

ORDINANCE NO. 2023 - 029

AN ORDINANCE AMENDING SECTION 351.99 TITLED "PENALTY," AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to amend Section 351.99 titled "Penalty" to amend the parking ordinances in conjunction with a change to our process for collecting delinquent parking fines.

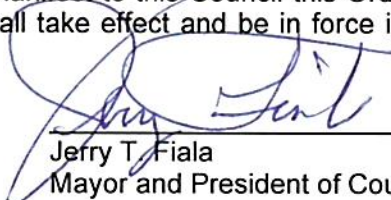
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio:

SECTION 1. That the Council hereby accepts the amendments to Section 351.99 titled "Penalties" of the Kent Codified Ordinances as outlined in Exhibit "A", attached hereto and made a part hereof.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

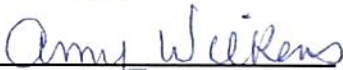
SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: May 17, 2023
Date



Jerry T. Fiala
Mayor and President of Council

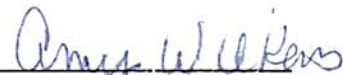
EFFECTIVE: May 17, 2023
Date

ATTEST: 

Amy Wilkens, CMC
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. 2023-029, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON May 17, 2023.

(SEAL)



AMY WILKENS, CMC
CLERK OF COUNCIL
(SEAL)

EXHIBIT "A"

351.99 PENALTY.

(a) Waiver; Fine. Whoever violates any provision of Chapter 351, except Sections 351.04(d) or 351.04(r), or 351.04(s), 351.16(c), or 351.05(e) or (f) may within ten days after receipt of such notice report to the Police Department and pay a penalty of fifteen dollars (\$15.00) in full satisfaction of such violation; after ten days, such person may report and pay a penalty of twenty-five dollars (\$25.00) in full satisfaction; after thirty days such person must report and pay a penalty of fifty dollars (\$50.00) in full satisfaction of such violation; **after forty-five days such person must report and pay a penalty of sixty-five dollars (\$65.00).** Any subsequent ticket with the first ticket remaining unpaid shall automatically become twenty-five dollars (\$25.00) even though the subsequent ticket may have been issued within the ten-day period. After thirty days such person shall report and pay a penalty of fifty dollars (\$50.00) in full satisfaction of such violation. **After forty-five days such person must report and pay a penalty of sixty-five dollars (\$65.00).** Such payment as provided in this subsection shall be deemed a plea of guilty, waiver of court appearance and acknowledgment of conviction of the alleged offense. Failure of a person to make payment provided for in this subsection and within the time and manner aforesaid shall render such person liable to the penalty provided in Section 303.99(a).

(b) Parking in Fire Lanes, near Hydrants, on Sidewalks, or with Expired Vehicle Registration; Maintaining Fire Lanes. Whoever violates Sections 351.16(c)(1), 351.04(d), 351.04(r) or 351.04(s) may within ten days after receipt of such notice report to the Police Department and pay a penalty of forty dollars (\$40.00) in full satisfaction of such violation; after ten days, such person may report and pay a penalty of fifty dollars (\$50.00) in full satisfaction; after thirty days such person must report and pay a penalty of eighty dollars (\$80.00) in full satisfaction of such violation; **after forty-five days such person must report and pay a penalty of ninety-five dollars (\$95.00).** Whoever violates Section 351.16(c)(2) is guilty of a minor misdemeanor on a first offense; on a second offense such person is guilty of a misdemeanor of the fourth degree, on each subsequent offense within one year after the first offense such person is guilty of a misdemeanor of the third degree.

(c) Handicapped Parking Zones. Whoever violates Section 351.05(e) and (f) must within ten days after receipt of a traffic citation report to the Police Department and pay a penalty of two hundred fifty dollars (\$250.00) in full satisfaction of such violation; Such payment shall be deemed a plea of guilty, waiver of court appearance and acknowledgment of conviction of the alleged offense. The failure of such person to make such payment within the time aforesaid shall render the person liable to imposition of penalties provided in Section 303.99(a).