

**AN ORDINANCE  
AMENDING SECTION 351.17 OF THE CODIFIED  
ORDINANCES OF THE VILLAGE OF CHAGRIN FALLS TO  
AMEND THE WAIVER COSTS FOR VIOLATING THE  
PARKING CODE OF THE VILLAGE OF CHAGRIN FALLS  
AND REPEALING CERTAIN ORDINANCES.**

WHEREAS, Section 351.17 of the Codified Ordinances of the Village of Chagrin Falls establishes the waiver rates for parking violations within the Village; and

WHEREAS, the Mayor and Council desire to increase the waiver penalties for parking violations so as to discourage repeated parking violations.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

SECTION 1. That existing Section 351.17, Waiver, of the Codified Ordinances of the Village of Chagrin Falls be, and the same is hereby amended to read and provide, in its entirety, as follows:

**“ 351.17 WAIVER.**

(a) Whoever violates any of the provisions of this chapter except Section 351.03(q) or 351.04(f) may execute and file with the Clerk or Deputy Clerk of the Bedford Municipal Court who is on duty at the Chagrin Falls Village Hall an instrument waiving the formal issuance of an affidavit and warrant, together with the reading of such affidavit and the right to be present personally at the trial of such action, and further waiving the right of appeal in error, and authorizing a plea of guilty to be entered and the defendant submitted to the mercy of the Court, and upon depositing with such Clerk or Deputy Clerk the sum of money listed in section (b) hereof within seventy-two (72) hours of the date of citation (Sundays and legal holidays excluded), or upon depositing with the Clerk or Deputy Clerk twice the sum of money listed in section (b) hereof if paid after seventy-two (72) hours from the date of the citation (Sundays and legal holidays excluded), may be fined such amount by the Court.

(b) The schedule of fines for violations identified and paid in accordance with paragraph (a) hereof shall be as follows:

- (1) If it is the first violation within any six (6) month period, the fine shall be ten dollars (\$10);
- (2) If it is the second violation within any six (6) month period the fine shall be twenty dollars (\$20);
- (3) If it is the third or more violation within any six (6) month period, the fine shall be (\$40)

(c) Whoever violates Sections 351.03(q) or 351.04(f), may execute a waiver and deposit fifty dollars (\$50.00) with the Clerk or Deputy Clerk of Court within seventy-two hours of the date of citation, Sundays and legal holidays excluded.”

**ORDINANCE NO.: 2011-41**  
**INTRODUCED BY: MR. MILKO**

SECTION 2. That existing Section 351.17, Waiver, of the Codified Ordinances of the Village of Chagrin Falls, and any other ordinance in conflict herewith, be and the same are hereby repealed.

SECTION 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 4. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 5. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: July 11, 2011

  
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Council President

Submitted to the Mayor for  
his approval on this  
12 day of July, 2011

Approved by the Mayor  
July 12, 2011

  
\_\_\_\_\_  
Mayor

I hereby certify that Ordinance No. 2011- 41 was duly enacted on the 11 day of July, 2011, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

  
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Clerk of Council