

**ORDINANCE NO. 2018 - 19**

**AN ORDINANCE ADOPTING SECTION 521.061 – *PLACING DANGEROUS MATERIALS OR OBSTRUCTIONS WITHIN THE STREET***

**WHEREAS**, the Village is receiving more and more complaints concerning grass clippings, tree and shrubbery clippings and other yard waste which is being allowed to accumulate within the street causing a danger to the traveling public; and

**WHEREAS**, the Police Department concurs that such yard waste, including dead leaves, can be hazardous particularly during wet weather; and

**WHEREAS**, a review of the Code of Ordinances does not provide a clear restriction against allowing such materials to be placed in the street, and therefore § 521.061 should be enacted to recognize these materials as an additional danger to the traveling public.

**NOW THEREFORE**, Be It Ordained by the Council of the Village of Golf Manor, Hamilton County, Ohio, that:

**SECTION I.** Section 521.061 shall be enacted, entitled *Placing Dangerous Materials or Obstructions Within The Street*, to read as follows:

§ 521.061 (A)

It shall be unlawful for any person to drop, throw, place or allow to accumulate any grass, shrubbery, tree clippings or dead leaves which may damage or injure any person, or impact safe travel by any vehicle or person traveling along or upon any street or alleyway within the Village.

§ 521.061 (B)

Any person who drops or permits to be dropped or thrown upon any street or alleyway within the Village those materials defined in Section A above shall immediately remove the same.

§ 521.061 (C)

Whoever violates any provision of subsections (A) or (B) of this section is guilty of a minor misdemeanor for a first offense within a twelve month period. If such offender is convicted of or pleads guilty to a second offense under this section within a twelve month period, then whoever violates any provisions of subsection (A) or (B) of this section is guilty of a misdemeanor of the fourth degree. If such offender is convicted of or pleads guilty to a third or more offense under this section within a twelve month period, then whoever violates any provisions of subsection (A) or (B) of this section is guilty of a misdemeanor of the third degree.

**SECTION II.** All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

**SECTION III.** This Ordinance shall take effect the earliest opportunity as allowable by law.

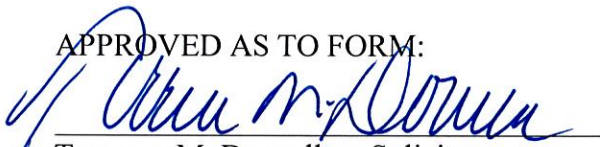
PASSED this 13<sup>th</sup> day of November, 2018.

  
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Mayor Greg Schwartzberg

ATTEST:

  
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Anna Gedeon, Assistant Clerk

APPROVED AS TO FORM:

  
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Terrence M. Donnellon, Solicitor