

**VILLAGE OF YELLOW SPRINGS, OHIO
ORDINANCE 2023-11**

**Adding Chapter 454 to the Codified Ordinances of Yellow Springs for the Regulation of EV
Charging Stations**

WHEREAS, the Village of Yellow Springs, Ohio owns and operates, as a public asset, an EV charging station and may increase the number and availability of such assets in the future; and

WHEREAS, no legislation currently exists to enable the ticketing or removal of vehicles whose drivers improperly use the charging station parking spaces to park and/or charge for unreasonable periods of time; and

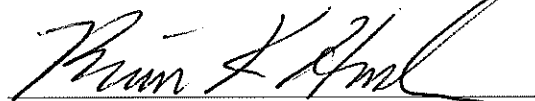
WHEREAS, no legislation currently exists to regulate the designation, installation, control, maintenance, operation or use of EV Charging stations on Village property; and

WHEREAS, Council desires by this Ordinance to establish such parameters,

NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY ORDAINS THAT:

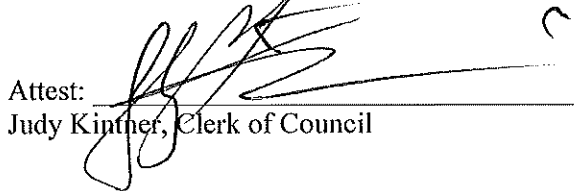
SECTION 1: Chapter 454 as shown in the attached Exhibit A is hereby added to the Codified Ordinances of the Village of Yellow Springs.

SECTION 3. This ordinance shall take effect and be in full force at the earliest date permitted by law.



Signed: Brian Housh, President of Council

PASSED: 3-20-2023



Attest:

Judy Kintner, Clerk of Council

ROLL CALL:

Brian Housh __Y__

Marianne MacQueen __Y__

Kevin Stokes __Y__

Carmen Brown __Y__

Gavin DeVore Leonard __Y__

Exhibit A to Ordinance 2023-11: Chapter 454 Electric Vehicle Charging Stations

454.01 ELECTRIC VEHICLE CHARGING STATIONS.

The Village Manager is hereby authorized and directed to establish electric vehicle charging stations in public parking lots, streets, or portions thereof as set forth in this Chapter.

454.02 DESIGNATION/INSTALLATION OF ELECTRIC CHARGING PARKING SPACES AND STATIONS.

Each electric vehicle charging space will be designated by lines painted, signage, and/or durably marked on the curbing or surface of the street. At each space so marked off, no person shall park any vehicle not engaged in electric vehicle charging.

454.03 REGULATION, CONTROL, MAINTENANCE, AND USE OF CHARGING STATIONS.

(a) The Village Manager shall be responsible for the regulation, control, maintenance and use of such electric vehicle charging stations. Council shall by resolution establish an Electric Vehicle Charging Fee Schedule designating the location of charging stations and the fee to be paid by the operator of any vehicle occupying a designated charging parking space and/or using the charging equipment.

(b) Said Schedule shall be determined administratively and structured to cover the following elements:

(i.) The cost of the electricity provided to the electric vehicle by the charger.

(ii.) The life cycle cost of maintenance and replacement of the charging station equipment.

(iii.) Any additional cost deemed necessary to incentivize proper use of the stations and associated parking spaces in accordance with this chapter.

(c) Following initial determination, subsequent updates to said Schedule will be approved by Village Council by resolution.

454.04 OPERATION OF CHARGING STATIONS.

(a) Except in a period of emergency determined by an officer of the Police Department, or in compliance with the directions of a police officer or traffic control sign or signal, when any vehicle is parked in any designated electric charging space, the operator of such vehicle shall, upon entering the space, immediately make or cause to be made the actions required to connect, conduct, and make proper payment for electric charging of their vehicle. Failure to take such actions as to connect the charging station to the vehicle, place the station into operation, and make proper payment when so required, shall constitute a violation of this section.

(b) Upon taking actions to connect and place the charging station into operation, the parking space may be lawfully occupied by the electric vehicle undergoing charging during the period of time which has been prescribed for that charging station, which in no case shall be longer than 4 hours. If such vehicle remains parked and connected in any such electric charging space beyond the time limit set for such space with a maximum of 4 hours, then such vehicle shall be considered as exceeding the allowable charging time and be deemed in violation of this section.

(c) As used in this section, "proper payment" means payment by the method as designated by the charging station equipment.

454.05 USE OF FUNDS.

The payments collected by electric charging stations shall be used to defray the expense of electricity provided and life cycle costs to maintain and replace station equipment.

454.06 PENALTY

See Sections [408.01](#) and [408.02](#) for general Traffic Code penalty if no specific penalty is provided.