

ORDINANCE NO. 19-19

**AN ORDINANCE TO AMEND SECTION 210.01(e)(6A) OF THE
CODIFIED ORDINANCES OF THE CITY OF AVON WITH REGARD
TO FEES FOR USE OF PARK FIELDS,
AND DECLARING AN EMERGENCY**

WHEREAS, the Mayor and the Recreation Coordinator have reviewed the language and rental rates for the Park Facilities listed in §210.01(e)(6A) and in Chapter 1064 of the Codified Ordinances; and

WHEREAS, Section 210.01(e)(6A) of the Codified Ordinances of the City of Avon which lists all applicable fees should be amended to eliminate all references to fees thereby allowing Chapter 1064 to be the only place in the Codified Ordinances addressing the issue; and

WHEREAS, Council, after considering the recommendation of the Administration, finds that amending Section 210.01(e)(6A) is reasonable and necessary to eliminate duplication of provisions that are found in Chapter 1064, and removing said duplication is in the best interests of the health, safety and welfare of the citizens of Avon.

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

Section 1 - That Section 210.01(e)(6A) which currently reads as follows:

(6A) Park facilities (Sec. [1064.03](#))

	Fees
A. Park pavilions permits	
1. City residents	\$25.00 per each 3 hr. increment
2. Nonresidents	\$50.00 per each 3 hr. increment
B. Baseball fields permits	
1. City residents	\$25.00 (permit to be obtained from Office of Director of Parks)
2. Nonresidents	\$50.00 permit fee
3. Avon Little League	No charge (permit to be obtained from Office of Director of Parks)
4. Avon school sports programs	Fees for permit may be waived by the Director of Parks
C. Soccer/football/Lacrosse fields	

1. Avon exclusive programs or single events*	No charge (permit to be obtained from Office of Director of Parks)
2. Avon non-exclusive programs or single events*	\$25.00 per hour rental (permit to be obtained from Office of Director of Parks)
3. Avon-based* non-exclusive program	\$10.00 permit fee (permit to be obtained from the Office of Director of Parks)
4. Avon school sports programs	\$25.00 permit fee (permit to be obtained from Office of Director of Parks; permit fee may be waived by the Director of Parks)

*An "Avon exclusive program or single event" is an activity conducted by or for the exclusive benefit of Avon residents and open enrolled students. An "Avon nonexclusive program or single event" is a single event by or for the exclusive benefit of a nonresident or an activity conducted by a club or premier league (regardless of the league sponsor's residence) that may be made up of some Avon residents or open enrolled students, but is not exclusively for their benefit. An "Avon based non-exclusive program" is one made up of generally 80% Avon residents and is affiliated with an exclusive Avon program.

shall be amended by as follows: (new language in bold; deleted language stricken)

(6A) Park facilities (See Sec. [1064.03](#))

	Fees
A. Park pavilions permits	
1. City residents	\$25.00 per each 3 hr. increment
2. Nonresidents	\$50.00 per each 3 hr. increment
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Section 2 - The codifier is hereby instructed make the necessary changes to the existing Codified Ordinances to reflect the amendments contained herein.

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 Chapter 210.01(e)(6A) to provide for increases in fees for the park facilities; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Clerk of Council

Posted:

In Five Places as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director