED.



Judge Andrew Hyde

Assured Clear Distance	4511.21 A / 333.03A	\$50 / \$84 3rd Speed in 1 year Required App
Speed Unreasonable for Conditions	4511.21 / 333.03	
Speed (no posting req'd)	4511.21 / 333.03	1st Speed \$3.00 Per Mile / 2nd Speed \$5.00 Per Mile / 3rd Speed in 1 year Must Appear
Street Racing	4511.251 A / 333.08 M1	1st Speed \$3.00 Per Mile / 2nd Speed \$5.00 Per Mile / 3rd Speed in 1 year Must Appear Required Must Appear
Reckless Driving - Street or Highway	4511.20 A	\$50 / \$84
Reckless Driving - Public / Private Property	4511.201 A	\$50 / \$84
Reasonable Control	4511.202 A / 331.34A	\$50 / \$84
At Intersections	4511.41 A / 331.16	\$50 / \$84
When Turning Left	4511.42 A / 331.17	\$50 / \$84
Stop Signs / Stop Line / Cross Walk	4511.43 A / 331.19	\$50 / \$84
Yield Sign	4511.43 B / 331.18	\$50 / \$84
Stop Before Entering Sidewalk/Roadway	4511.431 A / 331.23	\$50 / \$84
Stop Sign on Private Residential Road (20 or more dwelling units)	4511.432 A / 313.07	\$50 / \$84
Yield From Private Drive	4511.44 A / 331.22	\$50 / \$84
Pedestrian on Sidewalk	4511.441 A	\$50 / \$84
Funeral Procession	4511.451 B / 331.24	\$50 / \$84
Use Device to Affect Traffic Control Signal	4511.031A2 M1	Required Must Appear
Possess Device to Affect Traffic Control	4511.031 A1 M4	Required Must Appear
Disobey Traffic Control Devices	4511.12 A / 313.09	\$50 / \$84
Fail to Stop at Non-Working Device	4511.132 A1 / 313.09	\$50 / \$84
Place/Display Unauthorized Signs/Signals	4511.16 A / 313.07	\$50 / \$84
Tampering Traffic Control Devices (if resulted in physical harm = M1)	4511.17 A / 313.08A1 M1	Required Must Appear
Drive Over Protected Undried Markings	4511.17 A2 / 313.08A2	\$50 / \$84
Manhole Cover, Tampering With (if resulted in physical harm = M1)	4511.17 B / 313.08A1 M1	Required Must Appear
Possess or Sale of Traffic Control Device	4511.18 B / 313.10B M1	Required Must Appear
Left of Center	4511.25 A / 331.01A	\$50 / \$84
Slow Vehicle to Move to Right Lane	4511.25 B / 331.01B	\$50 / \$84
Stay on Right Half of 2 Lane Road	4511.26 A / 331.02	\$50 / \$84
Overtaking and Passing Rules	4511.27 / 331.03	\$50 / \$84
Overtaking / Passing on the Right	4511.28 B / 331.04	\$50 / \$84
Passing Left of Center Unsafely	4511.29 A / 331.05	\$50 / \$84
Left of Center Prohibited....		\$50 / \$84
.... Approaching traffic	4511.30 A1 / 331.06A1	\$50 / \$84
.... 100' of bridge, viaduct, tunnel	4511.30 A2 / 331.06A2	\$50 / \$84
.... 100' of intersection	4511.30 A3 / 331.06A3	\$50 / \$84
No Passing Zone / Double Yellow Line	4511.31 A / 331.07	\$50 / \$84
One-Way Roads	4511.32 A / 331.30	\$50 / \$84
Failure to Drive in Marked Lanes	4511.33 A1 / 331.08A1	\$50 / \$84
Drive in Center Turn Lane w/o Passing	4511.33 A2 / 331.08A2	\$50 / \$84
Following too Closely	4511.34 A / 331.09	\$50 / \$84
Dive Through Median	4511.35 A / 331.31	\$50 / \$84
Turning Right into Right Lane	4511.36 A1 / 331.10A1	\$50 / \$84
Turning Left into Left Lane	4511.36 A2 / 331.10A2	\$50 / \$84
Turning Left onto One-Way Road	4511.36 A3 / 331.10A3	\$50 / \$84
Turning In Roadway (U-Turn)	4511.37 A / 331.12	\$50 / \$84
Starting & Backing of Vehicle Unsafely	4511.38 A / 331.13	\$50 / \$84
Backing of Vehicle on Highway	4511.38 A / 331.13	\$50 / \$84
Signal to Stop / Turn	4511.39 A / 331.14	\$50 / \$84
Passing Vehicle Stopped at Crosswalk	4511.46 D	\$50 / \$84
Towing Vehicles Improperly	4513.32	\$50 / \$84
Horse Vehicle/Rider - Slow/Stop Required	4549.01	\$50 / \$84
Hidden Compartments (F4)	2923.241	Required Must Appear
Driving While Texting *	4511.204 A / 331.11	\$50 / \$84
Occupy Moving Trailer / Home (not truck)	4511.701 A / 331.35	\$50 / \$84
Driving Upon Closed Roadway	4511.71 A / 331.26	\$50 / \$84
Littering	4511.82 A / 331.42A	\$100 / \$84
Allow Littering	4511.82 B / 331.42B	\$50 / \$84
Earphones or Earplugs on Operator	4511.84 A / 331.43	\$50 / \$84

UM M4 M3 M1 * Secondary Violation only

Stopping for School Bus	4511.75 A / 331.38	Required Must Appear
Registration Required for ALL Use Off Property Owned by Operator	4519.02 A	\$50 / \$84
Equipment Required		
.... One Headlight	4519.20 A1	\$50 / \$84
.... One Red Tail Light	4519.20 A2	\$50 / \$84

.... Adequate Brakes	4519.20 A3	\$50 / \$84
.... Muffler (no excess, smoke/noise)	4519.20 A4	\$50 / \$84
Prohibited Operation		
....On any state highway	4519.40 A1	\$50 / \$84
.... On any Private Property or in any nursery or planting area	4519.40 A2	\$50 / \$84
.... On any State land or waters	4519.40 A3	\$50 / \$84
.... On tracks of any operating railroad	4519.40 A4	\$50 / \$84
.... While transporting any loaded & Securely encased firearm, bow or other hunting weapon	4519.40 A5	\$50 / \$84
.... To chase, pursue, capture or kill an animal		
During sunset to sunrise	4519.40 A6	\$50 / \$84
Crossing Roadways/ Riding on Berm or Along Side of Street	4519.41	\$50 / \$84
OL Required for Operation	4519.44 A	Mandatory Appearance Required
Adult Required for < 16 yoa Operation	4519.44 B	Mandatory Appearance Required

Parking on Traveled Roadway (roadway < 28 feet)	4511.66 A	\$50 / \$55
Parking Prohibitions		
.... On sidewalk (except bicycle)	4511.68	\$50 / \$55
.... In front of driveway	4511.68 A1	\$50 / \$55
.... Within an Intersection	4511.68 A2	\$50 / \$55
.... Within 10 ft. of a fire hydrant	4511.68 A3	\$50 / \$55
.... On a crosswalk	4511.68 A4	\$50 / \$55
.... Within 20 ft. of a crosswalk at an Intersection	4511.68 A5	\$50 / \$55
.... Within 30 ft. of any stop sign or traffic control device	4511.68 A6	\$50 / \$55
.... Within 50 ft. of railroad	4511.68 A7	\$50 / \$55
.... Within 20 ft. of any fire station	4511.68 A8	\$50 / \$55
.... Roadway, bridge or tunnel	4511.68 A9	\$50 / \$55
.... Roadway, bridge or tunnel	4511.68 A13	\$50 / \$55
Parked Facing Opposite Direction	4511.69 C1	\$50 / \$55
Unsafe Vehicle / Cracked Windshield		
Vehicle Body or Chassis Touch Ground	4513.02 A / 337.01	\$50 / \$55
Disconnect any Part of Suspension System	4513.021 D	\$50 / \$55
No Bumper (OAC 4501-43-04) typically 22"	4513.021 D	\$50 / \$55
Lighted Lights Required (sunset - sunrise)	4513.021 C	\$50 / \$55
Lighted Light Required (Insufficient natural light)	4513.03 A1 / 337.02A1	\$50 / \$55
Lighted Lights Required (windshield wipers on)*	4513.03 A2 / 337.02A2	\$50 / \$55
Both Headlights Required to be on (one headlight out)	4513.03 A3 / 337.02A3	\$50 / \$55
Headlights not Bright Enough	4513.14 A / 337.13A	\$50 / \$55
High Beams	4513.15 A / 337.14	\$50 / \$55
Two Headlights Required (equipment) (1 for motorcycle)	4513.15 A1 / 337.14	\$50 / \$55
Tail Lights (one) / Plate Lights (white - 50')	4513.04 A / 337.03A	\$50 / \$55
Two Reflectors on Trailer	4513.05 A / 337.04A	\$50 / \$55
Two Brake Lights Required	4513.06 A / 337.05A	\$50 / \$55
Red Light / Flag Required (> 4' overhang)	4513.071 A	\$50 / \$55
Spot Light Used (approaching within 100')	4513.09 A / 337.08A	\$50 / \$55
Back-up Lights	4513.12 A / 337.11	\$50 / \$55
White Lights to the Rear when Vehicle is in Forward Motion	4513.13 A / 337.12	\$50 / \$55
Low Intensity Lights on at > 20 MPH	4513.13 A / 337.12	\$50 / \$55
Maximum Number of Headlights (5)	4513.16 A / 337.15	\$50 / \$55
Maximum Number of Headlights (5)	4513.17 A / 337.6	\$50 / \$55
UM M4 M1		* Secondary Violation only
Flashing Lights Prohibited - Amber Only	4513.17 C1 / 337.16C1	\$50 / \$55
Focus and Aim of Headlights	4513.19 A / 337.17	\$50 / \$55
Horns, Warning Devices	4513.21 A / 337.19	\$50 / \$55
Muffler: Excessive Smoke, Gas, (or unusual) Noise	4513.22 A / 337.02	\$50 / \$55
Rearview Mirror Required	4513.23 A / 337.21	\$50 / \$55
Windshield Required	4513.24 A / 337.22A	\$50 / \$55
Conceal VIN Number	4513.24 B / 337.22B	\$50 / \$55
Windshield Wipers Required	4513.24 C / 337.22C	\$50 / \$55
Driver View Obstructed (excludes MFG) OAC 4501-41-03		
.... By other passengers	4511.70 A	\$50 / \$55
.... Unclear/obstructed front/side view (rear obstruction ok with side view mirrors)	4513.23 A	\$50 / \$55

.... By nontransparent material on any window (except 4x6 sticker on front window)	4513.24 B1		\$50 / \$55	
View Inside Obstructed (excludes MFG) -			\$50 / \$55	
....window tint violation	4513.241 C / 337.28C		\$50 / \$55	
Decal on Side Window or Sliding	4513.242		\$50 / \$55	
Turn Signals Required	4513.261 A1 / 337.30		\$50 / \$55	
Insecure Load	4513.31 A /339.08		\$50 / \$55	
NON MOVING				
Child Restraint Required				
.... < 4 years & 40 lbs.	4511.81 A / 337.26A		\$50 / \$55 - Second Offence or more Must Appear	
.... < 8 years & 4' 9" tall (booster) *	4511.81 C / 337.26C		\$50 / \$55 - Second Offence or more Must Appear	
.... Between 8 - 15 years of age *	4511.81 D / 337.26D		\$50 / \$55 - Second Offence or more Must Appear	
Seat Belt Required (Driver) *	4513.263 B1 / 337.27B1		\$30 / \$55	
Seat Belt Required (Passenger) *	4513.263 B3 / 337.27B3		\$25 / \$55	
Possess more than one valid license	4507.02 A2 / 335.02A2	UM	Required Must Appear	
Possess suspended or fictitious ID	4507.30 A / 335.04A1		Required Must Appear	
Lend license to another	4507.30 B / 335.04A2		Required Must Appear	
Display Identification of another	4507.30 C / 335.04A3		Required Must Appear	
Permitting a minor to operate a vehicle with out an OL	4507.31 A		Required Must Appear	
Failure to display license	4507.35 A / 335.06A	UM	Required Must Appear	
Failure to disclose personal information	2921.29	M4	Required Must Appear	
No operators license	4510.12 A1 / 335.01A1	UM	Required Must Appear	
Expired license	4510.12 C2 / 335.01C2	MM	\$ 50 / \$84	*3rd or more In 3 years M1
No motorcycle endorsement	4510.12 A2 / 335.01A2	UM	Required Must Appear	
Operate CMV with a suspended, revoked, canceled or disqualified license	4506.15 A9	M1	Required Must Appear	
DUS (12 Point)	4510.037 J	M1	Required Must Appear	
DUS (Court)	4510.11 A	M1	Required Must Appear	
License restriction violation	4510.11 B	M1	Required Must Appear	
DUS (Unpaid Fines)	4510.111 A	UM	Required Must Appear	*3rd or more In 3 years M-4 as per 4510.16D2
DUS (Child Support)	4510.111 B	UM	Required Must Appear	*3rd or more In 3 years M-4 as per 4510.16D2
DUS (OVI)	4510.14 A	M1	Required Must Appear	
DUS (FRA & Random verification)	4510.16 A	UM	Required Must Appear	*3rd or more In 3 years M-4 as per 4510.16D2
DUS (Unpaid Civil Judgement)	4510.16 B	UM	Required Must Appear	*3rd or more In 3 years M-4 as per 4510.16D2
DUS (Reinstatement Fees)	4510.21 A	UM	Required Must Appear	*3rd or more In three years: 4510.21(A) M1 as per 4510.21(C)(2). * This must be written on the citation*
Permitting Minor to Operate Vehicle W/O valid OL	4507.31 A	M1	Required Must Appear	
FRA Suspended Operator	4511.203	UM	Required Must Appear	
Unlicensed Operator	4511.203 A1	UM	Required Must Appear	
Suspended Operator	4511.203 A2	UM	Required Must Appear	
OVI Suspended Operator	4511.203 A4	M1	Required Must Appear	
Helmet Required	4511.53 C1		\$50 / \$84	
Daytime Only	4511.53 C2a		\$50 / \$84	
No Passengers Allowed	4511.53 C2b		\$50 / \$84	
Helmet(s) Required	4511.53 B		\$50 / \$84	

UM M4 M3 M1 * Secondary Violation only

15 1/2 - < 16 YOA: Permit & ID card req'd to be in immediate possession*	4507.05 A1a	Required Must Appear
15 1/2 - < 16 YOA: Instructor or sober Ohio licensed parent in front seat*	4507.05 A1b	Required Must Appear
15 1/2 - < 16 YOA: Total occupants cannot exceed # of seat belts*	4507.05 A1c	Required Must Appear
> 16 YOA: Permit & ID card required to be in immediate possession*	4507.05 A2a	Required Must Appear
> 16 YOA: At least 21 YOA sober Ohio licensee in front seat*	4507.05 A2b	Required Must Appear
Under 18 YOA between 12a - 6a without a soberlicensed parent*	4507.05 F2	Required Must Appear
< 17 YOA operating vehicle between 12a - 6a without their legal parent*	4507.071 B1a	Required Must Appear
> 17 - < 18 YOA operating vehicle between 1a - 5a without their legal parent*	4507.071 B1b	Required Must Appear
< 17 YOA with more than one non-family member in a vehicle unless with their parent, guardian or custodian*	4507.071 B4	Required Must Appear

Permitting Minor to Operate Vehicle with out OL	4503.10 A	Required Must Appear
FRA Suspended Operator	4511.203	Required Must Appear
Unlicensed Operator	4511.203 A1	Required Must Appear
Suspended Operator	4511.203 A2	Required Must Appear
OVI Suspended Operator	4511.203 A4	Required Must Appear
Expired Registration	4503.11 / 335.10	\$50 / \$84
Plate to Transfer	4503.12 / 335.11	\$50 / \$55
Two Plates Required	4503.21 A / 335.09	\$50 / \$55
Registration Sticker Required	4503.21 A / 335.09	\$50 / \$55
No County Sticker	4503.21 A / 335.09	\$50 / \$55
License plate in Window (except temp tag)	4503.21 A / 335.09	\$50 / \$55
Fictitious License Plate	4549.08 A1	Required Must Appear
License Plate to Another Vehicle	4549.08 A3	Required Must Appear
Operating with Plates of Prior Owner	4549.11 A	\$50 / \$84

UM M4

M1

* Secondary Violation only

NEW ALLOWABLE WAIVERS		
Disorderly Conduct	2917.11	\$50 / \$74
Open Container in public	4301.62B3	\$50 / \$74
Open Container in a Motor Vehicle	4301.62B4	\$80 / \$74
	4301.62B5	\$50 / \$74
Drug Paraphernalia (Marijuana)	2925.141	\$75 / \$74
Drug Paraphernalia (Marijuana) if Officer believes used while operating a motor vehicle	2925.141	MUST APPEAR
Possession of Marijuana	2925.11C3	\$75 / \$74
Possession of Marijuana if Officer believes used while operating a motor vehicle	2925.11C3	MUST APPEAR
Intoxicated Pedestrian	4511.481	\$100 / \$84
Handicap Parking	4511.69F	\$350 / \$84