

ORDINANCE NO. 72-2021 (PSH)

By Council Member Seren

An Ordinance repealing certain provisions of Chapter 531, "Minors' Curfew," of Part Five, General Offenses Code, of the Codified Ordinances of the City of Cleveland Heights.

WHEREAS, Chapter 531 of the Codified Ordinances of the City of Cleveland Heights governs the curfew for minors in the City; and

WHEREAS, Codified Ordinance Section 531.01(d) prohibits minors from being in various business districts located within the City during certain specified hours; and

WHEREAS, Codified Ordinance Section 531.06 permits the Director of Public Safety to impose a temporary special curfew when the Director reasonably believes that an event involving the gathering of minors is proposed to take place at a particular location on public property within the City, if it appears that such event poses a threat of imminent harm or danger; and

WHEREAS, the Police Chief and City Manager have recommended that the additional curfew provisions of Section 531.01(d) are not presently needed and should be repealed; and

WHEREAS, repeal of the prohibition of Section 531.01(d) will encourage patronage of businesses by minors and will not adversely impact the public health, safety, and welfare in the opinion of the Police Chief and City Manager; and

WHEREAS, the exigency that previously existed that provided the basis for granting the Director of Public Safety the ability to impose temporary special curfew measures under Section 531.06 has ceased to exist, such that this provision is no longer necessary; and

WHEREAS, this Council believes that it would be in the best interests of the City and its residents to repeal these Sections.

BE IT ORDAINED by the Council of the City of Cleveland Heights, County of Cuyahoga, State of Ohio, that:

SECTION 1. The existing Section 531.01(d) of the Codified Ordinances of Cleveland Heights shall be, and is hereby, repealed in its entirety.

SECTION 2. The existing Section 531.06, "Temporary Special Curfew Areas," of the Codified Ordinances of Cleveland Heights shall be, and is hereby, repealed in its entirety.

SECTION 3. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. This Ordinance shall take effect and be in force at the earliest time possible permitted by law.

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JASON STEIN
President of Council

AMY HIMMELEIN
Clerk of Council

PASSED: June 7, 2021

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