

**ORDINANCE NO. 24-23**

**AN ORDINANCE AMENDING PART THREE, SECTIONS 301, 351 AND 353 OF THE CODIFIED ORDINANCES OF THE CITY OF MEDINA, OHIO PERTAINING TO PUBLIC PARKING LOTS / GARAGES – PARKING REGULATIONS.**

**WHEREAS:** The City of Medina currently owns or controls seven public parking lots and two public garages in the downtown area; and

**WHEREAS:** Currently, the City’s ordinances do not address the regulation of these facilities.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:**

**SEC. 1:** That Part Three, Sections 301, 351 and 353 of the codified ordinances of the City of Medina, Ohio shall be amended to read as provided on the attachment, marked Exhibit A, attached hereto and incorporated herein.

**SEC. 2:** That it is 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 and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

**SEC. 3:** That this Ordinance shall be in full force and effect at the earliest period allowed by law.

**PASSED:** February 13, 2023

**SIGNED:** John M. Coyne, III  
President of Council

**ATTEST:** Kathy Patton  
Clerk of Council

**APPROVED:** February 14, 2023

**SIGNED:** Dennis Hanwell  
Mayor

Effective Date: March 15, 2023

ORD. 24-23  
Ekh. A

CHAPTER 301  
Definitions

(301.01-301.19)

301.20 Motor vehicle.

**301.201** *Municipal off-street parking facility.*

**301.202** Operate.

301.21 Park or parking.

(301.22-304.53)

**301.201 MUNICIPAL OFF-STREET PARKING FACILITY.**

*"Municipal off-street parking facility" means any site or structure not located within a right of way that is owned, operated, or controlled by the City of Medina which is primarily utilized for the parking of vehicles.*

~~301.201~~ **301.202 OPERATE.**

"Operate" means to cause or have caused movement of a vehicle.

(ORC 4511.01(HHH))

-----FOR REFERENCE-----

**301.32 RIGHT OF WAY.**

"Right of way" means either of the following, as the context requires:

- (a) The right of a vehicle or pedestrian to proceed uninterruptedly in a lawful manner in the direction in which it or the individual is moving in preference to another vehicle or pedestrian approaching from a different direction into its or the individual's path;
- (b) A general term denoting land, property or the interest therein, usually in the configuration of a strip, acquired for or devoted to transportation purposes. When used in this context, right of way includes the roadway, shoulders or berm, ditch, and slopes extending to the right-of-way limits under the control of the State or local authority.(ORC 4511.01(UU))



CHAPTER 351  
Parking Generally

(351.01-351.12)

351.13 Parking on posted private property.

351.14 *Municipal off-street parking facilities.*

351.15 *Municipal off-street parking facilities parking permits.*

351.99 Penalty. (Repealed)

**351.14 MUNICIPAL OFF-STREET PARKING FACILITIES.**

- (a) *In any municipal off-street parking facility, the City Engineer is authorized to designate by appropriate pavement markings, or such other method as he or she deems appropriate, entrances, exits, driveways, and parking spaces upon municipal off-street parking facilities; and to prescribe traffic patterns in any or all of such entrances, exits, or driveways as may be necessary to facilitate the flow of traffic into and through the parking facility; and appropriate signage for the enforcement thereof.*
- (b) *The Mayor or his or her designee may restrict the time limit for parking in any municipal off-street parking facility. When any such restriction of time is posted at the parking facility by clearly visible signs, no person shall park a vehicle at the same location or in any other location within the same facility for a period of time in excess of the posted time limit.*
- (c) *No person shall park a vehicle in any portion of a municipal off-street parking facility except entirely within a designated parking space.*
- (d) *No person shall park a vehicle in any portion of a municipal off-street parking facility in such a manner as to obstruct the movement of the vehicles to or from any of the designated parking spaces.*
- (e) *No person shall park any commercial tractor, semitrailer, trailer, or vehicle exceeding five tons in any portion of a municipal off-street parking facility.*
- (f) *Municipal off-street parking facilities shall be subject to Section 351.04 - Parking Near Curb; Handicapped Locations of Public and Private Lots and Garages.*
- (g) *A violation of any of the provisions of Section 351.14 shall be considered a parking infraction as defined in Section 353.01(e) and shall be subject to Chapter 353 – Civil Penalties for Parking Infractions.*

**351.15 MUNICIPAL OFF-STREET PARKING FACILITIES PARKING PERMITS.**

- (a) *In connection with the designation of time limits described in Section 351.14(b), the Mayor or his or her designee may, with respect to a municipal off-street parking facility, make available City-issued parking permits.*
- (b) *When such a City-issued parking permit is displayed on the permit holder's vehicle, such person may park his or her vehicle in any off-street municipal parking facility and shall not be deemed to be in violation of the restricted time limits.*
- (c) *City-issued parking permits shall only be made available to individuals residing in the Historic District as defined in Section 145.06(b)(6) or individuals residing at a Historic Landmark as defined in Section 145.06(b)(7). City-issued parking permits shall not be made available to individuals staying at a hotel, motel, bed and breakfast, or other location with lodging for transient guests.*

- (d) *The Mayor or his designated representative may cause City-issued parking permits to be sold at a price of twenty dollars (\$20.00) for each one month period or two hundred dollars (\$200.00) for each one year period. Payment for City-issued parking permits shall be non-refundable after the permit is issued.*
- (e) *Applications for City-issued parking permits shall be submitted to the Community Development Director or his representative, who may issue a permit when the applicant has submitted documentation verifying residency in the Historic District or at a Historic Landmark, paid the applicable fee as specified in Section 351.15(d), and provided any other pertinent data as may be necessary.*

**CHAPTER 353**  
**Civil Penalties for Parking Infractions**

**353.01 DEFINITIONS.**

As used in this chapter:

- (e) "Parking infraction" means a violation of any of the provisions of Sections 351.01, 351.03, 351.04, 351.05, 351.06, 351.07, 351.08, 351.09, 351.10, 351.11, 351.12, 351.13, **351.14**, 353.02, 353.03 and 353.04 of these Codified Ordinances.

**353.99 PARKING INFRACTION FINES.**

- (a) Any person who has been accused of a violation of Section 351.03(a) through (c) and (e) through (q), 351.04(a) and (c), 351.05, 351.09, 351.10 ~~or~~, 351.11, **or 351.14** may settle and compromise the accusation by paying the sum of ten dollars (\$10.00) to the City within forty-eight hours from the time such offense is alleged to have been committed or by paying the sum of twenty-five dollars (\$25.00) to the City, after forty-eight hours from the time such offense is alleged to have been committed. Police officers are authorized to delay prosecution of the violation until forty-eight hours have passed.
- (b) Any person who has been accused of a violation of Sections 351.03, 351.04(a) and (c), 351.05, 351.09, 351.10 ~~or~~, 351.11, **or 351.14**, if the hearing officer determines, from a preponderance of evidence and testimony presented at the hearing, that the person committed the parking infraction, shall be fined not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00).

-----*FOR REFERENCE*-----

**145.06 RULES AND PROCEDURES.**

- (b) Definitions. The following definitions shall apply to the provisions of this chapter and the Historic Preservation Board Rules, Procedures, Design Guidelines, and Demolition Criteria:
  - (6) "Historic District" means a grouping of structures as determined by the Board and approved by Council as a historically or architecturally significant group and located within the limits of the City of Medina. Buildings or structures within this group may or may not be individually so designated. Listings of said structures will be kept for public record by the City Council and available through the Planning Department.



- (7) "Historic Landmark" means any individual building or structure determined by the Board and approved by Council as historically or architecturally significant and located within the limits of the City of Medina. Listings of said structures will be kept for public record by the City Council and available through the Planning Department.

**301.07 COMMERCIAL TRACTOR.**

"Commercial tractor" means every motor vehicle having motive power designed or used for drawing other vehicles and not so constructed as to carry any load thereon, or designed or used for drawing other vehicles while carrying a portion of such other vehicles, or the load thereon, or both. (ORC 4511.01(I))

**301.36 SEMITRAILER.**

"Semitrailer" means every vehicle designed or used for carrying persons or property with another and separate motor vehicle so that in operation a part of its own weight or that of its load, or both, rests upon and is carried by another vehicle. (ORC 4511.01(N))

**301.48 TRAILER.**

"Trailer" means every vehicle designed or used for carrying persons or property wholly on its own structure and for being drawn by a motor vehicle, including any such vehicle when formed by or operated as a combination of a semitrailer and a vehicle of the dolly type, such as that commonly known as a trailer dolly, a vehicle used to transport agricultural produce or agricultural production materials between a local place of storage or supply and the farm when drawn or towed on a street or highway at a speed greater than twenty-five miles per hour and a vehicle designed and used exclusively to transport a boat between a place of storage and a marina, or in and around a marina, when drawn or towed on a street or highway for a distance of more than ten miles or at a speed of more than twenty-five miles per hour. (ORC 4511.01(M))

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