

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 17-63

INTRODUCED BY: Petrusky, Langshaw, Hannan

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART SIX GENERAL OFFENSES CODE, CHAPTER 618 ANIMALS, SECTION 618.12 HUNTING PROHIBITED, PARAGRAPH (a)(1)(C) AND SECTION 618.125 RULES AND REGULATIONS FOR THE ISSUANCE OF A MUNICIPAL DEER DAMAGE CONTROL PERMIT, PARAGRAPH (a)(2)(D), AND DECLARING AN EMERGENCY

WHEREAS: Council adopted Ordinance 16-83 which allowed for the limited hunting of white-tailed deer by cross bow or long bow under terms and conditions established by the municipality and which also established rules and regulations for the issuance of a municipal deer damage control permit; and

WHEREAS: After reviewing the results of the first season of permitted bow hunting, it has been determined that a few minor changes are needed to optimize the effectiveness of this very successful program; and

WHEREAS: It is therefore necessary to amend the Codified Ordinances of the City of North Royalton, Part Six General Offenses Code, Chapter 618 Animals, Section 618.12 Hunting Prohibited Paragraph (a)(1)(C) and Section 618.125 Rules and Regulations for the issuance of a Municipal Deer Damage Control Permit, Paragraph (a)(2)(D); and

WHEREAS: Council desires to provide for these amendments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Chapter 618 Animals, Section 618.12 Hunting Prohibited of the Codified Ordinances of City of North Royalton, is hereby amended to hereinafter read as follow:

618.12 HUNTING PROHIBITED.

(a)(1)(C) In areas of not less than five (5) contiguous acres, *unless otherwise determined by the Chief of Police or his designee*, by a qualified archer, on such forms and subject to such rules and regulations as the Chief may prescribe. *The factors to be considered by the Chief of Police or his designee in considering a hunting area of less than five (5) contiguous acres shall include, but not be limited to:*

- 1. the proximity of occupied dwellings;*
- 2. the density of occupied dwellings in the immediate area;*
- 3. the proximity of public streets, highways, or other public land;*
- 4. the proximity in the immediate hunting area and amount of use of pedestrian trails, including sidewalk, bicycle paths, and trails;*
- 5. the density of trees and other vegetation in the hunting area, and the surrounding area;*
- 6. the topography of the land in the hunting area, and the surrounding area; and*
- 7. other relevant factors as solely determined by the Chief or his designee.*

Section 2. Chapter 618 Animals, Section 618.125 Rules and Regulations for the Issuance of a Municipal Deer Damage Control Permit of the Codified Ordinances of City of North Royalton, is hereby amended to hereinafter read as follow:

618.125 RULES AND REGULATIONS FOR THE ISSUANCE OF A MUNICIPAL DEER DAMAGE CONTROL PERMIT

(a)(2)(D) Provide written permission (affidavit) from the property owners (minimum five (5) contiguous acres *unless otherwise determined by the Chief of Police or his designee*) for a limited period of time as set forth in the permit;

Section 3. Chapter 618 Animals is hereby amended as provided for herein and all other provisions of Chapter 618 shall remain in full force and effect.

Section 4. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 5. It is 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 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.

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Section 6. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to amend the Codified Ordinances of the City of North Royalton, Part Six General Offenses Code, Chapter 618 Animals, Section 618.12 Hunting Prohibited Paragraph (a)(1)(C) and Section 618.125 Rules and regulations for the issuance of a Municipal Deer Damage Control Permit, Paragraph (a)(2)(D) in order to optimize the effectiveness of this program.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Larry Antoskiewicz
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: May 2, 2017

DATE APPROVED: May 3, 2017

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading May 2, 2017

YEAS: Antoskiewicz, Nickell, Petrusky, Langshaw,
Marnecheck, Hannan, Kasaris

NAYS: none