

**VILLAGE OF SOUTH LEBANON, OHIO  
ORDINANCE NO. 2021-9**

**AN ORDINANCE ESTABLISHING A NO PARKING REGULATION AND  
AUTHORIZING NO PARKING SIGNAGE ON VARIOUS STREETS, AND  
DECLARING AN EMERGENCY**

**WHEREAS**, Ohio Rev. Code § 4511.07(A)(1) permits local municipalities to create laws “[r]egulating the stopping, standing, or parking of vehicles, trackless trolleys, and streetcars;”

**WHEREAS**, the Village previously established parking violations upon the adoption of the Ohio Basic Code in Ordinance No. 2021-02, specifically Ohio Basic Code § 76.04. Said Ordinance enforces parking violations as criminal offenses:

**WHEREAS**, Village staff has consulted with the Union Township Fire Department and have determined that, for the safety of the Village residents, parking should not be permitted on various streets in the Village due to the width of the roads, type of vehicular traffic, and access by emergency vehicles;

**WHEREAS**, immediate action is required to assure safe vehicular passage, including emergency vehicles, on various streets and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of South Lebanon, at least two-thirds of all members elected thereto concurring:

**Section 1.** The Village Council does hereby establish a no parking regulation on both sides of the following public streets in the Village:

1. Main Street from Pike Street South to the Little Miami River bridge; and
2. Broadway Street from High Street to Main Street.

**Section 2.** The Village Council does hereby establish a no parking regulation on the east side of Valley View Drive from Huddleson Avenue to the South terminus.

**Section 3.** That the Village Council authorizes Village employees to install no parking signage on both sides of the public streets listed in Section 1, and that said

regulation shall be enforced pursuant to Ordinance 2021-02 and Ohio Basic Code § 76.04.

**Section 4.** The owner of a vehicle shall be entitled to establish nonliability for prosecution for violation of this Ordinance by proving the vehicle was in the care, custody, or control of a person other than the owner at the time of the violation pursuant to a written rental or lease agreement or affidavit providing that except for such agreement, no other business relationship with respect to the vehicle in question exists between the operator and owner. Proof that the vehicle was in the care, custody, or control of a person other than the owner shall be established by sending a copy of such written rental or lease agreement or affidavit to the prosecuting authority within thirty days from the date of receipt by the owner of the notice of violation. The furnishing of a copy of a written rental or lease agreement or affidavit shall be prima-facie evidence that a vehicle was in the care, custody, or control of a person other than the owner.

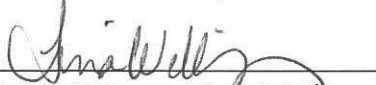
**Section 5.** That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.


**Section 6.** That this Ordinance is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Ordinance shall be in full force and effective immediately upon its passage.

**Section 7.** That it is found and determined that all formal actions of the Council concerning and relating to passing this Ordinance were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

***REMAINDER OF PAGE LEFT BLANK INTENTIONALLY***

Adopted this 6 day of May, 2021.

Attest:   
Petrina D. Williams, Fiscal Officer/Clerk

  
James D. Smith, Mayor

Rules Suspended: / /2021 (if applicable)	Effective Date - / /2021
Vote - <u>6</u> Yeas ___ Nays	
First Reading - / /2021	Effective Date - / /2021
Second Reading - / /2021	
Third Reading - / /2021	
Vote - ___ Yeas ___ Nays	

Prepared by and approved as to form:

ANDREW P. MEIER  
VILLAGE SOLICITOR  
SOUTH LEBANON, OHIO

By:   
Date: 5/6/2021



Date: 5/5/2021

### No Parking Areas 5/6/2021

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1 inch = 400 feet

Cadastral Lines	Hardware
Corporate Line	Parcel Line
County Line	ROW Unknown With Line
Farm Lot Line	Subdivision Lot Line
Overpass Line	Township and Range Line
Subdivision Limit Line	Tract Line
	WMS Line
	Unseparated Road Line