

ORDINANCE NO. 21-009

AN ORDINANCE TO AMEND SECTION 351.14 OF THE CODIFIED ORDINANCES, PARKING LIMITATIONS

WHEREAS, the City of Canal Winchester is a home rule municipality organized under the constitution of the State of Ohio and the charter of the City of Canal Winchester; and

WHEREAS, the City of Canal Winchester has power to enact laws for the general health, safety, and welfare within the City; and

WHEREAS, the City maintains public rights of way within the City; and

WHEREAS, the City has determined that storage of trailers and other non-motor vehicles within the City's public rights of way has negative impacts on community aesthetics and availability of parking for the motoring public, and therefore desires to prohibit such storage;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, OHIO:

Section 1. That Section 351.14 of the Codified Ordinances of the City of Canal Winchester shall be amended as set forth in Exhibit A, attached hereto and incorporated herein.

Section 2. That this Ordinance shall take effect at the earliest date allowed by law.

DATE PASSED 3/15/21

ATTEST Amanda M Jackson
CLERK OF COUNCIL

Michael G. Tucker
PRESIDENT OF COUNCIL

Michael East
MAYOR

DATE APPROVED 3-16-21

APPROVED AS TO FORM:

John M. Bopp
LAW DIRECTOR

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

Amanda M Jackson
CLERK OF COUNCIL

EXHIBIT A

351.14 PARKING LIMITATIONS.

The provisions of parking space, either open or enclosed, for the parking or storage of shall be subject to the following:

(a) **Parking of Recreational Equipment.** The parking of recreational equipment, including but not limited to travel trailers, motor homes, pickup campers, folding tent trailers, boat or boat trailers, and other similar recreational equipment, shall not be permitted on any public street within Canal Winchester, other than for the purpose of loading or unloading. When parked in on a public street for the purpose of loading or unloading, travel trailers, motor homes, boats or boat trailers, and other recreational vehicles shall not exceed a loading or unloading time of 72 consecutive hours.

(b) **Parking of Commercial Vehicles.**

(1) For purposes of this subsection, "commercial vehicle" means any motor vehicle or trailer that is registered with the Ohio Bureau of Motor Vehicles as a commercial motor vehicles or a commercial trailer pursuant to Chapter 4503 of the Ohio Revised Code.

(2) **Parking.** "Parking", "parked" or "park" means the stopping or standing of vehicles whether or not occupied, other than temporarily for the purpose of and while actively engaged in loading or unloading merchandise or passengers, or in connection with the construction, repair or other services being performed during the actual parking time.

(3) With the exception of the vehicles listed below, no commercial vehicle shall be parked on any public street within Canal Winchester. The following commercial vehicles may be parked on a public street:

A. Vehicles associated with a legally established home occupation;

B. Vehicles with a GVWR (Gross Vehicle Weight Rating) less than ten thousand pounds (10,000 lbs);

C. Any vehicle required to respond on an emergency basis for the public health, safety and welfare, and which has received a certificate of exemption from the Director of Public Service.

(c) Parking of Trailers and Non-Motor Vehicles Generally. The parking of trailers and other non-motor vehicles, not provided for in divisions (a) or (b) of this Section, on public streets or public rights-of-way shall be prohibited.

(d) To eliminate congestion on public ways, and to provide for the safety of passengers in motor vehicles and pedestrians, the Director of Public Service for the City of Canal Winchester is hereby authorized to make and issues rules and regulations in accordance concerning:

- (1) The number, type, and location of traffic control devices and signs;
- (2) The regulation or prohibition of parking on public ways or public property;
- (3) The regulation of the right-of-way at intersections of streets, alleys, and highways;
- (4) The regulation or prohibition of turns at intersections;
- (5) The creation, abolition, and regulation of through routes and truck routes;
- (6) The creation, abolition, and regulation of pedestrian crosswalk and safety zones;
- (7) The creation, abolition, and regulation of bus loading and unloading zones and business loading zones;
- (8) The creation, abolition, and regulation of traffic lanes, and passing zones;