

ORDINANCE NO. 4-14

AN ORDINANCE AMENDING SECTION 352.15 and 352.99 OF
THE PAINESVILLE CODE OF 1998 RELATING TO
SNOW EMERGENCY AND PARKING PENALTIES
DURING A SNOW BAN
AND DECLARING AN EMERGENCY

SECTION I. That Section 352.15 and 352.99 of the Painesville Code of 1998 is hereby amended to read as follows:

352.15 SNOW EMERGENCY.

(a) In order to facilitate the movement of traffic to combat the hazards of excessive snow and ice on streets or portions of streets within the City, a snow emergency shall be declared due to such hazards whenever there is an accumulation of snow, sleet, hail or ice of two inches or more and then emergency parking regulations hereinafter defined shall remain in effect until the City Manager or his or her designee declares the emergency is ended.

(b) During the period of the snow emergency, no person shall park or cause or permit to remain parked, his or her automobile or vehicle on any street or portions thereof within the City. This prohibition does not apply to automobiles or vehicles legally parked in metered parking spaces between the hours of 6:00 am and 2:00 am.

(c) Any motor vehicle found parked on any street or portions thereof within the City during the time of such emergency shall be removed at the order of the Director of Public Safety and shall subject the owner or operator to the fines provided herein.

352.99 PENALTY

(a) General Penalty. Unless otherwise provided, whoever violates any provision of this chapter or Chapter 353 is guilty of a misdemeanor of the fourth degree.

(b) Parking Fines. Notwithstanding the provisions of division (a) hereof, whoever violates any provision of Chapters 352 or 353 except 352.22 and who has received notice to appear in answer to such violation other than an arrest warrant may waive for a lesser amount his or her parking violation by paying the amount as hereafter set forth.

For violations of Section 352.04, within 30 days of the time when the notice was issued to such vehicle, the owner or operator shall pay to the Police Department twenty-five dollars (\$25.00).

For violations of Section 352.15, within 30 days of the time when the notice was issued to such vehicle, the owner or operator shall pay to the Police Department fifty dollars (\$50.00) in accordance with Section 352.14. Failure to waive is subject to Section 352.99 (a).

For violations of Section 353.04 the owner or operator shall pay to the Police Department five dollars (\$5.00) for the first violation within a calendar year; for the second such violation the owner or operator shall pay to the Police Department fifteen dollars (\$15.00) for the second violation within a calendar year; for the third such violation the owner or operator shall pay to the Police Department twenty-five dollars (\$25.00) for the third violation within a calendar year; and for all subsequent violations within the calendar year the owner or operator shall appear in court.

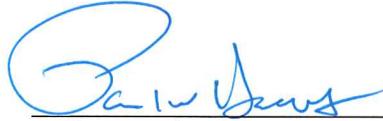
For all other violations, within 48 hours of the time when the notice was issued to such vehicle, the owner or operator shall pay to the Police Department five dollars (\$5.00); or within thirty days of the time when the notice was issued to such vehicle, the owner or operator shall pay to the Police Department ten dollars (\$10.00).

Such waivers shall be paid if the owner or operator so elects for each such issued notice of parking violation, and such payment shall be effective as payment of a penalty for and in full satisfaction of each such violation.

Each and every notice of violation issued to such vehicle on any one day while such vehicle remains parked beyond the allowed period shall constitute notice of and render the owner or operator of such vehicle liable for a separate violation. The failure of such owner or operator to pay the parking violation waiver as provided herein within the time set forth herein shall render the owner or operator subject to the penalties as provided for in division (a) hereof.

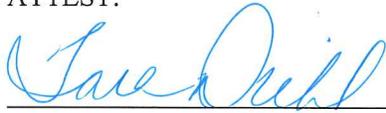
SECTION II. That this Ordinance is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the immediate necessity to amend the Snow Emergency and Parking Penalties During a Snow Emergency, and therefore, this Ordinance shall be effective immediately upon its passage.

PASSED: *February 18, 2024*



Paul W. Hach, II
President of Council

ATTEST:



Tara Diehl
Clerk of Council