

ORDINANCE 29 - 2014
(as amended by motion 08/18/14)

**AN ORDINANCE DESIGNATING AN AREA OF PARK STREET
AS A VALET SERVICE AREA AND PROHIBITING PUBLIC
PARKING DURING SPECIFIED HOURS**

WHEREAS, the downtown merchants have expressed a need to provide valet services for customers during peak business hours in order to address parking deficiencies in proximity to their establishments; and

WHEREAS, economic development of the downtown requires reasonable accommodations to address parking issues in light of its historic character and the unique challenges that creates; and

WHEREAS, it is a proper public purpose to facilitate the ease of access to the downtown's businesses for visitors by designating an area for valet services.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO:

SECTION 1. That the parking spaces highlighted in Exhibit 1 attached hereto are hereby designated as a valet service area during the following hours and days:

4 p.m. to 11 p.m. on Tuesdays, Wednesdays, Thursdays, Fridays and Saturdays.

SECTION 2. That during the hours and days specified in Section 1 hereof, public parking in the valet service area is prohibited. The Administrator may cause such signage to be erected adjacent to this area as may be required to place the public on notice of this prohibition.

SECTION 3. That the Administrator is hereby authorized to issue a permit, jointly if applicable, to participating establishments for use of the valet service area during the hours and days set forth in Section 1 above if all of the following conditions are met:

- (a) The valet services are provided free of charge to members of the general public patronizing participating establishments;
- (b) Participating establishments shall be those which provide public accommodations, as defined herein below;
- (c) Establishments providing public accommodations within the downtown district and utilizing the valet parking area shall agree to jointly participate in providing the valet services on such terms as they should so mutually agree, but, subject to the provisions of this Ordinance and all applicable laws;
- (d) That no establishment in the downtown district providing public accommodations shall be prohibited from participating upon the same terms and conditions applicable to other participants;
- (e) That the valet service provider(s) furnish to the Administrator current certificates of insurance with commercial coverage and reasonable policy limits for such valet services;
- (f) That a valet stand may be placed adjacent to the service area, as approved by the Administrator, provided that it does not impede the flow of pedestrian traffic, and, that it be removed from the area when not in use;
- (g) That traffic cones may be used by the valet services to alert motorists as to the reserved area, subject to the approval of the Administrator as to placement, number and type; and
- (h) That a sandwich sign may be used for the valet service provided that it is in compliance with applicable provisions of Article 9 of the Zoning Code.
- (i) **The valet services shall not utilize on/off-street public parking spaces along Main Street and/or Park Street but, instead, shall make arrangements with the Administrator for the use of Village parking lots where there is excess capacity during these hours and/or shall make arrangements with the owners of private parking lots for their use.**

SECTION 4. As used in this Ordinance “public accommodations” means establishments open to the general public and which provide food or lodging.

SECTION 5. That the Administrator shall be provided such written documentation as he deems necessary in order to ascertain compliance with the requirements of Section 3.

SECTION 6. The Administrator may revoke any permit for the failure to observe any of the provisions of this Ordinance or other applicable Code sections and may impose supplemental requirements not inconsistent with the provisions of this Ordinance in order to effect its purpose and intent.

SECTION 7. That nothing in this Ordinance is intended to nor shall it be interpreted as inuring to the benefit of or vesting in any party or parties any legal interest of whatsoever nature in the valet service area, and, that any permit(s) issued pursuant to this Ordinance are and shall be licenses revocable at any time, without notice, and at the will of the Village.

SECTION 8. 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 any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including §121.22 of the Ohio Revised Code.

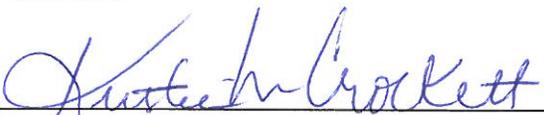
SECTION 9. That this Ordinance shall take effect at the earliest time provided by law.

PASSED: 8-18-14



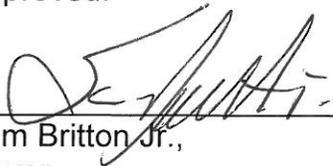
Kenneth D. Takacs,
President of Council

Attested:



Kristie M. Crockett,
Acting Fiscal Officer / Clerk of Council

Approved:



Sam Britton Jr.,
Mayor

8/18/2014

Date