

TITLE SEVEN - Parking
Chap. 351. Parking Generally.

CHAPTER 351
Parking Generally

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CROSS REFERENCES

See sectional histories for similar State law

Police may remove ignition key from unattended vehicle - see TRAF. 303.03

Willfully leaving vehicles on private or public property - see TRAF. 303.09, 303.10

Parking near stopped fire apparatus - see TRAF. 331.27

Lights on parked or stopped vehicles - see TRAF. 337.09

351.01 POLICE MAY REMOVE UNATTENDED VEHICLE WHICH OBSTRUCTS TRAFFIC.

Whenever any police officer finds a vehicle unattended upon any street, bridge or causeway, or in any tunnel, where such vehicle constitutes an obstruction to traffic, such officer may provide for the removal of such vehicle to the nearest garage or other place of safety. (ORC 4511.67.)

351.02 REGISTERED OWNER PRIMA-FACIE LIABLE FOR UNLAWFUL PARKING.

In any hearing on a charge of illegally parking a motor vehicle, testimony that a vehicle bearing a certain license plate was found unlawfully parked as prohibited by the provisions of this Traffic Code, and further testimony that the record of the Ohio Registrar of Motor Vehicles shows that the license plate was issued to the defendant, shall be prima-facie evidence that the vehicle which was unlawfully parked, was so parked by the defendant. A certified registration copy, showing such fact, from the Registrar shall be proof of such ownership.

351.03 PROHIBITED STANDING OR PARKING PLACES.

No person shall stand or park a vehicle, except when necessary to avoid conflict with other traffic or to comply with the provisions of this Traffic Code, or while obeying the directions of a police officer or a traffic control device, in any of the following places:

- (a) On a sidewalk, curb or street lawn area, except a bicycle;
 - (b) In front of a public or private driveway;
 - (c) Within an intersection;
 - (d) Within ten (10) feet of a fire hydrant;
 - (e) On a crosswalk;
 - (f) Within twenty (20) feet of a crosswalk at an intersection;
 - (g) Within thirty (30) feet of, and upon the approach to, any flashing beacon, stop sign or traffic control device;
 - (h) Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the end of a safety zone, unless a different length is indicated by a traffic control device;
 - (i) Within fifty (50) feet of the nearest rail of a railroad crossing;
 - (j) Within twenty (20) feet of a driveway entrance to any fire station and, on the side of the street opposite the entrance to any fire station, within seventy-five (75) feet of the entrance when it is properly posted with signs;
 - (k) Alongside or opposite any street excavation or obstruction when such standing or parking would obstruct traffic;
 - (l) Alongside any vehicle stopped or parked at the edge or curb of a street;
 - (m) Upon any bridge or other elevated structure upon a street, or within a street tunnel;
 - (n) At any place where signs prohibit stopping, standing or parking, or where the curbing or street is painted yellow, or at any place in excess of the maximum time limited by signs;
 - (o) Within one (1) foot of another parked vehicle;
 - (p) On the roadway portion of a freeway, expressway or thruway.
- (ORC 4511.68.)

351.04 MANNER OF PARALLEL PARKING.

(a) Every vehicle stopped or parked upon a roadway where there is an adjacent curb shall be stopped or parked with the curb side wheels of such vehicle parallel with and not more than twelve (12) inches from the curb, unless it is impossible to approach so close to the curb; in such case the stop shall be as close to the curb as possible and only for the time necessary to discharge and receive passengers or to load or unload merchandise.

(b) This Subsection does not apply to streets or parts thereof where angle parking is lawfully permitted. However, no angle parking shall be permitted on a State route unless an unoccupied roadway width of not less than twenty-five (25) feet is available for free-moving traffic.

(c) No vehicle shall be stopped or parked on a road or street with the vehicle facing in a direction other than the direction of travel on that side of the road or street.

(d) Notwithstanding any provision of this Code or any rule, air compressors, tractors, trucks and other equipment, while being used in the construction, reconstruction, installation, repair or removal of facilities near, on, over or under a street, may stop, stand or park where necessary in order to perform such work, provided a flagman is on duty, or warning signs or lights are displayed as may be prescribed by the Ohio Director of Transportation.

(e) Special parking locations and privileges for the handicapped shall be provided and designated by the Municipality and all agencies and instrumentalities thereof at all offices and facilities, where parking is provided, whether owned, rented or leased, and at all publicly owned parking garages. Such locations shall be reasonably close to exits, entrances, elevators and ramps.

(f) No person who is not handicapped or operating a motor vehicle to transport a handicapped person shall stop, stand or park any motor vehicle at special parking locations provided for the handicapped under this Section.

(g) When a motor vehicle bearing the special handicapped license plate or special parking cards as provided in the Ohio R.C. 4503.105 is being operated by or for the transport of a handicapped person, the motor vehicle shall be permitted to park for a period of two (2) hours in excess of the legal parking period permitted by ordinances or regulations, except where such ordinances or regulations specifically provide otherwise or where the vehicle is parked in such a manner as to be clearly a traffic hazard.

(h) As used in this Section, "handicapped" means having lost the use of one or both legs, one or both arms, or any combination thereof, or being blind or deaf or so severely disabled as to be unable to move about without the aid of crutches or a wheelchair.

(ORC 4511.69 and ORC 4503.33)

351.05 MANNER OF ANGLE PARKING.

Upon streets where angle parking is permitted, no person shall stop, stand or park a vehicle other than at the angle to the curb or edge of the roadway as is indicated by appropriate signs or markings.

351.06 SELLING, WASHING OR REPAIRING VEHICLE UPON ROADWAY.

No person shall stop, stand or park a vehicle upon any roadway for the principal purpose of:

- (a) Displaying such vehicle for sale;
- (b) Washing, greasing or repairing such vehicle except repairs necessitated by an emergency.

351.07 UNATTENDED VEHICLE; DUTY TO STOP ENGINE, REMOVE KEY, SET BRAKE AND TURN WHEELS.

No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition, effectively setting the parking brake, and, when the motor vehicle is standing upon any grade, turning the front wheels to the curb or side of the highway.

The requirements of this Section relating to the stopping of the engine, locking of the ignition and removing the key from the ignition of a motor vehicle shall not apply to an emergency vehicle or a public safety vehicle. (ORC 4511.661.)

351.08 OPENING VEHICLE DOOR ON TRAFFIC SIDE.

No person shall open the door of a vehicle on the side available to moving traffic unless and until it is reasonably safe to do so, and can be done without interfering with the movement of other traffic, nor shall any person leave a door open on the side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.

(ORC 4511.70(C).)

351.09 TRUCK LOADING ZONES.

No person shall stop, stand or park a vehicle for any purpose or length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a truck loading zone during hours when the provisions applicable to such zones are in effect. In no case shall the stop for loading and unloading of materials exceed thirty (30) minutes.

351.10 BUS STOPS AND TAXICAB STANDS.

(a) No person shall stop, stand or park a vehicle other than a bus in a bus stop, or other than a taxicab in a taxicab stand when any such stop or stand has been officially designated and appropriately posted, except that the driver of a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any bus or taxicab waiting to enter or about to enter such zone, and then only for a period not to exceed three (3) minutes, if such stopping is not prohibited therein by posted signs.

(b) The operator of a bus shall not stop, stand or park such vehicle upon any street at any place for the purpose of loading or unloading passengers or their baggage other than at a bus stop so designated and posted as such, except in case of an emergency.

(c) The operator of a bus shall enter a bus stop on a public street in such a manner that the bus when stopped to load or unload passengers or baggage shall be in a position with the right front wheel of such vehicle not further than eighteen (18) inches from the curb and the bus approximately parallel to the curb so as not to unduly impede the movement of other vehicular traffic.

(d) The operator of a taxicab shall not stand or park such vehicle upon any street at any place other than in a taxicab stand so designated and posted as such. This provision shall not prevent the operator of a taxicab from temporarily stopping in accordance with other stopping or parking provisions at any place for the purpose of and while actually engaged in the expeditious loading or unloading of passengers.

351.11 PARKING IN ALLEYS AND NARROW STREETS; EXCEPTIONS.

No person shall stop, stand or park any vehicle upon a street, other than an alley, in such a manner or under such conditions as to leave available less than ten (10) feet of the width of the roadway for free movement of vehicular traffic, except that a driver may stop temporarily during the actual loading or unloading of passengers or when directed to by a police officer or traffic control signal.

Except as otherwise provided by law, no person shall stop, stand or park a vehicle within an alley except while actually loading and unloading, and then only for a period not to exceed thirty (30) minutes.

351.12 PROHIBITION AGAINST PARKING ON STREETS OR HIGHWAYS.

Upon any street or highway outside a business or residence district, no person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the paved or main traveled part of the street or highway if it is practicable to stop, park or so leave such vehicle off the paved or main traveled part of such street or highway. In every event, a clear and unobstructed portion of the street or highway opposite such standing vehicle shall be left for the free passage of other vehicles, and a clear view of such stopped vehicle shall be available from a distance of two hundred (200) feet in each direction upon such street or highway.

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. (ORC 4511.66.)

351.13 PARKING IN TOW-AWAY ZONES.

No person shall stand or park a vehicle, except when necessary to avoid conflict with other traffic or to comply with the provisions of this Code, or while obeying the directions of a police officer or a traffic control device, in any area which has been lawfully designated by the proper posting of signs as a tow-away area. (Ord. 39-63. Passed 3-11-63.)

351.14 PARKING IN POSTED FIRE LANE AREAS.

No person shall stand or park a vehicle, except when necessary to avoid conflict with other traffic or to comply with the provisions of this Code, or while obeying the directions of a police officer, in any area, alleyway or private driveway which has been lawfully designated by the proper posting of signs as a fire lane area. (Ord. 43-64. Passed 3-9-64.)

351.15 ALL-NIGHT PARKING PROHIBITED.

No person shall stand or park a vehicle on any public street or alley within the City at any time between the hours of 2:00 a.m. and 6:00 a.m., except while discharging passengers or in compliance with the directions of a police officer or traffic control device. Each day in which such violation continues shall constitute a separate offense. (Ord. 38-09. Passed 6-8-09.)

351.16 PARKING WITHIN MARKED LINES OF PARKING SPACE.

No person shall park a vehicle in a parking space in such a way that the vehicle shall not be entirely within the limits of the space so designated by marked lines on the surface of the street. (Ord. 21-75. Passed 3-10-75.)

351.17 BACKING OF ANGLE-PARKED VEHICLE.

No person shall back a vehicle from any angle parking space in such a manner so as to back over the center or center line of the roadway, nor after completion of backing, proceed in any other direction other than the direction of travel on that side of the roadway where the backing vehicle was angle-parked.

(Ord. 21-75. Passed 3-10-75.)

351.18 ABANDONING VEHICLE.

No person shall leave an unoccupied motor vehicle on the land or premises of another except with the consent and knowledge of the owner or occupant, or his agent or servant.

(Ord. 30-74. Passed 4-1-74.)

351.19 PARKING PLACES FOR HANDICAPPED.

Both public and private property owners shall, pursuant to Federal and State law, provide and designate special parking locations for the handicapped. No person shall park a motor vehicle in such a special location unless it is being operated by or for a handicapped person, so defined by State law, and is either displaying a special parking card or a special license plate issued by the State of Ohio.

(Ord. No. 38-09. Passed 6-8-09.)

351.99 PENALTY.

(a) Enforcement. Whoever violates any of the provisions of this Chapter, where another penalty is not otherwise provided for, shall be guilty of a minor misdemeanor and upon conviction thereof shall be fined not more than One Hundred Dollars (\$150.00) for the first offense; not more than Two Hundred Fifty Dollars (\$250.00) for a second offense within one (1) year, and not more than Five Hundred Dollars (\$500.00) for a third offense within one (1) year. Any conviction includes the assessment of court costs.

(b) Waiver. Notwithstanding the provisions of Subsection (a) of this Section, any person who violates any of the sections of Chapter 351, excepting those sections referenced herein below, upon executing before and filing with the City Police Department an instrument waiving the formal issuance of an affidavit and warrant, together with the reading of such affidavit and the right to be present personally at the trial of such action, and further waiving the right of appeal and error and authorizing the plea of guilty to be entered, and upon depositing with the Police Department Ten Dollars (\$10.00) within seven (7) days after citation, or depositing Fifteen Dollars (\$15.00) with the Police Department after seven (7) days but before fifteen (15) days following a citation. For violations of Section 351.03(D), 351.13, 351.14, or 351.18 the waiver fee shall be Twenty-Five Dollars (\$25.00) and must be deposited with the Police Department within seven (7) days after citation or depositing Thirty Dollars (\$30.00) after seven (7) days but before fifteen (15) days following a citation. Any person who violates Section 351.19

shall deposit One Hundred Dollars (\$100.00) with the Police Department within seven (7) days of citation or One Hundred Twenty-Five Dollars (\$125.00) after seven (7) days but before fifteen (15) days following a citation.

(c) Upon the failure of a violator to appear and make such pleas and deposit the necessary funds as provided in Subsection (b) of this Section, within the period designated, a warrant may be issued for the arrest of the offender, and upon conviction of the offense such violator shall be subject to the penalty provided in Subsection (a) of this Section.

(Ord. 38-09. Passed 6-8-09.)