

ORDINANCE 2024-01

AN ORDINANCE MAKING THIRD STREET ONE-WAY GOING SOUTH AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Section 723.01 provides that “Municipal corporations shall have special power to use of the streets.”; and

WHEREAS, Article XVIII of the Ohio Constitution controls the power of Home Rule to a municipal corporation, including the power to establish the proper use of streets within the Municipality; and

WHEREAS, the Village adopted a comprehensive Traffic Code in Part Four, Title Eight, Chapter 452 of the Village of Commercial Point Code of Ordinances (“Traffic Code”); and

WHEREAS, as part of that comprehensive Traffic Code in Appendix B, Schedule III, all one-way streets are enumerated; and

WHEREAS, it has come to the attention of the Village Council that after discussion in open Council Meetings with Stakeholder Groups that live on Third Street, the Village Administrator believes it to be in the best interest of the citizens of the Village and its residents to mark Third Street a one-way street going South between West Scioto Street and Harsh Street; and

WHEREAS, the Village Council finds and determines that the existing two-way street poses a risk to the public health, safety, and welfare, and wishes to make Third Street a one-way street.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, PICKAWAY COUNTY, OHIO THAT:

SECTION 1. Findings and Determinations of Council. The Village Council hereby makes the following findings and determinations:

(A) The Village Council has investigated traffic petitions and complaints from the U.S. Mail Service regarding traffic on Third Street and finds as a two-way street it poses risks to the public health, safety, and welfare; and

(B) To eliminate the risk, the Village Council hereby amends the Traffic Code, Part Four, Appendix B, Schedule III to make Third Street a one-way street.

SECTION 2. Direction and Authorization to the Village Administrator. The Village Administrator is hereby authorized and directed to take all appropriate action to commence the removal of the signage and place new signage consistent with the Traffic Code and applicable Ohio law.

SECTION 3. Open Meetings Certification. 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 per the requirements of Ohio Revised Code Section 121.22, 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.

SECTION 4. Effective Date; Declaration of Emergency. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Village of Commercial Point because the Village needs to initiate the process of removing the Nuisance Vegetation at once in order to protect traffic in the public roads, and to ensure the integrity of utility lines and sidewalks, and, therefore, this Ordinance shall go into immediate effect upon passage.

Vote on Suspension of the Readings:

Motion by: Ross Crego

2nd: Nancy Geiger

Roll Call:

Yes Nancy Geiger

Yes Eric Nungester

Yes Jay Weaver

Yes Ross Crego

Yes Audrea Ratliff

Yes Laura Wolfe

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Vote on Passage of the Ordinance:

Motion by: Laura Wolfe

2nd: Eric Nungester

Roll Call:

Yes Nancy Geiger

Yes Eric Nungester

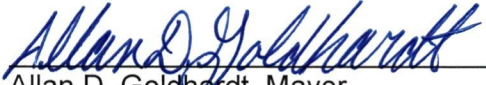
Yes Jay Weaver

Yes Ross Crego

Yes Audrea Ratliff

Yes Laura Wolfe

Adopted this 5th day of February, 2024.


Allan D. Goldhardt, Mayor


Wendy L. Hastings, Fiscal Officer

Approved as to Form:


William Mattes, Village Solicitor