

ORDINANCE NO. 88-24

**AN ORDINANCE TO AMEND SECTION 1064.03 AND SECTION 1065.04 OF THE
CODIFIED ORDINANCES OF THE CITY OF AVON TO INCREASE FEES FOR USE
OF PARK FACILITIES AND FIELDS AND TO AMEND THE LANGUAGE
PERTAINING TO FEES FOR ADMISSION TO THE AQUATIC FACILITY,
AND DECLARING AN EMERGENCY**

WHEREAS, the Mayor and the Recreation Coordinator have reviewed the language and rental rates for the Park Facilities and Fields set forth in Section 1064.03 of the Avon Codified Ordinances; and

WHEREAS, due to increases in operating expenses for these facilities and fields it was determined that the fees charged in Section 1064.03 should be increased; and

WHEREAS, in addition, a review of Section 1065.04, relative to fees for admission to the aquatic facility was found to contain obsolete language that required updating; and,

WHEREAS, Council, as a whole, having reviewed said amendments, finds them to be appropriate and in the best interests of the health, safety, and welfare of the citizens of Avon and desires to amend Section 1064.03 and Section 1065.04 as set forth in Exhibit A and B, attached hereto and incorporated herein by this reference.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
AVON, LORAIN COUNTY, OHIO:**

Section 1 - That the provisions of Section 1064.03 pertaining to Park fees and language in Section 1065.04 pertaining to fees for admission to the aquatic facility shall be amended to read as set forth in the revised Section 1064.03 and revised Section 1065.04 attached hereto as Exhibits "A" and "B", respectively, both of which are incorporated herein by reference.

Section 2 - The Codifier is hereby instructed to insert the amendments into Section 1064.03 and Section 1065.04 as contained in this legislation. All other language contained in Section 1064.03 and Section 1065.04 not specifically amended herein shall remain in full force and effect.

Section 3 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to amend Section 1064.03 and Section 1065.04 of the Avon Codified Ordinances to provide for increases in fees for the park facilities

and fields before the start of outdoor activities next Spring and Summer and to refer to Section 210 for swimming pool admission fees; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: September 23, 2024 DATE SIGNED: September 23, 2024

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: September 24, 2024

BK Jensen
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Barbara Brooks, Clerk of Council

Posted: September 25, 2024
Electronically and at City Hall as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director

I, Barbara J. Brooks, Clerk of the Council of the City of Avon, Ohio, hereby certify this document to be a true and exact copy of Ordinance No. 88-24, passed by the Council of said City on September 23, 2024.

IN WITNESS WHEREOF, I have on this 24th day of September 2024, affixed my signature and official seal.

Barbara J. Brooks
Barbara J. Brooks, Clerk of the Council
of the City of Avon, Ohio

Exhibit A

to Ordinance No. 88- 24

CHAPTER 1064

Parks

1064.03 FEES FOR USE OF PARK FACILITIES.

(a) Park Pavilions.

(1) Park pavilions are open for use by the residents of the City without charge. ~~All others are required to pay a fee.~~ Residents seeking to reserve a date and time for the **private** use of a pavilion, shall pay a ~~twenty-five dollar (\$25.00)~~ **fifty dollar (\$50.00)** non-refundable permit fee to the office of the Recreation Coordinator.

(2) Nonresidents who reserve a date and time for **private** use of the pavilions shall pay a ~~fifty dollar (\$50.00)~~ **one hundred dollar (\$100.00)** non-refundable permit fee to the office of the Recreation Coordinator.

Park Pavilions	
Park pavilions reservation permits	Fees
1. City residents	\$25.00 per each 3-hour increment \$50.00 9 a.m. to 8 p.m.
2. Nonresidents	\$50.00 per each 3-hour increment \$100.00 9 a.m. to 8 p.m.

(b) Baseball Field Rental Rates

(1) City baseball fields are open for use, when not reserved by permit, without charge, to residents of the City. Permits for the use of baseball fields by in-house groups may be obtained, without charge, through the office of the Recreation Coordinator. An in-house youth group shall have priority to obtain permits.

(2) Each team will maintain a roster of each player. Said roster will contain the actual name and address of each participant. The Recreation Coordinator may use this roster to determine the appropriate fee to be applied. Failure to provide a roster before the first week of play will result in the imposition of the highest non-resident group fee.

(3) Avon Little League shall have priority use of baseball fields, provided that it obtains a use permit from the office of the Recreation Coordinator. No fee shall be charged for such permit.

(4) Fees for a use permit for baseball fields may be waived by consent of the office of the Recreation Coordinator, where the baseball field is to be used by a City of Avon school sports program.

Baseball Field Rental Rates	
A. Baseball Fields Rental Rates – Youth Group	
1. In-House Groups (Avon Parks & Rec sponsored group, school district and/or City of Avon sanctioned groups, e.g., Avon Little League, etc.)	No Charge
2. Resident – Youth Group (80% of group must be Avon Residents)	\$25.00 \$35.00 /game (max 2 hrs.)
3. Nonresident – Youth Groups (Less than 80% of group are Avon Residents)	\$60.00 \$75.00 /game (max 2 hrs.)
B. Baseball Fields Rental Rates – Adult Teams	
1. Resident – Adult Teams (50% of group must be Avon Residents)	\$25.00 \$35.00 /game (max 2 hrs.)
2. Nonresident – Adult Teams (Less than 50% of group are Avon Residents)	\$60.00 \$75.00 /game (max 2 hrs.)

(c) Multi-Use Field Rental Rates (e.g., Soccer, Lacrosse, and Football Fields)

(1) City multi-use fields are open for use, when not reserved by permit without charge, to residents of the City. Permits for the use of the multi-use fields for soccer, lacrosse and football fields by in-house groups may be obtained, without charge, through the office of the Recreation Coordinator.

(2) Each team will maintain a roster of each player. Said roster will contain the actual name and address of each participant. The Recreation Coordinator may use this roster to determine the appropriate fee to be applied. Failure to provide a roster before the first week of play will result in the imposition of the highest non-resident group fee.

(3) The Avon Soccer League Association, Avon Youth Lacrosse Association and Avon Youth Football shall have priority use of the multi-use fields, provided that they obtain a use permit from the office of the Recreation Coordinator. No fee shall be charged for such permit.

(4) Fees for a permit for multi-use fields may be waived by consent of the office of the Recreation Coordinator where the multi-use field is to be used by a City of Avon school sports program.

Multi-Use Field Rental Rates	
A. In-House Groups (Avon Parks & Rec sponsored group, school district and/or City of Avon sanctioned groups, e.g., Avon Soccer League Association, Avon Youth Lacrosse Association, Avon Youth Football, etc.)	No Charge
B. Resident Groups (80% of group must be Avon Residents)	\$25 \$35.00/hour
C. Non-Resident Groups (Less than 80% of group are Avon Residents)	\$50 \$60.00/hour

(d) Disposition of Funds. All fees collected from residents pursuant to this section shall be deposited in the Fields and Pavilion Deposit Account of Trust Fund No. 701. All fees collected from nonresidents shall be deposited in the Park Operating Fund, No. 651.

(Ord. 86-99. Passed 5-24-99; Ord. 58-04. Passed 3-22-04; Ord. 102-06. Passed 11-13-06; Ord. 20-19. Passed 2-25-19.

Exhibit B

to Ordinance No. 88- 24

**CHAPTER 1065
Aquatic Center - Swimming Pool**

1065.04 ADMISSIONS; FEES.

(a) The fees for admission to the swimming pool facility are governed by Ordinance No. 45-15, passed April 13, 2015. **set forth in Chapter 210 of these Codified Ordinances.** The use of the swimming pool facilities shall, because of limited accommodations, be limited as set forth therein. Any unauthorized entry into the swimming pool facility shall be considered at a minimum to be a trespass and punishable in accordance with Part Six of these Codified Ordinances.

(Ord. 79-15. Passed 6-22-15.)