

**RESOLUTION NO. 2023-077**

**Resolution Enacting Regulations For The Parking Of Vehicles And The Designation And Creation Of A Special Parking Location On A Designated Street And Right-Of-Way In Franklin Township, Franklin County, Ohio Eastbrook Drive**

Trustee \_\_\_\_\_ made a motion for the adoption of the following Resolution:

**Whereas** the board of trustees of Franklin Township, Franklin County, Ohio (the “township”), has determined that the following parking regulations would serve public safety and welfare; and,

**Whereas** the state of Ohio has granted townships the authority to pass resolutions regulating the parking of vehicles on township roads pursuant to section 505.17 of the revised code of Ohio, subject to, among other sections, the provisions of section 4511.69 of the revised code of Ohio; and,

**Whereas** section 4511.69(E) of the revised code of Ohio provides a political subdivision with the authority to designate a special parking location, also known as an accessible parking space or disability parking space; and

**Whereas** the regulations adopted herein do not conflict with the uniform traffic act and are applicable only to the unincorporated areas of the township;

**Now therefore, be it resolved** by the board of township trustees of Franklin Township, Franklin County, Ohio, that the following resolution be, and it hereby is adopted:

**Section 1.** A portion of the south side of Eastbrook Drive, a Franklin Township road, specifically, that portion of the road in front of 1639 Eastbrook Drive (the “parking space”), which is located in the unincorporated area of the township, shall be designated a special parking location, also known as a handicapped parking space or disability parking space, pursuant to the provisions of O.R.C 4511.69. No person shall stop, stand, or park any motor vehicle at the parking space unless one of the following applies:

- (a) the motor vehicle is being operated by or for the transport of a person with a disability that limits or impairs the ability to walk and is displaying a valid removable windshield placard or special license plate; or
- (b) the motor vehicle is being operated by or for the transport of a handicapped person and displays a parking card with special handicapped license plates.

**Section 2.** Owners of vehicles parked in violation of parking regulations enacted by this resolution will be notified by having a parking ticket handed to the vehicle operator by the Franklin Township police department and/or receipt of a summons from the Franklin County municipal court Clerk of Court. The ticket to be used pursuant to this resolution shall be the Ohio “uniform traffic ticket.”

**Section 3.** Pursuant to section 4511.69(J)(2)(a) of the revised code of Ohio, any parking infraction committed under this resolution shall be considered a criminal offense, and a person who commits such a violation shall be guilty of a misdemeanor.

**Section 4.** Pursuant to section 4511.69(J)(2) of the revised code of Ohio, any motor vehicle parked in the parking space in violation of section 1 of this resolution may be towed or otherwise removed from the parking space by the Franklin Township police department. Pursuant to section 505.17(d) of the revised code of Ohio, the board or its designated agent may order any vehicle parked in violation of these regulations into storage.

**Section 5.** Each owner or operator of a vehicle parked violating this parking regulation may plead guilty and shall pay a fine to Franklin County municipal court as the penalty for and in full satisfaction of such violation. Except as otherwise provided within section 4511.69 of the revised code of Ohio, the fine for violating section 1 of this resolution shall be \$270.00. Fines may be paid in

person at the Franklin County municipal court clerk of Court during business hours or mailed to 375 south high street, Columbus, Ohio, 43215.

**Section 6.** Notwithstanding anything contained herein, the regulations are subject to the limitations, restrictions, and exceptions in O.R.C Chapter 505, sections 4511.01 through 4511.76, and sections 4513.02 through 4513.37.

**Section 7.** The parking area regulated as stated above shall be designated by installing traffic control devices conforming to O.R.C section 4511.09. A regulation shall be effective once such signs are prominently displayed.

**Section 8.** The township fiscal officer is directed to post these regulations in five (5) conspicuous public places in the township for thirty (30) days and publish the same in a newspaper of general circulation in the township once a week for three (3) consecutive weeks.

**Section 9.** It is hereby found and determined that all formal actions of this board concerning and relating to the passage of this resolution were taken in an open meeting of this board and that all deliberations of this board and any of its committees that resulted in such formal action took place in meetings open to the public, in compliance with all legal requirements, including O.R.C section 121.22.

**Section 10.** This resolution shall take effect at the earliest time permitted by law.

\_\_\_\_\_ seconded the motion and, the roll being called upon the question of adopting the resolution, the vote resulted as follows:

**Fleshman:**  YES/  NO    **Leezer:**  YES/  NO    **Horn:**  YES/  NO

ADOPTED: 23<sup>rd</sup> day of May 2023

**FRANKLIN TOWNSHIP BOARD OF TRUSTEES,  
FRANKLIN COUNTY, OHIO**

\_\_\_\_\_  
Trustee John Fleshman

\_\_\_\_\_  
Trustee James Leezer

\_\_\_\_\_  
Trustee Ralph Horn

*Attested to on this 23rd day of May 2023*

\_\_\_\_\_  
*Fiscal Officer, Marguerite Trodden*

**CERTIFICATE OF PUBLICATION**

I, \_\_\_\_\_, Fiscal Officer of Franklin Township, Franklin County, Ohio, do hereby certify that this Resolution was posted in five (5) conspicuous public places in the Township for thirty (30) days and published once a week for three (3) consecutive weeks in the newspapers listed below on the dates listed below:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_