

property of the university of Akron, wherever located.

3359-46-01 Motor vehicle, traffic and parking regulations

- (A) Statement of intent and purpose.
- (1) These motor vehicle, traffic and parking regulations and enforcement procedures of the university of Akron are enacted by the board of trustees of the university of Akron to facilitate the work and well being of the faculty, staff and students, as well as other persons, on the lands and property of the university of Akron.
 - (2) In general, it is the basis of these rules that the lands and property of the university of Akron and the use thereof are governed by the board of trustees of the university of Akron in Chapter 3359. of the Revised Code, and that motor vehicle, traffic and

- (13) Fraudulent permit. Parking permits shall be considered a "writing" in accordance with division (F) of section 1013.01 of the Revised Code. A permit shall be determined fraudulent in accordance with the provisions of section 2913.31 of the

vehicle when parking in university parking facilities and displayed in the manner and location as outlined at the time of issue or as otherwise provided for by section 4513.24 of the Revised Code, as presently enacted or as amended from time to time hereafter. All parking permits for any previous semesters, academic session or periods, should be removed from the motor vehicle. Authorization to park a motor vehicle is complete when the permit decal/hangtag is attached/affixed to the motor vehicle and displayed in the location described herein.

- (g) Refunds. Refunds for parking permits will be based on an approved schedule which from time to time may be amended by the board of trustees and administered by the cashier's office or parking and transportation services.
- (h) Expiration. Permits expire at midnight on the last day of the academic session, quarter, semester, or other period for which the permit was issued.
- (i) Loss or theft of permit. Any person losing his or her permit shall report the permit number to parking and transportation services. The theft of a permit should also be reported to the university of Akron police. An additional permit will be issued at a reduced fee, upon the filing in parking and transportation services of an affidavit swearing to the theft or loss of the permit. The fee charged for the replacement permit shall be established by the director of parking and transportation services. If there is written verification by the university police that the vehicle has been forcibly entered and the permit stolen, a replacement permit shall be provided free of charge.
- (j) Transfer of a motor vehicle. If a motor vehicle for which a permit shall have been issued is transferred, the parking permit shall be removed from the vehicle and the parking office notified of the transaction.

(E) Procedures.

- (1) Police powers. The university of Akron police department and its officers are authorized and directed to enforce these regulations by arrest, upon view or information, of anyone found violating the laws and regulations of the state of Ohio, local ordinances, or these regulations; or, in the alternative, to serve notice of such violations either upon the person found violating the same, or upon the motor vehicle found in violation of the same. Parking and transportation services and the agents thereof are also authorized and directed to enforce these regulations to the extent that they may serve notice of parking violations either upon the person found violating the same or upon the motor vehicle found in violation of same. Said notice, if served, shall provide notice of the violation claimed, the location of the violation, at the time of the violation, and notice of the rights of the person accused of the violation.

- (1) Form of appeal. The person upon whom notice of violation is served and/or the owner of the vehicle upon which notice of violation is served may appeal, in writing, a violation within ten business days from the date notice is served, except as provided othe t3[

the ASG supreme court chief justice for review and to render a decision. When the

university parking supervisors are authorized to provide for the removal and/or impounding of a motor vehicle under the following circumstances:

- (a) If the motor vehicle is parked within ten feet of a fire hydrant, or within thirty feet of a "Stop" sign.
- (b) If a motor vehicle is parked in such a manner as to block a driveway or other motor vehicles, block a service entrance, create a hazard to public safety, impede construction and/or maintenance requirements, or block pedestrian traffic.
- (c) If an improper state license is displayed on a motor vehicle.
- (d) If a motor vehicle is parked in an area where "No Parking" signs are situated, in an area which is otherwise reasonably designated to prohibit parking or in an area where parking is not reasonably intended (e.g., university sidewalks, lawns, etc.).
- (e) If there are three or more open parking violations on a vehicle, parking and transportation services may impound the vehicle with an immobilizer. If a vehicle contains a lost, stolen or forged permit, the university police and parking and transportation services may have the vehicle towed from university premises in order to obtain the permit.
- (f) If a motor vehicle is parked in a parking zone not designated for such motor vehicle.
- (g) If a motor vehicle is abandoned or in the process of repair on university property; provided that a motor vehicle shall be determined abandoned if it continuously occupies any parking space for four consecutive hours.
- (h) If a parking space has been designated by suitable signs and/or markings for the exclusive use of disabled persons or persons transporting disabled persons and a motor vehicle is parked in such zone whereby the motor vehicle does not belong to a disabled person or person transporting a disabled person.
- (i) If a motor vehicle has been stolen or operated without the consent of the owner.
- (j) If a motor vehicle has been used in or connected with the commission of a felony.
- (k) If a motor vehicle has been damaged or wrecked so as to be inoperable whereby its continued operation would constitute a condition hazardous to life, limb or property.
- (l) Upon the removal and/or impounding of a motor vehicle, under the above set forth

- (8) The operator of a motor vehicle when involved in an accident on land and property of the university of Akron resulting in property damage or personal injury shall report such accidents to the university police department immediately.
- (9) Parking and transportation services shall establish procedures by which arrangements shall be made to provide parking for individuals who are invited to attend and/or participate in short courses, workshops and other conferences, meetings, and such parking may be at fees established thereof by such procedures. The responsibility for contact with parking and transportation services lies with the department(s) arranging the event or program.
- (H) Prescribed penalties for motor vehicle, traffic and parking regulations.
- (1) As provided in paragraph (E)(1) and (E)(2) hereof, violation notices shall also contain a schedule of penalties provided for violation of these paragraphs. The following penalties for violations of these regulations, or of state law or local ordinances, are provided as those which a person accused of violation shall be permitted to pay to avoid further prosecution of said violation:
- (a) Failure to display a valid permit.
 - (b) Parking in an area for which permit is unauthorized and/or invalid.
 - (c) Parking in a prohibited area marked by signs/markers.
 - (d) Parking out of bounds.
 - (i) Parking in a drive, doorway, or loading zone.
 - (ii) Parking on sidewalk or grass.
 - (iii) Parking outside of lines or beyond the boundaries of bumper blocks.
 - (e) Expired parking meter.
 - (f) Exceeded posted time limit.
 - (g) Failure to heed directional signs.
 - (h) Blocking a driveway, doorway, loading zone, sidewalk, or vehicle.
 - (i) Disregarding the instructions of an officer or parking employee.
 - (j) Parking in a fire lane.
 - (k) Parking in a disabled access area.

- (l) Displaying a false, altered, forged, lost, or stolen permit.
 - (m) Parking in a disabled access area.
- (2) Whoever violates paragraph (H)(1)(a) through (H)(1)(m) shall be fined according to the then most current fine schedule as approved by the board of trustees and as thereafter amended from time to time. Copies of the then current fine schedule shall be made available by parking and transportation services.
- (I) Ultimate disciplinary action. In any event, and in addition to other powers of enforcement, any person violating the provisions of these regulations shall be subject to such disciplinary action by university authorities as may be provided by the rules and regulations of the board of trustees as may be deemed appropriate by the disciplinary authorities as provided in said rules. Parking and transportation services shall have the authority and is directed to initiate such disciplinary procedures in cases provided in these regulations or in such cases as are deemed appropriate under the rules of the board of trustees.
- (J) Parking and transportation services shall have the primary responsibility for implementing the provisions of these motor vehicle, traffic and parking regulations and shall have the authority to establish administrative procedures in support thereof.

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Effective: 02/01/2015

Certification: _____
 Ted A. Mallo
 Secretary
 Board of Trustees

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