

CITY OF CLAYTON, OHIO

ORDINANCE NO. O – 02 – 16 - 04

AN ORDINANCE AMENDING CLAYTON CODIFIED ORDINANCE SECTION 351.06 ENTITLED, “HEAVY AND OVERSIZE VEHICLE PARKING REGULATED” AND DECLARING AN EMERGENCY

WHEREAS, City staff has reviewed Clayton Codified Ordinance Section 351.06 entitled, “*Heavy and Oversize Vehicle Parking Regulated*” and recommended amendments thereto in order to allow the City the ability to more effectively address the parking of heavy and oversize vehicles on public streets; and

WHEREAS, Council desires to amend Clayton Codified Ordinance Section 351.06 as recommended by staff to better protect the health, safety, and welfare of the citizens of Clayton.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That Section 351.06 of the Clayton Codified Ordinances is hereby amended to read as follows (additions are in **bold** and deletions are in ~~strikethrough~~):

351.06 ~~HEAVY AND OVERSIZE VEHICLE PARKING REGULATED.~~

~~Parking is prohibited on any public street or road right of way for more than eight consecutive hours by any vehicle in excess of 10,000 pounds gross vehicle weight and/or in excess of eight feet in height, including trucks, tractors, trailers, semi-tractor trailers so designed as to be dependent upon commercial tractors for motive power, and farm implements.
(Ord. O-04-94-1. Passed 6-9-94)~~

CCO 351.06 COMMERCIAL AND HEAVY VEHICLE PARKING REGULATED.

- (a) No person shall park any truck, trailer attached to a motor vehicle, house trailer, semitrailer, boat trailer, bus or tractor, which has more than two axles or a load capacity of more than one ton, on any public street or highway for more than one hour except:
 - (1) When actively loading or unloading;
 - (2) In case of an emergency; or
 - (3) When such vehicle is necessary and being used for maintenance, construction, or repair of a nearby roadway, property, or structure.
- (b) No person shall park a trailer detached from a motor vehicle on any public street or highway within the City.

2. That this Ordinance shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Ordinance or which imposes additional requirements for effectiveness or validity.
3. That in accordance with Clayton Charter Section 4.031 (B), the requirement that this enactment be read on two (2) separate days is complied with by readings on February 18, 2016 and March 3, 2016.
4. That, delay in the effective date of this Ordinance will result in detriment to the economic health, safety and welfare of the Clayton Community at large. Accordingly, in accordance with Charter Section 4.033(A) this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City and shall therefore be in full force and effect from and immediately upon affirmative vote of at least five (5) of the members of Council.

ADOPTED BY COUNCIL ON MARCH 3, 2016.

AUTHENTICATION:




Mayor (Presiding Officer of Council)



Clerk of Council

APPROVED AS TO FORM:



Asst. Law Director

CERTIFICATION OF PUBLICATION

This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper	Date of publication
<u>Englewood Independent</u>	<u>March 10, 2016</u>



CLERK

Ref.: Clayton Charter Section 4.031 and 4.031(H)