

CITY OF CHEVIOT  
STATE OF OHIO

ORDINANCE NO. 17 - 10

TO ENACT SECTION 131.143 and 131.44 OF THE CODIFIED ORDINANCES OF CHEVIOT; AND TO DECLARE AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHEVIOT, STATE OF OHIO, TWO-THIRDS OF ALL MEMBERS THEREOF CONCURRING, THAT:

Section 1. Section 131.143 of the Cheviot Code of Ordinances shall be enacted to read as follows:

**§ 131.143 UNAUTHORIZED USE OF PARK FACILITIES**

- (A) No person shall recklessly enter onto or remain on the premises of the Harvest Home Park shelter attached to the Harvest Home Lodge or the Harvest Home Park shelters at the north end of the park.
- (B) Division (A) above shall not apply to:
  - 1) persons and their invited guests who have, in advance of their use, rented the particular shelter by paying the applicable fee and deposit to the city recreation commissioner and having a rental permit issued for the period of time during which they are present;
  - 2) the caretaker of Harvest Home Park, his family, and his invited guests;
  - 3) employees of the City of Cheviot while on official city business;
  - 4) independent contractors, under contract with the City of Cheviot, while on official city business.
- (C) Whoever violates division (A) of this section is guilty of unauthorized use of park facilities, a minor misdemeanor.

Section 2. Section 131.144 of the Cheviot Code of Ordinances shall be enacted to read as follows:

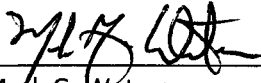
**§ 131.144 RESTRICTIONS ON USE OF HARVEST HOME PLAYGROUND**

- (A) For purposes of this section the "Harvest Home Playground" means the area of Harvest Home Park which is enclosed by a fence and includes equipment designed for children's play and recreation, including, but not limited to, swings, slides, teeter-totters, monkey bars, etc.
- (B) No adult person, who has the legal responsibility to supervise or care for a minor person under the age of 13 years, or who has voluntarily undertaken such responsibility, shall negligently permit that minor to use the Harvest Home Playground unless the adult is physically present within the boundaries of the Harvest Home Playground.
- (C) No minor child between the age of 13 years and 17 years shall be present in the Harvest Home Playground unless accompanied by a child under the age of 13.

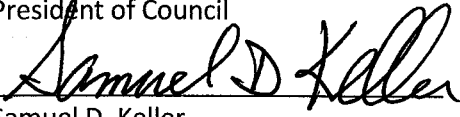
(D) Whoever violates division (B) of this section shall be guilty of negligent playground supervision, a minor misdemeanor.

(E) Whoever violates division (C) of this section shall be adjudicated a delinquent child and subject to a fine not exceeding \$150.00.

Section 3. This ordinance shall be an emergency measure for the health safety, and welfare of the citizens of Cheviot and shall take effect immediately. The emergency is necessary for the peaceful enjoyment of the park and the protection of park property.

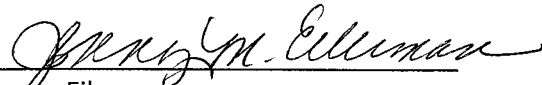
  
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Mark G. Waters  
President of Council


June 6, 2017  
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Date passed

  
\_\_\_\_\_  
Samuel D. Keller  
Mayor

6-6-17  
\_\_\_\_\_  
Date approved

Attest:

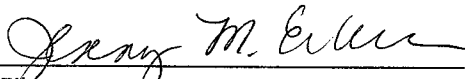
  
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Jenny Eilermann  
Clerk of Council

**APPROVED AS TO FORM:**  
  
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**DEBORAH M. SLAUGHTER**  
**LAW DIRECTOR**

CERTIFICATION OF PUBLICATION

I, Jenny Eilermann, Clerk of the Council of the City of Cheviot, Ohio, hereby certify that the foregoing ordinance, or a succinct summary, was published in the Western Hills Press, a newspaper of general circulation in the City of Cheviot, once per week for two consecutive weeks, in accordance with Section 731.21 of the Ohio Revised Code, on the following dates:

1. 6-14, 2017, and
2. 6-21, 2017.

  
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Jenny Eilermann  
Clerk of Council