

ORDINANCE 791-05-2021

AN ORDINANCE AMENDING SECTIONS 351.11, 351.12 AND 351.13 OF THE VILLAGE CODIFIED ORDINANCES GOVERNING PARKING IN THE RIGHT OF WAY AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Roaming Shores has determined the necessity of amending its parking ordinance in the right of way to better protect the public safety.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Roaming Shores, Ohio:

SECTION 1. Section 351.10 is amended to read as follows:

- 1) No person shall park a motor vehicle on any road accessible to the public that extends more than two (2) feet onto the paved roadway except as follows:
 - a) Landscape and construction vehicles may park on any road accessible to the public provided that they place at least one reflective cone or an ODOT approved sign at the front of the vehicle and one in the back.
 - b) In addition, any vehicle parked or being operated in a work zone at least 100 foot long shall have at least one flagger
 - c) The Council further authorizes the Village Police Chief with the advice and consent of the Mayor to establish and mark "NO PARKING" areas on roadways with limited visibility or restricted berms, provided that the Mayor shall advise Council in writing of his/her intent to do so at least thirty days prior to designating such areas.
- 2) This section does not apply to the driver of any vehicle which is disabled while on the paved or improved or main traveled portion of a street or highway in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the disabled vehicle in such position.
- 3) No person shall park a motor vehicle in front of a public or private driveway, or within ten (10) feet of a fire hydrant, or within thirty feet of a stop sign, flashing beacon or other traffic control device.
- 4) Whenever any police officer finds a vehicle parked in a public or private street, such officer may move such vehicle or require the driver or other person in charge of the vehicle to move such vehicle.
- 5) Whoever violates this section is guilty of a minor misdemeanor..

(a) ;

SECTION 2. Section 351.12 of the Village Codified Ordinances is deleted.

SECTION 3. Section 351.13 is amended to read as follows:

351.13 PARKING ON POSTED PRIVATE PROPERTY.

- (a) If an owner of private property posts on their property, in a conspicuous manner, any restriction or prohibition against parking on such property no person shall do either of the following:
- 1) Park a vehicle on such property without the owner's consent;
 - 2) Park a vehicle on such property in violation of any restriction or prohibition posted by the owner.
- (b) Whoever violates this section is guilty of a minor misdemeanor.

SECTION 4. That it is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 5. This ordinance is deemed an emergency for the health, safety and welfare of the Village as it will promote safety and reduce risks to motorists by providing safer roadways, and shall, therefore, take effect immediately upon passage.

PASSED this _____ day of _____, 2021

Jennie D'Amicone, Mayor

ATTEST:

Leeann Mosses, Clerk/Treasurer

Kyle B. Smith, Solicitor