

ORDINANCE AMENDING EXISTING MARION CITY CODE SECTIONS
1153.034 AND 660.07(F) FINDING A REAL AND PRESENT NEED TO
CONTROL NUISANCES WITHIN THE CITY OF MARION, OHIO, *AS AMENDED*

Whereas the Council finds the Administration's suggested modification to the existing Code of the City of Marion related to controlling nuisance structures within the City of Marion to be well taken, and

Whereas, the Council finds a real and present need to control certain un-wanted structures, components and items, which have been determined to be nuisances within the City of Marion, Ohio

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARION, STATE OF OHIO

Section 1. **CHAPTER 1153: OFF-STREET LOADING AND PARKING STANDARDS, now reading in relevant part:**

§ 1153.034 DEVELOPMENT STANDARDS FOR OFF-STREET PARKING SPACE.

(A) Required off-street parking facilities shall be located on the same lot as the structure or use served, except that a parking facility providing the sum of parking spaces required for several uses may be provided contiguous and in common to the several structures and uses served.

(B) Parking areas may be located in any required yard except as follows:

(1) In the required front yard in a Residential District residences may have parking on a driveway in a front yard. Driveways may not exceed 30% of the area of a front yard, except a straight drive, not exceeding 16 feet in width, shall be permitted even if the area of the drive would exceed 30% of the front yard area. No automobiles, recreation vehicles, tractors, boats, campers, trailers, etc., shall be parked in the front yard off of the permitted driveway.

(2) In a required front yard in any Nonresidential District adjoining a Residential District, as defined in § 1151.062(B).

SHALL BE AMENDED TO READ AS:

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boats, campers, trailers, etc., shall be parked in the front yard off of the permitted driveway.

- (2) *No automobiles, recreation vehicles, tractors, boats, campers, trailers or motor vehicles shall be parked, stored or maintained off of a permitted driveway or out of an approved garage structure in a front, side or rear yard in a residential district for a SINGLE FAMILY DWELLING or TWO FAMILY DWELLING as defined in 1123.01 DEFINITIONS.*

~~(2) *In the side yard, front side yard or back yard No automobiles, recreation vehicles, tractors, boats, campers, trailers or motor vehicles shall be parked, stored or maintained off of a permitted driveway other than in an approved garage structure.*~~

(2) (3) In a required front yard in any Nonresidential District adjoining a Residential District, as defined in § 1151.062(B).

- (4) Coverage of a rear yard by accessory buildings shall not exceed 25%.

Section 2. **CHAPTER 660: SAFETY, SANITATION AND HEALTH, now reading in relevant part:**

Section § 660.07 STORAGE OF JUNK VEHICLES.

...

(F) Whoever violates any of the provisions of this section 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 such person is guilty of a misdemeanor of the third degree

SHALL BE AMENDED TO READ AS:

Section § 660.07 STORAGE OF JUNK VEHICLES.

...

(F) Whoever violates any of the provisions of this section is guilty of a *misdemeanor of the fourth degree (M - 4) on a first offense which is punishable by a fine of not more than \$ 250.00 fine and/or a jail sentence of up to thirty (30) days. On a second offense within one year after the first offense, such person is guilty of a misdemeanor of the second degree (M - 2) which is punishable by not more than 90 days in jail and/or \$ 750.00 fine. On each subsequent offense within one year after the first offense, such person is guilty of a misdemeanor of the first degree (M - 1) which is punishable by not more than 180 days in jail and/or a fine of \$ 1,000.00..*

Section 3. That this Ordinance shall be in force from and after the earliest period allowed by law.

Approved:

President of Council

Mayor Scott Schertzer

Attest:

Clerk of Council