

ORDINANCE NO. 178-12

BY: **BRIAN DAY**
(By Request – Safety Director)

AN ORDINANCE TO AMEND PORTIONS OF SECTION 606.31 “CHRONIC NUISANCE PROBLEMS” OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That portions of Section 606.31 “Chronic Nuisance Problems” of the Codified Ordinances of the City of Parma, which presently reads as follows:

“606.31 CHRONIC NUISANCE PROBLEMS.

(a) The following activities occurring on residential property, and engaged in by an owner, occupant or invitee of the owner or occupant of residential property, are hereby declared to be public nuisances:

- ...
(6) Any obstruction of official business violation under Section 606.14 of the Codified Ordinances.
- ...
(9) Any offense against another person under Sections 636.02 (Assault); 636.03 (Negligent Assault), 636.04 (Aggravated Menacing), 636.05 (Menacing), 630.01 (Endangering Children), 630.03 (Contributing to the Unruliness or Delinquency of a Child), 630.05 (Sales of Cigarettes, Cigars, Tobacco to Minors), or 630.055 (Transfer of Harmful Intoxicants to Minors), of the Codified Ordinances;
- (10) Any offense against property under Sections 642.10 (Criminal Damaging or Endangering) or 642.11 (Criminal Mischief), of the Codified ordinances;”
- ...
(16) Any noise violation under Chapter 634 of the Codified Ordinances;”
...

is hereby amended to read as follows:

“606.31 CHRONIC NUISANCE PROBLEMS.

(a) The following activities occurring on residential property, and engaged in by an owner, occupant or invitee of the owner or occupant of residential property, are hereby declared to be public nuisances:

- ...
(6) Any obstruction of official business violation under Section 606.14 **OR OBSTRUCTION OF JUSTICE UNDER SECTION 606.15** of the Codified Ordinances;
- ...

Pg. 2 of L-178-12 Ord. to amend a portion of Section 606.31 "Chronic Nuisance Problems" of the Codified Ordinances of the City of Parma, and declaring an emergency

- (9) Any offense against another person under Sections 636.02 (Assault); 636.03 (Negligent Assault), 636.04 (Aggravated Menacing), 636.05 (Menacing), **636.17 OR OHIO R.C. 2919.25 (DOMESTIC VIOLENCE)**, 630.01 (Endangering Children), 630.03 (Contributing to the Unruliness or Delinquency of a Child), 630.05 (Sales of Cigarettes, Cigars, Tobacco to Minors), or 630.055 (Transfer of Harmful Intoxicants to Minors), of the Codified Ordinances;
- (10) Any offense against property under Sections **642.06 (INJURING VINES, BUSHES, OR TREES, OR CROPS)**, 642.10 (Criminal Damaging or Endangering) or 642.11 (Criminal Mischief), of the Codified Ordinances;
- ...
(16) Any noise violation under Chapter 634 **OR CHAPTER 669** of the Codified Ordinances;
- ...
(19) **ANY FELONY OFFENSE AS DEFINED BY THE OHIO REVISED CODE."**

Section 2. That only those portions of Section 606.31 "Chronic Nuisance Problems" of the Codified Ordinances of the City of Parma, as it existed heretofore, is hereby repealed.

Section 3. That 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 the 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.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to make the amendments in the Codified Ordinances in the near future, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO