

ORDINANCE NO. 16-47

BY: Sean Malone

Amending Section 1155.05 of the Administrative Code of the Codified Ordinances of the City of Shaker Heights relative to increasing the fee for overnight parking permits on City lots from \$10 to \$35 per month, and declaring an emergency.

WHEREAS, in Ordinance No. 71-54 enacted on June 28, 1971, the City is authorized to issue overnight parking permits for residents and guests to park on City parking lots for a fee of \$10.00 per month; and

WHEREAS, Section 1151.02 of the Administrative Code of the Codified Ordinances of the City authorizes the City to allow overnight street parking on Kemper Road and North Moreland Boulevard by permit only, and a permit for this limited on-street parking costs \$35.00 per month; and

WHEREAS, it is the recommendation of the Director of Recreation to designate eight parking spaces in the southwestern corner of the Thornton Park parking lot as overnight permit parking at a rate of \$35 per month.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, State of Ohio:

Section 1. Section 1155.05 of the Administrative Code as previously enacted is hereby repealed.

Section 2. Section 1155.05 of the Administrative Code of the Codified Ordinances of the City of Shaker Heights is hereby enacted, to read as follows:

1155.05 RESTRICTIONS ON HOURS OF PARKING ON MUNICIPAL PARKING LOTS; PERMITS AND FEES.

(a) The Director of Safety, or the Director's designee, may prohibit the overnight parking of vehicles on Municipal parking lots between the hours of 12:01 a.m. and 6:00 a.m. or at such other hours between these times as the Director, or the Director's designee, shall determine, provided signs are posted with the hours thereon in which parking is prohibited. In establishing the times in which vehicles shall not be permitted to be parked on any particular Municipal parking lot, the Director, or the Director's designee, shall consider the type of business or businesses in the immediate area and the hours in which these businesses operate.

(b) When signs have been properly installed restricting any parking on any Municipal parking lot, no person shall park or cause or knowingly permit any vehicle within that person's control to be parked or remain parked upon the parking lot between such hours.

(c) The Director, or the Director's designee, may cause special overnight parking permits on Municipal parking lots to be sold to any resident or guest thereof at a price of ten dollars (\$10.00)thirty-five dollars (\$35.00) for each one month period. When such special parking permit is displayed on the resident's or guest's vehicle, such resident or guest may park their vehicle overnight in designated areas of designated parking lots, as determined by the Director, or the Director's designee, and shall not be deemed to be in violation of the overnight parking restrictions. Vehicles parked overnight in accordance with this section shall be removed from such parking lot by 8:00 a.m. each day except Sunday.

(d) The Director, or the Director's designee, may restrict the time limit of any space in any off-street parking lot operated by the City not inconsistent with the needs of the operators of business establishments.

When such restrictions of time are posted by clearly visible signs, no person shall park any vehicle or cause or knowingly permit any vehicle under such person's~~his~~ control to remain parked longer than the time permitted by such signs.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the current operation of the City in order to immediately accommodate residents who rely on the use of the City's Thornton parking lot for overnight parking and, therefore, this ordinance shall take effect immediately upon its enactment and approval by the Mayor.

Enacted April 25, 2016.

Approved this ____ day of _____, 2016.

EARL M. LEIKEN, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council

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