



ORDINANCE: 53 – 25

PASSED: September 22, 2025

**AN ORDINANCE TO ENACT SECTION 305.056 OF THE CODIFIED ORDINANCES OF THE CITY OF OBETZ TO PROHIBIT PARKING OR STORAGE OF CONSTRUCTION EQUIPMENT ON ANY PUBLIC RESIDENTIAL STREET, AND TO DECLARE AN EMERGENCY**

**WHEREAS**, City Council is devoted to protecting the safety, character, and accessibility of residential neighborhoods within the City of Obetz; and

**WHEREAS**, parking and storage of construction equipment on residential streets creates potential hazards for pedestrians and motorists, obstructs traffic, and detracts from the aesthetics of the neighborhood.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OBETZ, OHIO THAT:**

Section 1. Section 305.056 of the Codified Ordinances of the City of Obetz is hereby enacted to read as follows:

**305.056 PARKING OR STORAGE OF CONSTRUCTION VEHICLES AND EQUIPMENT.**

- (a) For the purposes of this section:
  - (1) "Construction equipment" means any equipment or machinery other than a motor vehicle, as defined in section 4501.01 of the Ohio Revised Code, commonly used in construction, excavation, demolition, or related trades, including but not limited to, bulldozers, backhoes, excavators, skid steers, cement mixers, lifts, pavers, compactors, portable generators, road rollers, traction engines, power shovels, power cranes, well-drilling machinery, and ditch-digging machinery.
  - (2) "Residential street" means any public right-of-way or roadway located within a residential district, as defined in Section 1133.02 of the Codified Ordinances.
- (b) Except as otherwise provided in subsections (c) and (d), no person shall park or store construction equipment on a residential street. This prohibition includes a trailer carrying construction equipment, whether or not such trailer is hitched to a towing vehicle.
- (c) This section does not prohibit temporarily loading or unloading construction equipment for a period not to exceed two (2) consecutive hours, provided the activity is active, continuous, does not obstruct driveways or fire hydrants, and does not otherwise create a traffic or safety hazard.
- (d) This section does not prohibit parking or storage of construction equipment adjacent to property with an active building permit issued by the City, provided that all of the following apply:
  - (1) Construction is actively occurring on the property;
  - (2) The construction equipment is being or will be used for such construction;

- (3) The construction equipment is removed when no construction activity will take place for more than three (3) consecutive days; and
- (4) The construction equipment does not block driveways or fire hydrants and does not otherwise create a traffic or safety hazard.
- (e) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. An offender who, within twelve (12) months of the offense, previously has been convicted of or pleaded guilty to one or more predicate motor vehicle or traffic offense is guilty of a misdemeanor of the fourth degree. Each day construction equipment is parked or stored in violation of this section constitutes a separate offense.
- (f) Law enforcement may tow or remove, or cause towing or removal, of construction equipment parked or stored in violation of this section at the owner's expense following a notice affixed to the construction equipment at least four (4) hours prior to such towing or removal. If law enforcement determines that construction equipment parked or stored in violation of this section poses an immediate traffic or safety hazard, law enforcement may tow or remove, or cause towing or removal, of the construction equipment immediately, without such notice.

Section 2. 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 and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare, and safety such emergency arising from the need to immediately address the safety hazards posed by improperly parked construction equipment to motorists and pedestrians; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

Passed this 22 day of September, 2025

**ATTESTS:**

Stacey Boumis  
Stacey Boumis, Clerk of Council

Angela M. Kirk  
Angela M. Kirk, Mayor

\_\_\_\_\_  
Michael Flaherty, Council Pres. Pro-Tem

**APPROVED AS TO FORM**

Eugene L. Hollins  
Eugene L. Hollins, Esq, Law Director

ORDINANCE: 53 - 25

PASSED: September 22, 2025

**CERTIFICATION OF PUBLICATION**

Pursuant to the City Charter, I, Stacey E. Boumis, Clerk of Council of the City of Obetz, Ohio, do hereby certify that Ordinance 53-25 was duly posted at 4:00pm (time) on the 25 day of September, 2025, at the Obetz Government Center, Obetz Community Center, and Obetz Athletic Club as well as on the Obetz website.



Stacey Boumis  
Stacey Boumis, Clerk

9/25/25  
Date