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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 or street lawn area, except a bicycle;
- (b) In front of a public or private driveway, or within three feet of either side of the entrance to said public or private driveway;
- (c) Within an intersection;
- (d) Within ten feet of a fire hydrant;
- (e) On a crosswalk;
- (f) Within twenty feet of a crosswalk at an intersection;
- (g) Within thirty 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 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 feet of the nearest rail of a railroad crossing;
- (j) Within twenty 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 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 is painted yellow, or at any place in excess of the maximum time limited by signs;
- (o) Within one foot of another parked vehicle;
- (p) On the roadway portion of a freeway, expressway or thruway;
- (q) On or in a front yard or a side yard area. Bicycles are exempted herefrom and parking in a driveway that gains access to the yard area from a street by means of a curb cut shall not be a violation hereof, nor shall parking in a front or side yard that has been authorized for such parking by official

action of Council, be a violation. Parking as used herein shall not include occasional parking of less than three (3) hours duration for the purpose of washing, polishing or servicing a motor vehicle, and such parking is exempted from this prohibition. Nothing herein shall have the effect of circumventing village ordinances, which laws are intended to prevail, and nothing herein shall be construed as permitting the violation of any other village laws.

In addition to the penalty provided for by Section 303.99, an unattended vehicle in violation of any portion of this section shall be subject to the removal and impounding provisions of Section 303.08. (ORC 4511.68) (Ord. 1473. Passed 3-7-78) (Ord. 1452. Passed 11-1-77)

351.031 PARKING PROHIBITIONS ON PRIVATE PROPERTY

If an owner of private property posts on the property, in a conspicuous manner, a prohibition against parking on the property or conditions and regulations under which parking is permitted, no person shall do either of the following:

- (a) Park a vehicle on the property without the owner's consent;
- (b) Park a vehicle on the property in violation of any condition or regulation posted by the owner. (ORC 4511.681)

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 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) 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.

(c) Notwithstanding any provision of this Code, 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. (ORC 4511.69)

(d) This section does not apply upon streets or parts thereof where angle parking is lawfully permitted.

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.

(a) No person shall park upon a roadway any vehicle displayed for sale, or operate or park on any roadway any vehicle for the primary purpose of displaying advertising.

(b) Upon any roadway no person shall repair, wash, polish or clean any vehicle, or park any vehicle for the purpose of so doing. This section shall not be construed to prohibit the making of such necessary emergency repairs as will permit a vehicle to proceed. (Ord. 533. Passed 1-28-41.)

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. (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 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 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 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 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 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 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 EXCESS OF 72 HOURS PROHIBITED.

No person shall park a vehicle upon a roadway within the Village for a period longer than seventy-two consecutive hours. (Ord. 959. Passed 12-17-63)

351.14 PARKING VEHICLE ACROSS MARKED LINES.

No operator of any motor or other vehicle shall park such vehicle across any line or marking designating an individual parking space or park such vehicle in any way that the same shall not be wholly within an individual parking space as designated by lines or markings. (Ord. 865. Passed 10-8-59)

351.15 FIRE LANE.

No person shall stop, stand or park a vehicle in a fire lane when any such area has been officially designated and appropriately posted by the Chief of the Fire Department having jurisdiction, 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 emergency vehicle waiting to enter or about to enter such zone, and then only for a period of not more than three minutes, if such stopping is not prohibited therein by posted signs.

No person may unload or place or maintain for any length of time whatsoever any property or obstacle, or merchandise or equipment within the confines of the area officially designated as a fire lane.

The penalty for violation hereof shall be pursuant to Section 303.99 (a). (Ord. 1404. Passed 12-7-76)

351.16 SNOW EMERGENCY.

(a) When snow, sleet, freezing rain or other weather conditions cause or appear likely to cause, in the judgment of the Street Supt. and the Mayor, slippery or hazardous conditions which might lead to serious congestion or hazard, the Street Supt. with the approval of the Mayor, may declare a snow emergency. The Street Supt. with the approval of the Mayor, shall also declare the termination of such snow emergency as soon as conditions permit.

(b) "Snow emergency routes" are hereby defined as streets, or portions of streets, designated by official signs on one or both sides thereof, installed by order of the Mayor. The Mayor is authorized and directed to designate such streets as snow emergency routes which, for the safety or convenience of the public and the accomodation of traffic, should be kept open and clear in times of snow emergency.

(c) During the period of any snow emergency, no vehicle may be parked on any such snow emergency route, provided that special signs are erected indicating such a snow emergency route.

(d) A vehicle parked on any snow emergency route at the time the snow emergency is declared, shall be removed by the owner or driver thereof within three (3) hours, if such emergency is declared between 6:00 a.m. and 8:00 p.m.; if the emergency is declared between the hours of 8:00 p.m. and 6:00 a.m., such vehicle must be removed by 9:00 a.m. of the following morning. Nothing in this section shall permit any vehicle to be parked in violation of any other parking restriction previously established by ordinance or by erection of signs by order of the Mayor.

(e) Any person who violates the provisions of (c) or (d) above shall be guilty of a minor misdemeanor and in addition to the penalty provided for by Section 303.99, an unattended vehicle parked in violation of (c) or (d) this section shall be subject to the removal and impounding provisions of Section 303.08.

• 351.99 PENALTY.

(EDITOR'S NOTE: See Section 303.99 for misdemeanor classifications and penalties.)