

AN ORDINANCE TO AMEND SECTION 452.18(a)(b)(c)&(d) ENTITLED “YARD PARKING OF VEHICLES IN RESIDENTIAL AREAS” OF CHAPTER 452 ENTITLED “PARKING GENERALLY” OF THE CODIFIED ORDINANCES OF THE CITY OF VERMILION AND DECLARING AN EMERGENCY.

WHEREAS, at the Legislative Committee meeting of March 20, 2023, the Vermilion City Council favorably recommended the amendment of Section 452.18 (a)(b)(c) and (d).

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Vermilion, Counties of Erie and Lorain, State of Ohio:

SECTION 1: That City Council hereby amends Section 452.18 (a)(b)(c) and (d) entitled “Yard parking of vehicles in residential areas” of Chapter 452 entitled “Parking Generally” to read henceforth as follows with the following amendments noted in italics:

452.18 Yard parking of vehicles in residential areas.

(a) In any residentially zoned areas of this City, there shall be no off-street parking or storage of motor vehicles, as that term is defined in Section [402.20](#), and particularly personal passenger cars, jeeps, Blazers, Broncos, vans, and also including boats, boat trailers, motor homes, recreational vehicles, camper trailers, and trailers, unless such property is confined to the area to the rear or back of the regular building setback line, which normally would be side yard or rear yard areas. However, the parking of personal passenger cars and jeeps, Blazers, vans, Broncos, or other similar vehicles used for personal transportation shall be permitted in front yard areas when confined to clearly established driveways leading to residences. Driveways, where required by ordinance, shall be of a hard surface, otherwise there shall be gravel, or such driveways shall be treated to control dust which constitutes a nuisance. Except for driveway parking above permitted, the area between the setback line of the dwelling and the street right-of-way line shall remain open and unobstructed except for landscaping and decorations. Nothing in this section, however, shall prohibit the temporary parking of boats, motor homes, camper trailers or other recreational vehicles in driveways for a continuous period not to exceed 72 hours for purposes of winterizing, unloading for storage, seasonal preparation, and preparation for personal family trips.

~~(b) The owner or operator of any vehicle who causes it to be parked in violation hereof shall, upon conviction, be deemed guilty of a fourth degree misdemeanor and subject to the penalty provided in Section [408.01](#).~~

(b) Under special or extraordinary circumstances, the Chief of Police may, upon written application, grant a permit in writing to an owner of property or vehicles described herein waiving the provisions of this enactment for a period not to exceed forty-eight hours. (Ord. 87-71. Passed 9-8-87.)

(c) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

SECTION 2: This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 3: That this Ordinance is declared to be an emergency for the public peace, health, and safety of the city; with the emergency necessity being the code needs amended to reflect revised provisions. Wherefore, this Ordinance shall take effect immediately upon its passage and approval of the mayor, providing it meets the statutory requirements for passage; otherwise, it shall take effect and be enforced from and after the earliest period allowed by law.

2023-19

PASSED: _____, 2023

Monica Sweinhagen, President of Council

ATTEST: _____, 2023

Gwen Fisher, Certified Municipal Clerk

APPROVED: _____, 2023

Jim Forthofer, Mayor

*This document prepared as to FORM by:
Gwen Fisher, Certified Municipal Clerk – 3/15/2023*