

# RECORD OF ORDINANCES

Ordinance No. 2017-3

Passed February 14, 2017

## **AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE 2016-5 (NO PARKING ON MAIN STREET), CREATING HANDICAPPED PARKING SPACES AT 2097 MAIN STREET, AND DECLARING AN EMERGENCY**

WHEREAS, with Ordinance 2016-5, adopted on May 9, 2016, Council for the Village of Thurston established a no parking zone on either side of Main Street, or within the Main Street right-of-way; and

WHEREAS, since creating this no parking zone, Council for the Village of Thurston has learned that the property located at 2097 Main Street should be excepted from this regulation because of the need for handicap parking; and

WHEREAS, as allowed in R.C. 4511.69(E), Council of the Village of Thurston now wants to amend Ordinance 2016-5 and create a general exception for handicapped parking as well as specific handicapped parking in front on 2097 Main Street.

**NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE VILLAGE OF THURSTON, OHIO THAT:**

SECTION 1: Section 1 of Ordinance 2016-5, adopted on May 9, 2016, shall be amended to read as follows:

No person shall permit or cause the stopping, standing, or parking of a motor vehicle on either side of Main Street, or within the Main Street right-of-way, in the Village of Thurston, Ohio, except when:

- (1) necessary to avoid a conflict with other traffic or while obeying the lawful directions/orders of a police officer or a traffic control device; and/or
- (2) lawfully stopping, standing, or parking a motor vehicle in the designated handicapped or disability parking spaces.

SECTION 2: Council for the Village of Thurston hereby creates and establishes special parking locations and privileges for persons with disabilities that limit or impair the ability to walk, also known as handicapped parking spaces or disability parking spaces directly in front on 2097 Main Street, Thurston, Ohio.

SECTION 3: The location of the handicapped parking spaces or disability parking spaces, created in Section 2, shall be designated through the posting of an elevated sign, whether permanently affixed or movable, imprinted with the international symbol of access. All elevated signs posted in accordance with this Section shall be mounted on a fixed or movable post, and the distance from the ground to the bottom edge of the sign shall measure not less than five feet. There also shall be affixed upon the surface of that sign or affixed next to the designating sign a notice that states the fine applicable for the offense of parking a motor vehicle in the special designated parking location if the motor vehicle is not legally entitled to be parked in that location.

SECTION 4: Council for the Village of Thurston hereby authorizes the Mayor, or her designee, to purchase and install, or have installed, the signs described in Section 3 above.

SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and 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 all legal requirements of the laws of the State of Ohio.

SECTION 6: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereto.

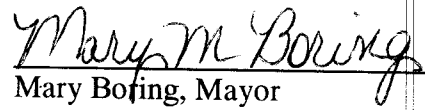
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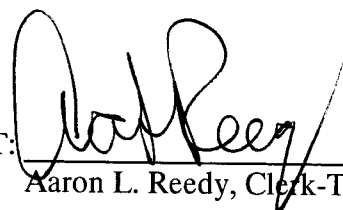
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SECTION 7: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that Village Council needs to create these handicapped parking spaced or disability parking spaces as soon as possible. Wherefore, provided this Ordinance receives the required affirmative votes of Council, this Ordinance shall take effect and be in force immediately upon passage by Council and approval by the Mayor.

Passed in Council this 14<sup>th</sup> day of February 2017.

  
Mary Boeing, Mayor

ATTEST:   
Aaron L. Reedy, Clerk-Treasurer

APPROVED:

Approved as to form this 6<sup>th</sup> day of January 2017.



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Brian M. Zets, Esq.  
Village Solicitor