

ORDINANCE NO. 31-03By: Helen MacMurray Mayo

An Ordinance to amend Subsections (e) and (f)(1) of Section 452.04 of the Traffic Code to clarify the signage requirement and application of the section to handicapped spaces located on public streets and to declare an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That Subsections (e) and (f)(1) of Section 452.04 of the Traffic Code are hereby amended to read as follows:

(e) Special parking locations and privileges for person with disabilities that limit or impair the ability to walk, also known as handicapped parking spaces or disability parking spaces shall be provided and designated by the Municipality and all agencies and instrumentalities thereof at all offices and facilities, where parking is provided, whether owned, rented or leased, and at all publicly owned parking garages. The locations shall be designated through the posting of an elevated sign, whether permanently affixed or movable, imprinted with the international symbol of access and shall be reasonably close to exits, entrances, elevators and ramps. All elevated signs posted in accordance with this subsection shall be mounted on a fixed or movable post, or otherwise affixed in a vertical position at a height so that the sign is clearly visible to the driver of a vehicle when parked in such a location. If a new sign or a replacement sign designating a special parking location is posted on or after October 14, 1999, 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.

(f) (1) No person shall stop, stand or park any motor vehicle at special parking locations provided under subsection (e) hereof, or at special clearly marked parking locations provided in or on privately owned parking lots, parking garages, or other parking areas, including, without limitation, a limited parking area on a street or highway designated in accordance with subsection (e) hereof, 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 plates;
- B. The motor vehicle is being operated by or for the transport of a handicapped person and is displaying a parking card or special handicapped license plates.

Section 2. That Subsections (e) and (f)(1) of Section 452.04 of the Traffic Code as presently in effect are hereby repealed and that the remaining Subsections of said Section 452.04 shall remain in full force and effect without amendment.

Section 3. That this is an emergency Ordinance necessary for the protection of the public health, safety or welfare, said emergency being the necessity of assuring uninterrupted enforcement of Section 452.02 of the Traffic Code in a manner which fully protects the use and availability of restricted parking spaces on private property and the public streets for handicapped persons, and shall be in full force and effect upon passage by Council and approval by the Mayor.

Passed: 5-27, 2003

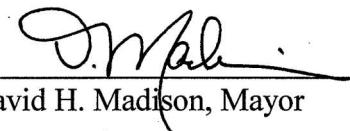


President of Council

Attest: 

Clerk of Council

Approved: 5/27, 2003



David H. Madison, Mayor

4-22-03 First reading
5-13-03 Second reading
5-27-03 Third reading
Passed.