

ORDINANCE NO. 2023 -081

AN ORDINANCE AMENDING CHAPTER 351 OF THE CODIFIED ORDINANCES OF THE CITY OF KENT TITLED "PARKING GENERALLY", AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to modify Chapter 351 titled "Parking Generally", specifically Section 351.08(a) and 351.08(b) of the Codified Ordinances; and

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

SECTION 1. That Council does hereby amend Chapter 351 titled "Parking Generally", specifically Section 351.08(a) and 351.08(b) of the Codified Ordinances to amend per Exhibit "A", attached hereto and made a part thereof.

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: December 20, 2023
Date

Jack Amrhein
Jack Amrhein
Council President Pro Tem

EFFECTIVE: January 20, 2024
Date

ATTEST: Amy Wilkens
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. 2023-081, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON December 20, 2023.

(SEAL)

Amy Wilkens
AMY WILKENS, CMC
CLERK OF COUNCIL

EXHIBIT "A"

351.08 **UNATTENDED UNOCCUPIED VEHICLE: DUTY TO STOP ENGINE,
REMOVE KEY, SET BRAKE AND TURN WHEELS.**

(a) No person driving or in charge of a motor vehicle shall permit **the vehicle's engine to continue running while the vehicle is unoccupied.** ~~it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition, effectively setting the parking brake, and, when the motor vehicle is standing upon any grade, turning the front wheels to the curb or side of the highway.~~

The requirements of this section relating to the stopping of the engine of the motor vehicle, ~~locking of the ignition and removing the key from the ignition of a motor vehicle~~ do not apply to any of the following:

- (1) A motor vehicle that is parked on residential property;
- (2) A motor vehicle that is locked, regardless of where it is parked;
- ~~(3)~~ An emergency vehicle;
- (4) **(3) A public safety vehicle.**
- (4) **City Service vehicles**

(b) **"Unoccupied Vehicle" shall mean a vehicle that is standing or parked that contains no persons or live animals.**