



Ohio Administrative Code Rule 3335-21-05 Enforcement generally.

Effective: August 3, 2012

(A) Authority of enforcement personnel.

(1) Law enforcement officers, traffic control officers, hospital and campus security officers and the parking operator shall enforce, to the extent authorized, University rules on university streets, roadways, property and grounds.

(2) The university police, hospital and campus security officers and traffic control officers are hereby authorized to direct all traffic by voice, hand, or signal in conformity with University rules, provided that in the event of a fire or emergency or to expedite traffic or to safeguard pedestrians, such officers may direct traffic as conditions may require, notwithstanding the provisions of this chapter.

(3) Officers of a fire department, when at the scene of a fire or other emergency, may direct or assist in directing traffic at the same place or in the immediate vicinity.

(4) Other staff employed by the university or public safety may, at times, assist with traffic direction.

(B) Obedience to enforcement personnel. No person shall willfully fail or refuse to comply with any lawful order or direction of a law enforcement officer, a fire department official, a traffic control officer, or a hospital and campus security officer.

(C) Application of rules to government vehicles. The provisions of this chapter shall apply to the driver of any vehicle owned by or used in the service of the United States government, the state of Ohio and its political subdivisions. No such driver shall violate or fail to comply with any of the provisions of this chapter, except as may be otherwise provided in this chapter or in state statutes.

(D) Assessments for violations. Any faculty member, staff member, student, employee, contractor, agent or visitor who violates or fails to comply with any of the provisions of this chapter is subject to an assessment established in accordance with the concession agreement or the university.



(E) Notice of parking violation. Whenever any vehicle is found parked or stopped in violation of any of the provisions of this chapter, the parking operator or authorized university employee finding such vehicle shall take its registration number and may take any other information displayed on the vehicle which may identify its user, and shall conspicuously place on such vehicle or provide to the violator a notice of violation.

(F) Noncompliance with notice of parking violation. If a violator of any of the provisions of this chapter does not respond as specified on the notice of violation placed on a vehicle or provided to the violator within the specified period of time, the parking operator may send to the owner of the motor vehicle to which the notice pertains a letter or a copy of the notice of violation informing such owner of the violation and that the related assessment is to be paid. In addition, the parking operator may take whatever other enforcement action it is authorized to do under the concession agreement.

(G) Prima-facie liability for parking violations. In any action charging a violation of rules governing the stopping, standing or parking of a vehicle, there is a prima-facie presumption that the person who has registered such vehicle with the parking operator was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred. In the event that the vehicle is not registered with the parking operator, there is a prima-facie presumption that the registered owner of the vehicle was the person controlling, parking or otherwise using the vehicle and committing the violation.