

ORDINANCE NO. 2007- _____

AN ORDINANCE AMENDING §353.02, §353.03, AND §354.01 OF THE CODIFIED ORDINANCES OF THE CITY OF KENT SO AS TO ADOPT THE RECOMMENDATIONS OF THE PARKING ACTION COMMITTEE.

WHEREAS, the City of Kent's Parking Action Committee recommended the establishment of eight overnight parking spaces on the southeast corner of Portage Street and N. Water Street;

WHEREAS, the City of Kent's Parking Action Committee recommended three classes of parking permits be authorized; and

WHEREAS, the City of Kent's Parking Action Committee recommended amendments to the City's ordinances to accommodate the ten-hour overnight residential parking zones; and

WHEREAS, the City of Kent's Parking Action Committee recommended that the City establish a process for the sale of parking permits by private vendors; and

WHEREAS, the Kent City Council wishes to adopt these recommendations.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, at least a majority (5) of all members elected thereto concurring:

SECTION 1. That Council does hereby amend Section 353.02 of the Codified Ordinances of the City of Kent, a copy of which is marked Exhibit "A", attached hereto and incorporated herein.

SECTION 2. That Council does hereby amend Section 353.03 of the Codified Ordinances of the City of Kent, a copy of which is marked Exhibit "B", attached hereto and incorporated herein.

SECTION 3. That Council does hereby amend Section 354.01 of the Codified Ordinances of the City of Kent, a copy of which is marked Exhibit "B", attached hereto and incorporated herein.

SECTION 4. That it is 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 such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 5. That this Ordinance shall take effect and be in force from and after the earliest date allowed by law.

PASSED: _____
DATE

MAYOR AND PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

I hereby certify that Ordinance No. 2007 _____ was duly enacted on this _____ day of _____, 2007 by the Council of the City of Kent, Ohio.

Clerk of Council

353.03 PARKING PERMITS.

(a) No person shall cause, allow or permit any motor vehicle owned by, registered in the name of, or operated by such person to park such motor vehicle upon any street designated in Section 353.02, or any Municipal Parking Lot as regulated in Chapter 355 between the hours of 8:00 a.m. and ~~3:00 a.m.~~ 6:00 P.M. for a period of more than two hours without having obtained ~~from the Police Chief, or his/her designee,~~ a currently valid City of Kent parking permit ~~and paid the fee set forth herein for such Permit.~~

~~(b)~~ The Director of Finance is hereby authorized to create procedures and guidelines for the issuance of City of Kent parking permits, including sale by private vendors in the downtown area.

~~(b)~~ (c) ~~The Police Chief~~ Director of Finance, or his/her designee shall issue a permit to park a motor vehicle on the streets designated in Section 353.02 for a ten hour period ~~between the hours of 8:00 a.m. and 3:00 a.m.~~ upon the following terms and conditions:

(1) The applicant shall pay a permit fee of fifteen dollars (\$15.00) a month, forty-three dollars (\$43.00) for three months or eighty-five dollars (\$85.00) for six-months, and designated as class "A" parking permits.

~~(1)(2)~~ The applicant shall pay a permit fee of FIVE dollars (\$5.00) a month for use in specially marked ten hour parking spaces designated on Franklin Avenue south of W. College St., E. Erie St., and N. Water St. north of Portage st, as class "B" permit spaces.

~~(3)~~ The applicant shall pay a permit fee of fifteen dollars (\$15.00) a month, forty-three dollars (\$43.00) for three months or eighty-five dollars (\$85.00) for six-months for special parking areas for overnight parking, or specially dedicated parking, and designated as class "C" parking zones, as identified in ordinance 353.02.

~~(C)(d)~~ The parking permit shall be affixed in the lower left corner of the rear window of the motor vehicle on the rearview mirror so as to be visible to the front and rear of the vehicle.

~~(D)~~ The applicant for a parking permit shall exhibit to the Police Chief, or his/her designee, a current, valid operators or driver's license and current license registration for the motor vehicle as a condition to the issuance of a parking permit.

~~(E)(e)~~ The Police Chief, or his/her designee, shall issue, or cause to be issued, a parking permit issued by an authorized representative of the city shall designate the value paid for the permit, and shall clearly designate the month and year of expiration, designating the month, or number of months, for which the parking permit is valid. The term of the parking permit begins on the first day of the first month for which the permit is being issued, and will expire on the last day of the last month for which the permit is valid. The date of issuance of the permit will be posted on the front of the permit.

Parking permits may be issued for a maximum of six (6) months.

~~(F)~~ The parking permit for a particular month shall not be issued to the applicant more than five days before the succeeding month for which the parking permit is applicable. It shall be the responsibility of the applicant paying the parking permit fee three months in advance to request a new parking permit for each subsequent month. No applicant regardless of the fee paid shall be issued a parking permit other than for the current month.

~~(G)(f)~~ Payment of the parking permit fee by the applicant as provided for herein guarantees only that the licensee is entitled to park on a space on one of the streets designated in Section 353.02, or designated by postings in municipal parking lots but does not provide the licensee with a specific or particular parking space.

(g) Nothing herein contained shall prevent the parking of a motor vehicle on any of the streets or parking lots set forth in Section 353.02 or Chapter 355 hereof without a parking permit for a period of time not to exceed two hours. However, any vehicle parked for a period of time in excess of two hours and not displaying a parking permit shall be subject to the penalty provided for in Section 353.99.

353.02 PARKING REGULATION AUTHORIZATION.

The following regulations and restrictions are hereby authorized for enforcement on the described streets, alleys, rights-of-way, and through-ways within the City.

PORTAGE ST No parking northside; Two hour angle parking and ten hour by class "A" permit on the south side during daytime use; overnight permit parking in the first eight perpendicular spaces east from Water St. with class "C" permit required. no parking 10 pm to 6 am (~~4~~15 angle spaces further east).

GOUGLER AVE No parking west side; on the east side, ten hour parking by permit from West Main Street north through the seventh on-street parking space, and designated for class "C" parking permits. These seven spaces are for the sole use of the property owner located at 265 W. Main Street, between 8 am to 6 pm on weekdays. These seven parking spaces shall not extend past the property line of 265 W. Main Street. Beyond these seven spaces, parking prohibited except in designated parking lanes to 501 Gougler Ave. with a two-hour limit from 6 am to 9 pm.

CHAPTER 354 Overnight Parking

354.01 DEFINITIONS.

The following definitions shall apply in the interpretation and enforcement of this chapter.

(a) "Park" or "parking" means the standing of a motor vehicle, whether occupied or not, upon the public streets designated herein between the hours of 3:00 a.m. and 6:00 a.m. and not designated or posted for permitted overnight parking. otherwise than. This section is excepted for the purpose of and while actually engaged in receiving or discharging

passenger(s) or loading or unloading merchandise or in obedience to traffic regulations, signs or signals or an involuntary stopping of the motor vehicle by reason of causes beyond the control of the operator of the vehicle.

(b) "Motor vehicle" means any device in, upon or by which any person or property may be transported upon a highway, except a device which is operated upon rails or tracks.

(c) "Street" means any public street, avenue, road, alley, highway, lane or path or right-of-way designated in Section 353.02. (Ord. 1978-175. Passed 11-15-78.)

