

**CITY OF SOUTH LEBANON, OHIO
ORDINANCE NO. 2023-09**

**AN ORDINANCE ESTABLISHING NO PARKING REGULATION AND
AUTHORIZING NO PARKING SIGNAGE ON THE WEST SIDE OF HIGH
STREET BETWEEN FOREST AND BROADWAY STREETS**

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”; and,

WHEREAS, the City previously established parking violations upon the adoption of the Ohio Basic Code in Ordinance No. 2023-04, specifically Ohio Basic Code § 76.04. Said Ordinance enforces parking violations as criminal offenses; and,

WHEREAS, due to the removal of off-street parking and the installation of a new curb on the west side of High Street at the new playground, the roadway is not wide enough for parking on both sides of the street, so no parking signs need to be installed on the west side of High Street between Forest Avenue and Broadway Street; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of South Lebanon, at a majority of all members elected thereto concurring:

Section 1. The City Council does hereby establish a no parking regulation on the west side of High Street between Forest Avenue and Broadway Streets as delineated on the attached map:

Section 2. That the City Council authorizes City employees to install no parking signage on the west side of High Street between Forest Avenue and Broadway Street, and that said regulation shall be enforced pursuant to Ordinance 2023-04 and Ohio Basic Code § 76.04.

Section 3. 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

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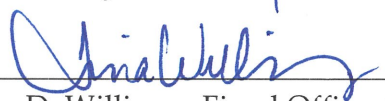
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prosecuting authority within thirty days from the date of receipt by the owner of the notice of violation. The furnishing of a copy of a written rental or lease agreement or affidavit shall be prima-facie evidence that a vehicle was in the care, custody, 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 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.

Adopted this 4th day of May, 2023.

Attest: 
Petrina D. Williams, Fiscal Officer/Clerk


James D. Smith, Mayor

Rules Suspended: / /2023 (if applicable)

Effective Date – / /2023

Vote - ____ Yeas

____ Nays

First Reading – 4 / 6 /2023

Effective Date – 6 / 4 /2023

Second Reading – 4 / 20 /2023

Third Reading – 5 / 4 /2023

Vote - 4 Yeas

- Nays

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Prepared by and approved as to form:

ANDREW P. MEIER
CITY SOLICITOR
SOUTH LEBANON, OHIO

By: _____

Date: 5/4 /2023