

**AMELIA VILLAGE, OHIO  
ORDINANCE: O-2016-06**

**AN ORDINANCE REPEALING EXISTING SECTIONS 76.20, 76.21, 76.22, 76.23, 76.24 AND 76.99 OF THE CODIFIED ORDINANCES OF AMELIA VILLAGE, REPEALING ORDINANCE 2008-07 AND ALL OTHER CONFLICTING ORDINANCES, ENACTING A NEW SECTION 76.10 OF THE CODIFIED ORDINANCES OF AMELIA VILLAGE, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Village Council has determined that vehicles parked on Village streets during snow events, prohibits the Village from effectively and efficiently clearing snow from the streets and may cause hazards for the traveling public; and

**WHEREAS**, the enactment of new snow emergency regulations will improve the safety of the Village, thereby improving the public health, safety and welfare; and

**NOW, THEREFORE, BE IT ORDAINED** by the Council of Amelia Village, Clermont County, Ohio as follows:

**SECTION I.** Ordinance 2008-007 and Sections 76.20, 76.21, 76.22, 76.23, 76.24 and 76.99 of the Codified Ordinances of Amelia Village Ohio, are hereby repealed.

**SECTION II.** That Section 76.10, Snow Emergencies, shall be adopted to read as follows:

**SNOW EMERGENCIES**

(A) Whenever, during any period of twenty-four hours or less, snow falls in the Village in any section thereof to a depth of two inches or more, an emergency shall be declared to exist in such that snow accumulated to such a depth upon public highways can constitute a serious public hazard.

(B) Upon determination by the Mayor or the Chief or Police that snow has fallen in the Village to the extent as provided in subsection (A) hereof, the Mayor, or the Chief of Police, shall declare the existence of an emergency by reason of snow accumulation on the public highways and streets within the Village. Such declaration shall be effective upon written notification thereof delivered to the Police Department, signed by the Mayor or the Chief. Such emergency shall continue until an announcement by the Mayor, or the Chief of Police, that the emergency has terminated and written notice to that effect delivered to the Police Department.

(C) During the snow emergency situation as provided in subsections (A) and (B) hereof, the owners and/or operators of all motor vehicles within the Village shall have the responsibility of determining existing weather conditions and depth and extent of snowfall and shall comply with emergency parking regulations when such an emergency is in effect. The Village shall make efforts to notify the public of the snow emergency through the media.

During the period when a snow emergency is in effect as provided above, it shall be unlawful to park any motor vehicle upon any public highway or street or within six feet of the paved portion of any public highway or street within the Village except as is provided below:

- (1) A motor vehicle may be parked along a public highway or street during a snow emergency for a maximum of three minutes for the actual loading or unloading of passengers.
- (2) A disabled or inoperative motor vehicle may be parked along a public highway or street not to exceed thirty minutes and during such period the owner or operator thereof must take prompt and purposeful action to have such vehicle removed from the public highway or street.
- (D) Nothing in this section shall be construed as to authorize or permit parking of vehicles on public highways or streets where such parking is otherwise prohibited.
- (E) Any motor vehicle parked in violation of the provisions of this section shall be towed away and impounded at the costs of the owner or operator thereof.
- (F) Whoever violates this section may be cited for a minor misdemeanor and upon conviction may be fined not more than \$100. In addition, where a vehicle is towed to an impound lot, the vehicle owner or operator will be responsible for payment of the towing and storage charges before the vehicle can be recovered.

**SECTION III.** That the Amelia Village Council finds and determines that all formal actions relative to the passage of this ordinance were taken in an open meeting of this Council, and, that all deliberations of the council and of its committees, if any, which resulted in the formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION IV.** This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of Amelia Village and its inhabitants. The reason for the emergency is the immediate need have new snow emergency regulations in place for this winter season. Therefore, provided this emergency clause receives the affirmative vote of two-thirds of all members of Council this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

MR. DICKERSON moved to suspend the rules requiring three readings on three separate dates.

MRS. GEMERL seconded the motion.

