

**ORDINANCE NO. OR19-23**

**AN ORDINANCE BY THE TROTWOOD CITY COUNCIL AMENDING “PART THREE – TRAFFIC CODE” OF THE TROTWOOD CODES OF ORDINANCES BY REPEALING CURRENT SECTIONS 303.08 “IMPOUNDING OF VEHICLES; REDEMPTION” AND 351.14 “OVERNIGHT PARKING OF TRUCKS AND TRAILERS” AND ENACTING NEW SECTIONS 303.08 “IMPOUNDING OF VEHICLES; REDEMPTION” AND 351.14 “PARKING OF TRUCKS AND TRAILERS” TO MODIFY AND UPDATE REGULATIONS PERTAINING TO THE PARKING OF TRUCKS AND TRAILERS IN THE CITY OF TROTWOOD, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Article XVIII, Section 3, of the Constitution of the State of Ohio, grants municipalities the authority to exercise all powers of local self-government and to enact and enforce local police, sanitary, and other regulations that are not in conflict with the general laws of the State of Ohio; and

**WHEREAS**, City Council has determined that certain provisions of the current “Part Three – Traffic Code” of the Trotwood Codes of Ordinances require revision to modify and update regulations pertaining to the parking of trucks and trailers in the City of Trotwood; and

**WHEREAS**, the City Manager, Deputy City Manager, and Police Chief recommend that City Council repeal current Sections 303.08 “Impounding of Vehicles; Redemption” and 351.14 “Overnight Parking of Trucks and Trailers” of “Part III – Traffic Code” of the Trotwood Codes of Ordinances in their entirety and that new Sections 303.08 “Impounding of Vehicles; Redemption” and 351.14 “Parking of Trucks and Trailers” be enacted in order to protect and promote the public health, safety, and welfare; and

**WHEREAS**, City Council accepts the recommendation made by the City Manager, Deputy City Manager, and Police Chief and, therefore, will amend “Part Three – Traffic Code” of the Trotwood Codes of Ordinances as set forth herein; and

**WHEREAS**, City Council has determined that for the immediate preservation of the public peace, health, safety, and welfare of the residents of the City of Trotwood, and to promote the efficient and orderly administration of the Traffic Code by the Trotwood Police Department, it is necessary that this Ordinance take immediate effect.

**NOW, THEREFORE, BE IT ORDAINED BY A VOTE OF FIVE (5) MEMBERS OF THE COUNCIL OF THE CITY OF TROTWOOD, STATE OF OHIO:**

**SECTION I:** “Part III – Traffic Code” of the Trotwood Codes of Ordinances is hereby amended as set forth herein.

**SECTION II:** Sections 303.08 “Impounding of Vehicles; Redemption” and 351.14 “Overnight Parking of Trucks and Trailers” of the Trotwood Codes of Ordinances are hereby repealed in their entirety.

**SECTION III:** New Sections 303.08 “Impounding of Vehicles; Redemption” and 351.14 “Parking of Trucks and Trailers” are hereby enacted as set forth in Exhibit A attached hereto and incorporated herein by reference, with additions in **bold** and underscoring and deletions in ~~strikethrough~~.

**SECTION IV:** In order to protect and promote the public peace, health, safety, and welfare of the residents of the City of Trotwood, and to promote efficient and orderly administration of the Traffic Code by the Trotwood Police Department, Trotwood City Council hereby determines that an emergency exists which requires the expedited implementation of this Ordinance.

**SECTION V:** It is hereby 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 any and all deliberations of this Council that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including but not limited to Section 121.22 of the Ohio Revised Code.

**SECTION VI:** In accordance with Section 4-6 of the Charter of the City of Trotwood, State of Ohio, this Ordinance shall take effect immediately upon its adoption by Council.

Passed this 5th day of June, 2023.

TROTWOOD, OHIO 45426

3035 OLIVE ROAD

CITY OF TROTWOOD

ATTEST:

APPROVED:

\_\_\_\_\_  
KARA B. LANDIS  
CLERK OF COUNCIL

\_\_\_\_\_  
MARY A. MCDONALD  
MAYOR

\_\_\_\_\_  
YVETTE F. PAGE  
VICE-MAYOR

### **CERTIFICATE OF RECORDING OFFICER**

I, the undersigned, hereby certify that the foregoing is a true and correct copy of Ordinance No. **OR19-23** adopted by the Trotwood City Council at a regular scheduled meeting held on the **5th** day of **June, 2023**, and that I am duly authorized to execute this certificate.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
KARA B. LANDIS  
CLERK OF COUNCIL