

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-12 Passed September 7, , 2021

AN ORDINANCE ADOPTING SECTION 351.16 OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO TO PROHIBIT PARKING DURING SNOW EMERGENCIES.

WHEREAS, parking on public streets during snow emergencies makes snow removal more difficult and hazardous for city employees; and

WHEREAS, City Council desires to adopt this ordinance to restrict parking on public streets during snow emergencies within the City of Brookville;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO THAT:

SECTION I: The City Council hereby adopts the following Section 351.16 to address parking on public streets during snow emergencies within the City of Brookville:

351.16 PARKING DURING SNOW EMERGENCIES

(a) No person shall park any vehicle on any street or roadway during a snow emergency. A snow emergency shall exist when three or more inches of snow have fallen in the City of Brookville or in a section thereof. The snow emergency shall continue until snow plowing operations in the City are complete. The City Manager shall announce the commencement of the snow emergency, and the termination of the snow emergency. However, the dissemination of this announcement of a snow emergency shall not relieve owners or operators of motor vehicles of the duty to ascertain the existence of weather conditions requiring the removal of parked vehicles from the streets or roadways of the City.

(b) Any police officer may immediately order into storage any vehicle parked in violation of this section. The owner or any lienholder of a vehicle ordered into storage may claim the vehicle upon presentation of proof of ownership, which may be evidenced by a certificate of title to the vehicle, and payment of all expenses, charges and fines incurred as a result of the removal and storage of the vehicle.

(c) Whoever violates this section is guilty of a minor misdemeanor. If the offender previously has been convicted of a violation of this section within one year of a new violation of this section, the offender shall be guilty of a misdemeanor of the fourth degree.

SECTION II: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION III: This Ordinance shall take effect thirty (30) days after passage by the Council of the City of Brookville as provided by the Charter of the City of Brookville.

PASSED this 7th day of September 2021.

ATTEST:


Michelle Brandt, Acting Clerk


Charles Letner, Mayor


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CERTIFICATE

The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2021-12, passed by the Council of the City of Brookville, Ohio, on the 7th day of September 2021.


Michelle Brandt, Acting Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2021-12 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 9th day of September 2021, to the 8th day of October 2021, both days inclusive.


Michelle Brandt, Acting Clerk