



# City of Columbus

## Legislation Report File Number: 1811-2021

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

### 30 Day

**File ID:** 1811-2021 **Type:** Ordinance **Status:** Passed

**Version:** 1 **\*Committee:** Rules & Reference Committee

**File Name:** Changes in Columbus City Codes, Title 21, Traffic **File Created:**

06/25/2021

Code

**Final Action:** 10/21/2021

### Auditor Cert #:

**Auditor:** When assigned an Auditor Certificate Number I , the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

**Contact Name/No.:** Lela Van Horn 645-2729

### Floor Action (Clerk's Office Only)

### Mayor's Action

### Council Action

Mayor	Date	Date Passed/ Adopted	President of Council
-------	------	----------------------	----------------------

Veto	Date	City Clerk
------	------	------------

**Title:** To enact, amend, and repeal various sections of Title 21, Traffic Code, of the Columbus City Codes to modernize several city code sections and fine amounts.

**Sponsors:** Shayla Favor

**Attachments:** 1811-2021 attachment 9.14.21



# City of Columbus

## Legislation Report File Number: 1811-2021

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

### Approval History

Version	Seq #	Action Date	Approver	Action	Due Date
1	3	7/6/2021	Steve Wentzel	Approved	7/8/2021
1	4	7/6/2021	Steve Wentzel	Approved	7/8/2021
1	5	9/15/2021	ATTORNEY APPROVER	Approved	7/8/2021
<b>Notes:</b> Inb					
1	8	9/16/2021	Steve Wentzel	Approved	9/16/2021
1	9	9/17/2021	Erin DeGiralomo	Approved	9/20/2021
1	10	9/17/2021	Aileen Heiser	Delegated	
<b>Notes:</b> Delegated: Out Of Office					
1	11	9/17/2021	Adam Robins	Approved	9/20/2021
1	12	9/17/2021	Adam Robins	Approved	9/21/2021
1	13	9/17/2021	Christopher Long	Approved	9/21/2021
1	14	9/20/2021	Joe Lombardi	Approved	9/21/2021
1	15	9/20/2021	ODI APPROVER	Approved	9/22/2021
1	16	9/20/2021	Auditor Reviewer	Approved	9/22/2021
<b>Notes:</b> MNK/blp					
1	17	9/20/2021	AUDITOR APPROVER	Approved	9/22/2021
<b>Notes:</b> MNK/bam					
1	18	9/23/2021	ATTORNEY APPROVER	Approved	9/22/2021
<b>Notes:</b> Inb					

### History of Legislative File

Ver.	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Columbus City Council	10/11/2021	Read for the First Time				
1	Columbus City Council	10/18/2021	Approved				Pass
1	COUNCIL PRESIDENT	10/18/2021	Signed				
1	MAYOR	10/20/2021	Signed				
1	CITY CLERK	10/21/2021	Attest				

**ODI:** Following the review and approval, when required, the Office of Diversity and Inclusion certifies compliance



# City of Columbus

## Legislation Report File Number: 1811-2021

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

with Title 39 as of date listed.

**City Attorney:** Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

### Explanation

#### 1. BACKGROUND

This ordinance enacts, amends, and repeals Columbus City Codes to provide for changes in Title 21 - Traffic Code and includes general code changes and edits so that traffic code language is consistent with other code sections and terminology used in city codes is clarified.

This ordinance repeals the Abandoned Junk Motor Vehicle section, amends various sections, including section 2101.56 Junk Motor Vehicle section to the Inoperable vehicle section to reduce confusion regarding inoperable vehicles, and adds sections defining Collector's vehicle and Historical vehicle. This ordinance will modernize code sections that manage the enforcement of inoperable vehicles on private property and public streets, easements, public right-of-way or other property open to the public for purposes of vehicular travel or parking. The goal of the code changes is to update various codes and more clearly define and clarify the definition of an inoperable vehicle and reduce the fine amount so that the fines are in line with other parking related infractions, thereby reducing the potential for inequities. Other sections of Traffic code will also be updated to reflect changes related to Ohio Revised Code.

The code changes and new parking infraction fines are to be effective as 30-day legislation.

#### 2. FISCAL IMPACT

No immediate fiscal impact to the City.

### Title

To enact, amend, and repeal various sections of Title 21, Traffic Code, of the Columbus City Codes to modernize several city code sections and fine amounts.

### Body

**WHEREAS**, a goal of the City of Columbus is to modernize the parking code to clarify parking regulations; and

**WHEREAS**, more clearly defined code definitions and violations related to inoperable and historical vehicles are needed; and



# City of Columbus

## Legislation Report File Number: 1811-2021

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

**WHEREAS**, providing enforcement with adequate information to respond to 311 complaints is needed;  
and

**WHEREAS**, various changes in the Ohio Revised Code have necessitated updates to the Columbus City Codes; and

**WHEREAS**, it is necessary to enact the following sections of the Columbus City Codes: 2101.062, 2101.165; and

**WHEREAS**, it is necessary to amend the following sections of the Columbus City Codes: 2101.56, 2101.166, 2105.15, 2107.01, 2137.01, 2150.02, 2150.03(B), 2150.05, 2150.06, 2150.08, 2150.10, 2151.09, 2151.18, 2151.20, 2151.21, 2151.22, 2155.05, 2155.055, 2155.07, 2155.08; and

**WHEREAS**, it is necessary to repeal the following sections of the Columbus City Codes: 2101.55, 2151.23, 2151.24, 2155.06; **NOW, THEREFORE.**

### **BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That Sections 2101.062 and 2101.165 of the Columbus City Codes are hereby enacted to read as shown on the attachment to this Ordinance.

**SECTION 2.** That Sections 2101.56, 2101.166, 2105.15, 2107.01, 2137.01, 2150.02, 2150.03(B), 2150.05, 2150.06, 2150.08, 2150.10, 2151.09, 2151.18, 2151.20, 2151.21, 2151.22, 2155.05, 2155.055, 2155.07, and 2155.08 of the Columbus City Codes are hereby amended to read as shown on the attachment to this Ordinance.

**SECTION 3.** That prior existing Sections 2101.55, 2151.23, 2151.24, and 2155.06 of the Columbus City Codes are hereby repealed as outlined on the attachment to this Ordinance.

**SECTION 4.** That this ordinance will take effect and be in force from and after the earliest period allowed by law.

**ORD 1811-2021**  
**Parking Services - 2021 Code Changes**  
**Summary of Changes in Title 21 - Traffic Code**

**Summary of Changes:**

- Enact new sections 2101.062 and 2101.165
- Amend Sections 2101.56, 2101.166, 2105.15, 2107.01, 2137.01, 2150.02, 2150.03, 2150.05, 2150.06, 2150.08, 2150.10, 2151.09, 2151.18, 2151.20, 2151.21, 2151.22, 2155.05, 2155.055, 2155.07, and 2155.08
- Repeal Sections 2101.55, 2151.23, 2151.24, and 2155.06

---

**New Sections Enacted (SECTION 1):**

2101.062 - Collector's vehicle

Collector's vehicle means any motor vehicle or agricultural tractor or traction engine that is of special interest, that has a fair market value of one hundred dollars or more, whether operable or not, and that is owned, operated, collected, preserved, restored, maintained, or used essentially as a collector's item, leisure pursuit, or investment, but not as the owner's principal means of transportation. "Licensed collector's vehicle" means a collector's vehicle, other than an agricultural tractor or traction engine that displays current, valid license tags issued under [Chapter 2135](#) of Columbus City Code.

2101.165 – Historical motor vehicle

Historical motor vehicle means any motor vehicle that is over twenty-five years old and is owned solely as a collector's item and for participation in club activities, exhibitions, tours, parades, and similar uses, but that in no event is used for general transportation.

**Amended Sections (SECTION 2):**

**2101.165-166 - Holidays.**

Holidays shall include the following specific days of the year: New Year's Day, Martin Luther King Day, President's Day, Memorial Day, Juneteenth, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day and Christmas Day.

**2101.56 – ~~Junk~~ Inoperable motor vehicle**

"~~Junk~~ Inoperable motor vehicle" means any motor vehicle that upon inspection shows ~~has been left on private property for more than seventy two (72) hours with the permission of the person having the right to the possession of the property that damage including but not limited to missing wheels, tires, motor or transmission; that is apparently inoperable; and that has a fair market value of one thousand five hundred dollars (\$1,500.00) or less.~~ any of the following conditions: one or more wheels are missing; one or more tires are missing; two or more tires are flat; one or more windows are missing or broken; the windshield is shattered or missing; parts necessary for the operation of the vehicle are

missing or clearly appear to be severely damaged; or a license plate with a distinctive number and valid for the current year is not displayed thereon.

#### **2105.15 - Business loading zones.**

The service director shall:

- (a) Establish loading zones for the loading and unloading of passengers or merchandise or both, ~~when traffic studies show the operation of business in the area~~ in areas where demand justifies the need and traffic conditions permit;
- (b) Establish valet parking zones as special business loading zones for the purpose of allowing valet parking service to operate; ~~when traffic studies show the operation of business in the area justifies and traffic conditions permit;~~
- (c) Establish, modify, and change from time to time, rules and regulations for the application, inspection, and various fees to be charged for such business loading zones and such special loading zone for valet parking. Such regulations shall be signed by the service director, filed with the clerk of the city, and published in the City Bulletin; ~~fees to be charged in accordance with this section shall be sufficient to recover lost parking revenues which reasonably could be realized but for the presence of the loading zone. Lost parking revenues should reasonably relate to and be based upon an approximation of a fair market value for parking within the general vicinity of the loading zone.~~

#### **2107.01 – Reasons for Impounding**

Any law enforcement officer as defined in [Section 2301.01 \(K\)](#), is authorized to remove or cause removal from the streets, easements, public right-of-ways, highways, sidewalks, or other property open to the public for the purpose of vehicular traffic or parking:

- (a) Any vehicle parked, left standing or abandoned thereon in violation of any of the specific terms of this Traffic Code, subject to the provisions of [Section 2150.02](#).
- (b) Any vehicle that has been reported stolen.
- (c) Any vehicle from which the driver has been arrested, or any vehicle operated by a person who refused to obey the instruction of any police officer after such person has been placed under arrest.
- (d) Any vehicle from which the driver or operator has been removed due to illness or injury.
- (e) Any vehicle which, in the impounding authorities opinion, creates a condition which presents a risk of physical harm to persons or property including vehicles which, without authorization, release, discharge, or leak substances into or upon the environment.
- (f) Any vehicle operated by a person while engaged in, or connected with, the commission of a crime.
- (g) Any vehicle operated by a person without an operator's license, or during period of suspension, cancellation, or revocation of such license.
- (h) Any vehicle that has been involved in an accident and the driver/operator has failed to stop after such accident.
- (i) Any vehicle that fails to comply with the provisions of this Traffic Code relative to equipment.
- (j) Any vehicle abandoned after an accident on public or private property away from the owner's residence.

#### **2137.01 - Driving unsafe vehicles; application.**

(a) No person shall drive or move, or cause or knowingly permit to be driven or moved, on any street or highway any vehicle or combination of vehicles which is in such unsafe condition as to endanger any person or property.

(b) Nothing contained in this chapter shall be construed to prohibit the use of additional parts and accessories on any vehicles not inconsistent with the provisions of this chapter.

(c) The provisions of this chapter with respect to equipment on vehicles do not apply to implements of husbandry, road machinery, road rollers or agricultural tractors except as made applicable to such articles of machinery.

(d) ~~Except as otherwise provided in this division, whoever violates this section is guilty of a minor misdemeanor. If the offender previously has been convicted of a violation of this section, Section 4513.02 of the Ohio Revised Code, or a substantially similar municipal ordinance, whoever violates this section is guilty of a misdemeanor of the third degree.~~No owner of a licensed collector's vehicle or historical motor vehicle shall be required to comply with equipment provisions contained in laws or rules that were enacted or adopted subsequent to the calendar year in which the vehicle was manufactured and shall not be prohibited from operation of a licensed collector's vehicle or historical motor vehicle for failure to comply with any such equipment laws or rules.

(e) Except as otherwise provided in this division, whoever violates this section is guilty of a minor misdemeanor. If the offender previously has been convicted of a violation of this section, Section 4513.02 of the Ohio Revised Code, or a substantially similar municipal ordinance, whoever violates this section is guilty of a misdemeanor of the third degree.

## **2150.02 – Impoundment and immobilization**

(A) The commission of a parking infraction, as defined in division (A) of [Section 2150.01](#) of this chapter, within the City of Columbus shall not be considered a criminal offense for any purpose.

(B) A vehicle involved in three (3) or more parking infractions in which judgments or default judgments have been filed with the Clerk of the Municipal Court pursuant to division (C) of [Section 2150.07](#) of this chapter is subject to impoundment or immobilization by law enforcement officers of the City of Columbus or their agents. Impoundment or immobilization pursuant to this division of this section is permitted without regard to whether the vehicle, at the time of impoundment or immobilization, is legally parked. The owner of a vehicle impounded pursuant to this chapter shall be liable for impoundment fees and storage charges as provided by [Section 2107.06](#) of the Columbus City Code.

(C) A vehicle impounded or immobilized under division B or division D of this section shall be released to the owner upon the owner presenting a valid certificate of title to the vehicle to the violations clerk of the parking violations bureau and upon the owner either paying the fines, penalties, fees and costs due on the parking infractions issued or outstanding or payment of the judgments or default judgments which led to the impoundment or immobilization or posting a bond equal to the amount of said fines, penalties, fees, and costs. In no case, however, shall the owner of a vehicle impounded or immobilized pursuant to this chapter be required to post a bond in excess of one thousand dollars (\$1,000.00) to obtain release of the vehicle.

(D) Notwithstanding divisions (B) and (C) of this section, a vehicle parked, stopped or standing on a public street, easement, public right-of-ways, or highway in commission of a parking infraction is subject to impoundment.

Impoundment of a vehicle parked, stopped or standing on a public street, easement, public right-of-way, or highway in commission of a parking offense may be ordered, directed, or caused by division of Police or Parking Violations Bureau personnel.

### **2150.03 – Parking ticket, service and liability**

(A) The parking tickets adopted by the Parking Violation Bureau shall be used by law enforcement officers, and Parking Violations Bureau enforcement personnel, or License Officers within the course of enforcement duties pursuant to Title 5, in all cases in which a person is charged with committing a parking infraction within the City of Columbus. Each parking ticket shall contain provisions that advise the person upon whom it is served that the person must answer in relation to the parking infraction charged in the ticket and that certain penalties may result from a failure to timely answer, indicate the allowable answers that may be made and that the person will be afforded a hearing if the person denies in the person's answer that the person ~~he~~ committed the parking infraction, specify the entity to which, the time within which, and the allowable manners in which the answer must be made, indicate the penalties that may result from failure to timely answer and the fine that arises from the parking infraction, warn that failure to timely answer or to appear at a requested hearing will be considered an admission of the parking infraction, and warn that a default civil judgment potentially may be entered against the person and, if different, the owner of the vehicle if the person fails to timely answer or to appear at a requested hearing. The parking ticket shall be the summons and complaint for purposes of this chapter.

(B) A law enforcement officer, or Parking Violation Bureau enforcement personnel or License Officer in the course of enforcement duties pursuant to Title 5 who issue a parking ticket for a parking infraction shall complete the ticket by identifying the parking infraction charged, recording the license plate number, type and make or model of the vehicle and indicating the date, time and place of the parking infraction charged. The officer or parking violations enforcement personnel shall sign the ticket and affirm the facts it contains and file a copy with the violations clerk. If the operator of the vehicle is present, the officer also shall record on the ticket the name of the operator in a space provided on the ticket for identification of the offender, and then shall personally serve the parking ticket upon the operator. If the operator of the vehicle is not present, or the operator is present and will not provide their name to be added on the citation, the officer or parking violations enforcement personnel shall insert the word "owner" in the space provided on the ticket for identification of the offender and then shall constructively serve the parking ticket upon the owner of the vehicle by affixing the ticket to the vehicle in a conspicuous place. Constructive service of a parking ticket upon an owner of a vehicle by affixation as provided in this division, or by the procedure described in division (d) of this section has the same force and effect and potentially subjects both the owner and the operator of the vehicle whose act or omission resulted in the parking infraction, if different, to the same fine and the same penalties, fees and costs for failure to timely answer or to appear, if a hearing is requested, as if the parking ticket were personally served on both the owner and operator of the vehicle at the time of the violation.

(C) The original of a parking ticket issued pursuant to this section or any true copy of it shall be considered a record kept in the ordinary course of business of the City of Columbus and of the law enforcement agency whose officer issued it and shall be prima-facie evidence of the facts it contains.

(D) An operator of a vehicle who is not the owner of the vehicle, but who operates it with the express or implied permission of the owner is the agent of the owner for purposes of the receipt of parking tickets served in accordance with this section and personal service of a parking ticket upon the operator in



accordance with this section constitutes constructive service upon the owner for purposes of this chapter. The operator of a rented or leased vehicle whose act or omission results in an alleged parking infraction shall not be considered an agent of the owner if the owner is engaged in the business of renting and leasing vehicles pursuant to a written rental or lease agreement and if the owner follows the procedures set forth in [Section 2150.08](#).

(E) Except as provided in [Section 2150.08](#), when a parking ticket is issued for a parking infraction and is served pursuant to this section, the operator of the vehicle whose act or omission resulted in the parking infraction for which the ticket was issued and the owner of the vehicle involved in the parking infraction, if different, are jointly liable for the parking infraction and any fine, penalty, fees and costs arising out of the parking infraction. Any owner of a vehicle who pays any fine, penalty, fee and cost imposed for a parking infraction pursuant to this chapter may recover the amount paid from the operator of the vehicle whose act or omission resulted in the parking infraction.

(F) No person upon whom a parking ticket charging a parking infraction is personally or constructively served pursuant to this section shall be arrested as a result of the commission of the parking infraction.

#### **2150.05 - Answers, procedure.**

(A) A person who is personally or constructively served with a parking ticket charging the commission of a parking infraction may answer the charge by appearing personally before the parking violations bureau or by mail or online appeal. An answer shall be made within ten (10) days from the date of the infraction, and shall be in one of the following forms:

- (1) An admission that the person committed the parking infraction, by payment of any fine arising out of the parking infraction;
- (2) An admission that the person committed the parking infraction, with an explanation of the circumstances surrounding the parking infraction;
- (3) A denial that the person committed the parking infraction and a request for a hearing relative to the infraction. If the person desires the presence, at the hearing, of the law enforcement officer who issued the parking ticket, the person must request the law enforcement officer's presence in the person's answer.

(B) (1) A person who admits committing a parking infraction shall, and a person who admits committing a parking infraction with explanation may, when the person makes an answer, pay the fine arising out of the infraction admitted to the violations clerk of the bureau.

(2) A person who admits committing a parking infraction with explanation shall submit evidence to the bureau that explains the circumstances surrounding the parking infraction. The evidence may be submitted in person or, to avoid the necessity of personal appearance, may be sent as affidavits and other documentary evidence by mail. The bureau, when it receives an answer admitting that the person committed a parking infraction with explanation, shall promptly determine whether the explanation mitigates the fact that the person committed the parking infraction and notify the person, in writing, by regular U.S. mail or by electronic mail, of its determination.

If the bureau determines that the explanation mitigates the fact that the person committed the parking infraction, the bureau shall eliminate or reduce the amount of the fine arising out of the parking infraction. If the fine is eliminated or reduced and the person has previously paid the fine, the amount paid in excess of the revised fine shall be returned to the person; if the fine is eliminated or reduced and the person has not previously paid the fine, the person shall pay only the amount of the revised fine. If the

bureau determines that the explanation does not mitigate the fact that the person committed the parking infraction, the person owes the entire amount of the fine arising out of the parking infraction, and if the person has not previously paid the fine, the person shall pay the entire amount of the fine. If a person admits to committing a parking infraction with explanation and the person fails to pay the amount of the fine due within ten (10) days after receiving notice of the bureau's determination, unless the amount due has previously been paid, the bureau's determination and the amount of the fine due shall be considered a judgment and shall be treated as if it were a judgment rendered subsequent to a hearing held pursuant to division (B) of [Section 2150.07](#).

(3) A person who denies the commission of a parking infraction shall be granted a hearing concerning the infraction. The bureau shall set a date for the hearing and notify the person, in writing by regular U.S. mail or by electronic mail, of the date, time, and place of the hearing. The hearing shall be conducted by a hearing examiner of the parking violations bureau in accordance with [Section 2150.07](#).

(C) If a person who is personally or constructively served with a parking ticket charging the commission of a parking infraction fails to timely answer the charge, as provided in division (A) of this section, the parking violations bureau shall issue the proper notifications of infraction pursuant to [Section 2150.06](#), and proceed according to that section. Failure to timely answer a charge may result in the imposition of an additional penalty of fifteen dollars (\$15.00).

(D) The issuance of a parking ticket, the filing of or failure to file answer by a person personally or constructively served with the ticket, the substance of an answer, the payment of any fine, penalty, fee and cost, and any other relevant information shall be entered in the records of the bureau.

#### **2150.06 - Failure to answer; procedures.**

(A) When a person is personally or constructively served with a parking ticket charging the commission of a parking infraction in accordance with [Section 2150.03](#) of this chapter, ~~of the Ohio Revised Code~~ and the person fails to answer the charge within the time specified by the local authority pursuant to [Section 2150.05](#) of this chapter, ~~of the Ohio Revised Code~~, the parking violations bureau, ~~joint parking violations bureau~~ shall send notifications of infraction as follows:

(1) If the person who fails to answer was the operator of the vehicle involved in the parking infraction at the time of the commission of the parking infraction and was personally served with the parking ticket, a notification of infraction shall be sent to that person and additionally if such person is not the owner of the vehicle, as determined from the records of the bureau of motor vehicles, a notification of infraction also shall be sent to the owner at ~~his~~ the most recent address appearing in such records;

(2) If the person who fails to answer was the owner of the vehicle and was constructively served with the parking ticket, a notification of infraction shall be sent to the owner at ~~his~~ the most recent address appearing in the records of the bureau of motor vehicles.

(B) A notification of infraction shall be sent within twelve (12) months after the expiration of the time specified by the local authority pursuant to [Section 2150.05](#) for the making of an answer, shall be sent by ~~first class~~ regular U.S. mail and shall contain all of the following:

(1) An identification of the parking infraction with which the person was charged and the time and date of the parking infraction, which identification may be a copy of the parking ticket charging the parking infraction that was personally or constructively served upon the person or vehicle;

(2) An identification of the amount of the fine, penalties, and costs arising out of the parking infraction that are due;

(3) A warning that the person must answer the parking infraction charged in the ticket within thirty (30) days from the issuance date of the warning letter or a default civil judgment in the amount of the fine, penalties, and costs due ~~may~~ shall be entered against the person;

(4) A description of the allowable answers that may be made and notification that the person will be afforded a hearing before the bureau ~~or juvenile court~~ if the person denies in the person's answer that the person committed the parking infraction pursuant to the requirements in Section 2150.05(A);

(5) An identification of the manners in which and the entity to which an answer may be made;

(6) A warning that if the person fails to appear at a requested hearing, a default civil judgment in the amount of the fine, penalties, and costs due ~~may~~ shall be entered against the person;

(7) A warning that the registration of the vehicle involved in the parking infraction, if the vehicle is registered in this state, may not be renewed or transferred if a civil judgment or a default civil judgment is entered against the person until the judgment is paid or until it is otherwise finally disposed of in a manner specified in this chapter.

(C) A person who receives a notification of infraction pursuant to this section may answer the parking infraction with which the person is charged that is identified in the notification of infraction in any of the manners provided in division (A) of [Section 2150.05](#) for answers to parking infractions charged in a parking ticket. An answer under this section shall be made within thirty (30) days after the date on which the notification of infraction was mailed, and shall be in one of the forms specified in divisions (A)(1), (2) and (3) of [Section 2150.05](#) for answers to parking infractions charged in a parking ticket, except that if the answer includes payment of the fine arising out of the parking infraction any penalty arising out of such infraction also shall be paid. The answer shall be governed by the provisions of division (B) of [Section 2150.05](#) for answers relative to parking infractions charged in a parking ticket, except that any determination of the amount to be paid under an answer admitting the commission of the parking infraction with explanation also shall consider any penalty arising out of such infraction.

(D) If a person who is issued a notification of infraction fails to timely answer, as provided in division (C) of this section the failure to answer shall be considered an admission that the person committed the parking infraction, and a default civil judgment, in the amount of the fine, penalties, and costs due ~~may~~ shall be entered against the person. Failure to timely answer the parking infraction identified in the notification of infraction ~~may~~ shall result in the imposition of an additional penalty of twenty dollars (\$20.00).

(E) The sending of a notification of infraction, the filing of or failure to file an answer by the person to whom it is sent, the substance of an answer, the payment of any fine, and any other relevant information shall be entered in the records of the particular bureau or juvenile court

#### **2150.08 - Nonliability of owner.**

(A) An owner of a vehicle is not jointly liable with an operator of the vehicle whose act or omission resulted in a parking infraction for the parking infraction or any fine, penalty, fee or cost arising out of the parking infraction under this chapter if either of the following apply:

(1) The owner answers the charge of the parking infraction under Sections [2150.05](#) or [2150.06](#) of this chapter, the ~~answer owner~~ denies ~~that he committed~~ committing the infraction and requests a hearing concerning the infraction, the owner additionally asserts and provides reasonable evidence at that time to prove that the vehicle, at the time of the commission of the parking infraction, was being used by the operator without the owner's express or implied consent, and the parking violations bureau determines that the vehicle was being used without the owner's express or implied consent at that time. If the bureau does not so determine, it shall conduct the hearing concerning the infraction according to [Section 2150.07](#) of this chapter.

(2) The owner answers the charge of the parking infraction under Sections [2150.05](#) or [2150.06](#) of this chapter, the ~~answer owner~~ denies ~~that he committed~~ committing the parking infraction, the owner additionally submits evidence at that time that proves that, at the time of the alleged commission of the infraction, the owner was either engaged in the licensed taxicab business or otherwise engaged in the business of renting or leasing vehicles under written rental or lease agreements and the owner additionally submits evidence that proves that, at the time of the alleged commission of the parking infraction, the vehicle in question was in the care, custody or control of a person other than the owner either pursuant to an employment relationship, if the owner was engaged in the licensed taxicab business or otherwise pursuant to a written rental or lease agreement. If the owner does not so prove, the parking violations bureau shall conduct a hearing relative to the infraction according to [Section 2150.07](#) of this chapter.

(3) The owner, at a hearing concerning the parking infraction conducted in accordance with [Section 2150.07](#) of this chapter, proves that the vehicle, at the time of the parking infraction, was being used by the operator without the owner's express or implied consent or proves the facts described in division (A)(2) of this section.

(B) An owner of a vehicle who is either engaged in the licensed taxicab business or otherwise engaged in the business of renting or leasing vehicles under written rental or lease agreements, but who does not satisfy the additional requirement of division (A)(2) of this section is not liable for any penalties arising out of a parking infraction involving the vehicle if at the time of the commission of the parking infraction, the vehicle was in the care, custody or control of a person other than the owner either pursuant to an employment relationship, if the owner was engaged in the licensed taxicab business or otherwise pursuant to a written rental or lease agreement and if the owner answers the charge of the parking infraction by denying ~~that he committed~~ committing the parking infraction or by paying the fine arising out of the parking infraction within thirty (30) days after actual receipt of the parking ticket charging the infraction or, if the owner did not receive the parking ticket, within thirty (30) days after receipt of notification of infraction.

Proof that the vehicle was in the care, custody or control of a person other than the owner pursuant to a written rental or lease agreement at the time of the alleged parking infraction shall be established by sending a true copy of the rental or lease agreement or an affidavit to that effect to the parking violations bureau within thirty (30) days after the date of receipt by the owner of the parking ticket charging the infraction or, if the owner did not receive the parking ticket, within thirty (30) days after receipt of the notification of infraction. The submission of a true copy of a written rental or lease agreement or affidavit shall be prima-facie evidence that a vehicle was in the care, custody or control of a person other than the owner. In addition, any information required by division (A)(2) of this section

may be provided on ~~magnetic tape or another~~ computer readable media in a format acceptable to the City of Columbus.

**2150.10 - Parking infraction fines.**

The following fines for parking infractions are hereby established:

Code Section	Violation	Current Penalty
919.23(C)	Parking on Grass in city Park	\$30.00
2105.16	Individual Parking Spaces	\$47.00
<u>2131.27(B)</u>	<u>Parking Near Emergency Vehicle</u>	<u>\$63.00</u>
2137.09	Lights on Parked Vehicle	\$47.00
<u>2151.01A</u>	<u>Parking prohibited on a sidewalk, shared-use path, curb, or street lawn area between a curb and right-of-way line, except a bicycle</u>	<u>\$55.00</u>
<u>2151.01AA</u>	<u>Parking - prohibited within 1 ft. of wheelchair ramp</u>	<u>\$55.00</u>
<u>2151.01B</u>	<u>Parking - prohibited within 5 ft. of drive</u>	<u>\$55.00</u>
<u>2151.01BB</u>	<u>Obstructing bus loading area</u>	<u>\$63.00</u>
<u>2151.01C</u>	<u>Parking - within an intersection</u>	<u>\$55.00</u>
<u>2151.01CC</u>	<u>Parking in a loading zone</u>	<u>\$30.00</u>
<u>2151.01D</u>	<u>Parking - prohibited within 10 ft. of fire hydrant</u>	<u>\$55.00</u>
<u>2151.01DD</u>	<u>Parking in a bike lane</u>	<u>\$55.00</u>
<u>2151.01E</u>	<u>Parking - prohibited on crosswalk</u>	<u>\$55.00</u>
<u>2151.01F</u>	<u>Parking - prohibited within 20 ft. of crosswalk</u>	<u>\$39.00</u>
<u>2151.01G</u>	<u>Parking - prohibited within 30 ft. of stop sign</u>	<u>\$39.00</u>
<u>2151.01H</u>	<u>Parking in or near a safety zone</u>	<u>\$55.00</u>
<u>2151.01I</u>	<u>Parking within 50 feet of railroad crossing</u>	<u>\$55.00</u>

Code Section	Violation	Current Penalty
<u>2151.01J</u>	<u>Parking near fire station entrance</u>	<u>\$55.00</u>
<u>2151.01K</u>	<u>Parking near street excavation or obstruction</u>	<u>\$55.00</u>
<u>2151.01L</u>	<u>Double Parking, Standing or Stopping</u>	<u>\$55.00</u>
<u>2151.01M</u>	<u>Parking - prohibited, bridge, viaduct or tunnel</u>	<u>\$55.00</u>
<u>2151.01N</u>	<u>Parking - prohibited within 1 ft. of another auto</u>	<u>\$25.00</u>
<u>2151.01O1</u>	<u>Parking - prohibited, signs, no parking</u>	<u>\$55.00</u>
<u>2151.01O2</u>	<u>Parking - prohibited, signs, no stopping</u>	<u>\$55.00</u>
<u>2151.01P</u>	<u>Parking - prohibited in front of schools</u>	<u>\$63.00</u>
<u>2151.01Q</u>	<u>Parking - prohibited in front of theaters</u>	<u>\$22.00</u>
<u>2151.01R</u>	<u>Parking - prohibited in street or alley 23 ft. or less in width</u>	<u>\$63.00</u>
<u>2151.01S</u>	<u>Parking - prohibited in front of church</u>	<u>\$22.00</u>
<u>2151.01T</u>	<u>Parking - prohibited in parkway</u>	<u>\$25.00</u>
<u>2151.01U</u>	<u>Parking - prohibited in front of auto mail box</u>	<u>\$25.00</u>
<u>2151.01V</u>	<u>Parking - prohibited on expressway</u>	<u>\$30.00</u>
<u>2151.01W</u>	<u>Parking - prohibited on service road</u>	<u>\$55.00</u>
<u>2151.01X</u>	<u>Parking - prohibited 20 ft. of junction of alley &amp; street</u>	<u>\$55.00</u>
<u>2151.01Y</u>	<u>Parking - prohibited within 10 ft. of bulk refuse container</u>	<u>\$55.00</u>
<u>2151.01Z</u>	<u>Parking prohibited in handicap space</u>	<u>\$500.00</u>
2151.03	Parking without 10 ft. clearance	\$25.00
2151.04	Stopping not to obstruct street or crossing	\$39.00
<u>2151.06A</u>	<u>More than 12 inches from curb</u>	<u>\$22.00</u>

Code Section	Violation	Current Penalty
<u>2151.06B</u>	<u>Parking facing wrong direction</u>	<u>\$25.00</u>
<u>2151.10B</u>	<u>Parking on public property</u>	<u>\$25.00</u>
<u>2151.10C</u>	<u>Parking on private property</u>	<u>\$22.00</u>
2151.11	Parking near railroad spur tract	\$22.00
2151.12	Blocking driveway or garage	\$63.00
2151.13	Funeral service parking in front of church or funeral home	\$25.00
2151.14	Parking prohibited for displaying vehicle for sale	\$25.00
2151.15	Parking limited for displaying advertising	\$22.00
2151.16	Parking limited while offering materials for sale	\$25.00
2151.17	Parking for washing, greasing or repairing	\$25.00
2151.18	Parking in permit parking area	\$50.00
2151.19	Moving vehicle when loading space requested	\$25.00
<u>2151.20</u>	Overtime, truck, bus, <u>boat, trailer</u> or house vehicle	\$30.00
2151.21	Fail to register or display	\$50.00
2151.22	<del>Junk</del> <u>Inoperable</u> motor vehicles on <u>public property</u>	<del>\$89.00</del> <u>30.00</u>
<del>2151.23</del>	<del>Junk motor vehicles on private property</del>	<del>\$47.00</del>
<u>2151.25</u>	<u>Parking in dedicated car-sharing parking space</u>	<u>\$50.00</u>
<u>2151.26</u>	<u>Overtime Parking</u>	<u>\$30.00</u>
2155.02	Meter spaces limited to vehicles only	\$39.00
2155.05	Meter Non-Payment	\$30.00

Code Section	Violation	Current Penalty
<del>2155.06</del>	<del>Illegal parking</del>	<del>\$30.00</del>
2157.04	Parking, standing of vehicles prohibited - snow emergency	\$63.00
<del>2131.27(B)</del>	<del>Parking Near Emergency Vehiele</del>	<del>\$63.00</del>
2151.01A	<del>Parking prohibited on a sidewalk, shared-use path, curb, or street lawn area between a curb and right-of-way line, except a bicycle</del>	<del>\$55.00</del>
2151.01AA	<del>Parking prohibited within 1 ft. of wheelchair ramp</del>	<del>\$55.00</del>
2151.01B	<del>Parking prohibited within 5 ft. of drive</del>	<del>\$55.00</del>
2151.01BB	Obstructing bus loading area	\$63.00
2151.01C	<del>Parking within an intersection</del>	<del>\$55.00</del>
2151.01CC	Parking in a loading zone	\$30.00
2151.01D	<del>Parking prohibited within 10 ft. of fire hydrant</del>	<del>\$55.00</del>
2151.01DD	Parking in a bike lane	\$55.00
2151.01E	<del>Parking prohibited on crosswalk</del>	<del>\$55.00</del>
2151.01F	<del>Parking prohibited within 20 ft. of crosswalk</del>	<del>\$39.00</del>
2151.01G	<del>Parking prohibited within 30 ft. of stop sign</del>	<del>\$39.00</del>
2151.01H	Parking in or near a safety zone	\$55.00
2151.01I	<del>Parking within 50 feet of railroad crossing</del>	<del>\$55.00</del>
2151.01J	<del>Parking near fire station entrance</del>	<del>\$55.00</del>
2151.01K	Parking near street excavation or obstruction	\$55.00
2151.01L	Double Parking, Standing or Stopping	\$55.00
2151.01M	<del>Parking prohibited, bridge, viaduct or tunnel</del>	<del>\$55.00</del>



Code Section	Violation	Current Penalty
2151.01N	<del>Parking prohibited within 1 ft. of another auto</del>	\$25.00
2151.01O1	<del>Parking prohibited, signs, no parking</del>	\$55.00
2151.01O2	<del>Parking prohibited, signs, no stopping</del>	\$55.00
2151.01P	<del>Parking prohibited in front of schools</del>	\$63.00
2151.01Q	<del>Parking prohibited in front of theaters</del>	\$22.00
2151.01R	<del>Parking prohibited in street or alley 23 ft. or less in width</del>	\$63.00
2151.01S	<del>Parking prohibited in front of church</del>	\$22.00
2151.01T	<del>Parking prohibited in parkway</del>	\$25.00
2151.01U	<del>Parking prohibited in front of auto mail box</del>	\$25.00
2151.01V	<del>Parking prohibited on expressway</del>	\$30.00
2151.01W	<del>Parking prohibited on service road</del>	\$55.00
2151.01X	<del>Parking prohibited 20 ft. of junction of alley &amp; street</del>	\$55.00
2151.01Y	<del>Parking prohibited within 10 ft. of bulk refuse container</del>	\$55.00
2151.01Z	Parking prohibited in handicap space	\$500.00
2151.06A	More than 12 inches from curb	\$22.00
2151.06B	Parking facing wrong direction	\$25.00
2151.10B	Parking on public property	\$25.00
2151.10C	Parking on private property	\$22.00
-2151.25	Parking in dedicated car sharing parking space	\$50.00
-2151.26	Overtime Parking	\$30.00

**2151.09 - Maximum continuous street parking in same location.**

(a) No person who is the owner, agent, operator, or other person in charge of any vehicle shall permit such vehicle to remain parked, standing, or abandoned upon any street, easement, public right-of-way, road or highway for longer than seventy-two (72) consecutive hours without moving and parking such vehicle at least seventy-five (75) feet away from the initial parked location. This section shall not be construed as affecting any other parking regulation now in effect or that may hereafter become effective but shall be construed as an additional parking limitation. Likewise, the impounding procedures of vehicles on any freeway, expressway or access way are not affected by this section. The purpose of this section is to prohibit continuous long-time parking and the storage of vehicles on city streets.

(b) A violation of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provisions of [Chapter 2150](#).

**2151.18 - Parking in permit parking area.**

(a) No person shall park a vehicle beyond the posted time in a permit parking area authorized by the service director as a permit parking area except vehicles displaying a valid permit or having a registered license plate associated with a virtual permit for that area, or commercial vehicles, delivery vehicles, or clearly logoed vehicles, ~~valid permits for that area, non-residential commercial vehicles and delivery vehicles providing services to residents and businesses of that area,~~ except as provided for in the rules and regulations promulgated pursuant to [Section 2105.27](#).

(b) A violation of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provisions of [Chapter 2150](#).

**2151.20 - Limitations on truck, bus, boat, tractor, and-trailer, semitrailer, travel trailer, house vehicle parking.**

(a) No owner or driver of a truck, bus, boat, tractor, trailer, semitrailer, travel trailer or house vehicle shall park or stand such vehicle on any street, easement, public right-of-way, road or highway for a period longer than one (1) hour without moving such vehicle at least seventy-five (75) feet away from the initial parking location. However, this section shall not apply to trucks or trailers used for conveying the necessary tools and materials to premises where labor, using such tools and materials, is to be performed during the actual time of parking such trucks or trailers, nor to motor trucks or buses conveying passengers to any public meeting, assembly, church, convention or entertainment during the actual session of any such public meeting, assembly, church, convention or entertainment, nor to the actual time during which a motor truck, motor truck tractor, trailer or semitrailer is being loaded or unloaded or used to deliver or hoist property or merchandise for completion of delivery.

(b) A violation of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provisions of [Chapter 2150](#).

**2151.21 - Failure to register or display.**

(a) No person shall park any vehicle upon the public streets, easements, public right-of-ways, or highways or public parking facilities owned or operated by the City of Columbus when any of the following apply:

(1) The owner has failed to annually file the application for registration or to pay the tax therefore, as required by Chapter 4503 of the Ohio Revised Code.

(2) The vehicle was acquired from a former owner who has registered the same in Ohio, while the vehicle displays the distinctive number or identification mark assigned to it upon its former registration.

(3) The vehicle displays a distinctive number or identification mark issued by or under the authority of another state without complying with the laws of Ohio relating to the registration and identification of motor vehicles.

(4) The vehicle displays license plates, including a ~~validation~~ valid registration sticker issued pursuant to Chapter 4503 of the Ohio Revised Code and license plates issued in another state, for any period of time which has expired, or any license plates issued in another state for which the period of reciprocal agreement with the state of issue has expired.

(5) The vehicle displays a license plate not legally registered and issued for such vehicle.

(6) The vehicle fails to display a valid ~~front and rear~~ license plate issued by the state of Ohio pursuant to Chapter 4503 of the Ohio Revised Code. ~~A law enforcement officer as defined in [Section 2301.01](#)(K) shall only issue a ticket, citation, or summons, or cause the arrest or commence a prosecution, for the failure to display a license plate in plain view on the front of a parked motor vehicle if the officer first determines that another offense has occurred and either places the operator or vehicle owner under arrest or issues a ticket, citation, or summons to the operator or vehicle owner for the other offense.~~

(7) The vehicle fails to display a valid disability parking placard or disability license plate for an authorized disability designated vehicle as defined under [Section 2155.01](#)(g).

(b) A violation of any provision of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provision of [Chapter 2150](#).

#### **2151.22 – Prohibition against leaving ~~abandoned junk motor~~inoperable vehicles on public property**

~~(a) No person shall leave an abandoned junk motor vehicle as defined in Section 2101.55 on a public street or other property open to the public for the purpose of vehicular travel or parking, or upon the right-of-way of any road or highway, for forty-eight (48) hours or longer without notification to the department of public safety, division of police of the reasons for leaving the motor vehicle in such place.~~

(a) No person who is the owner, agent, operator, or other person in charge of any vehicle shall permit an inoperable motor vehicle as defined in [Section 2101.56](#) to remain parking, standing, or abandoned upon any public street, easement, public right-of-way or other property open to the public for longer than ~~forty-eight (48)~~ seventy-two (72) consecutive hours. This section shall not be construed as affecting any other parking regulation now in effect or that may hereafter become effective but shall be construed as an additional parking limitation. Likewise, the impounding procedures of vehicles on any freeway, expressway or access way are not affected by this section. The purpose of this section is to prohibit continuous long-term parking and the storage of inoperable motor vehicles on city streets, easements, public right-of-way or other property open to the public for purposes of vehicular travel or parking.

(b) A violation of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provisions of [Chapter 2150](#).

#### **2155.05 - Deposit of funds required; meter non-payment.**

(a) Whenever a vehicle shall be parked at a parking meter, as defined in [Section 2155.01](#), during the days of the week and during the hours of the day for which the service director has established regulations as provided for in [Section 2155.04](#), the person parking such vehicle shall immediately deposit or cause to be deposited the required funds, except as provided for in the rules and regulations promulgated pursuant to [Section 2105.27](#). Upon the deposit of such funds, and the placing of such parking meter in operation, the parking space may be lawfully occupied by such vehicle during the period indicated on the parking meter. Any vehicle which fails to deposit the required funds and remains in an individual street or off-street parking space after the prescribed time for parking will be determined to be illegally parked and in violation of the provisions of this chapter. The fact that the vehicle is in an individual street or off-street parking space when the time on the parking meter for the same shows no parking permitted unless a deposit of the required funds is immediately made as herein provided shall be deemed prima-facie evidence of the unlawful parking of such vehicle by its owner. When a disabled designated vehicle is parked in a disabled designated space or any legal available parking space the vehicle shall be permitted to park two (2) hours beyond the legal limits on the meter or applicable parking space but not beyond the designated parking hours or other restricted hours that may apply.

(b) A violation of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provisions of [Chapter 2150](#).

#### **2155.055 - Fees for parking meters out of service.**

Whenever a parking meter is temporarily removed from service by hooding or by actual removal for later replacement, due to sidewalk repair, construction or other reason, the person or entity requesting such removal shall be required to pay a fee for each meter day that the parking meter is out of service. Such fee is to be determined by and shall not exceed the actual revenue loss to the city. Such actual revenue loss shall be determined by the parking meter rate in effect on the day that the meter is removed from service and shall be equivalent to the revenue amount that the parking meter would generate if used continuously during the hours of enforcement for every meter day that the parking meter is out of service. A waiver of the above-noted requirement shall be granted to downtown special events by the service director upon receipt of satisfactory proof that the following conditions are met:

- (1) That the sponsoring organization of a downtown special event be not-for-profit,
- (2) That the function be not-for-profit,
- (3) That the function be open to the public and
- (4) That the function be held without admission charge.

Should it be necessary to remove and reinstall a parking meter post or otherwise remove a parking meter from service by hooding or by other means and restore the same, an additional fee shall be charged which reflects the cost entailed by the city for such removal and restoration or reinstallation. These fees shall be established by the service director, collected by the director's designee, and deposited to ~~in the general fund~~ in the Parking Meter Program's designated fund.

#### **2155.07 - Use of slugs; defacing or tampering with meter.**

(a) No person shall deposit in any street or off-street parking meter in the city any slug, device, or substitute for a required ~~coin of United States money~~ fund or deface, injure, damage, tamper with or willfully break, destroy, or impair the usefulness of any parking meter installed under the provisions of this chapter.

(b) Whoever violates this section is guilty of a misdemeanor of the fourth degree.

## **2155.08 - Collection of ~~coins~~ funds.**

The Director of Public Service is authorized to appoint "collectors and accountants of parking meter ~~coin, coins, currency, credit card, or electronic fund transfer card equivalence~~ funds" from street and off-street parking meters. In collecting such ~~coin, coins, currency, credit card, or electronic fund transfer card equivalence~~ funds, they shall deliver same to the Parking Violations Bureau for counting, sorting and making ready for deposit.

## **Sections Repealed (SECTION 3):**

### **~~2101.55 — Abandoned junk motor vehicle~~**

~~"Abandoned junk motor vehicle" means any motor vehicle that has been left on private property for forty eight (48) hours or longer without the permission of the person having the right to possession of the property, on a public or other property open to the public for purposes of vehicular travel or parking, or upon or without the right of way of any road or highway, for forty eight (48) hours or longer; that is three (3) years or older; that is extensively damaged, such damage including but not limited to missing wheels, tires, or transmission, that is apparently inoperable; and that has a fair market value of one thousand five hundred dollars (\$1,500.00) or less.~~

### **~~2151.23 — Prohibition against leaving abandoned junk motor vehicles on private property~~**

~~(a) No person shall leave an abandoned motor vehicle as defined in Section 2101.55 on private property for more than seventy two (72) hours without the permission of the person having right of possession to the property.~~

~~(b) A violation of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provisions of Chapter 2150.~~

### **~~2151.24 — Prohibition against leaving junk motor vehicles on private property.~~**

~~No person shall leave a junk motor vehicle as defined in Section 2101.56 on private property for more than seventy two (72) hours. This prohibition is effective even if the person with the right to possession of the property has given consent or if the person leaving such vehicle owns, leases or otherwise lawfully possesses the property upon which the vehicle is parked.~~

### **~~2155.06 — Illegal parking.~~**

~~(a) All parking is prohibited in any individual street or off street space where a parking meter is installed unless a deposit of the required coin or coins of United States money is made as provided in this chapter. Any vehicle parked in contravention of this section shall be deemed to be illegally parked under the provisions of this chapter. It shall be illegal for any vehicle other than a disability designated vehicle to park in a disability designated parking space. The fact that the vehicle is in an individual street or off street parking space when the time on the parking meter for the same shows no parking permitted unless a deposit of the required coin or coins of United States money is immediately made as herein provided shall be deemed prima facie evidence of the unlawful parking of such vehicle by its owner.~~

~~(b) A violation of this section constitutes the commission of a parking infraction to be handled pursuant to and governed by the provisions of Chapter 2150.~~