

ORDINANCE NO. 91-13

**AN ORDINANCE TO AMEND CHAPTER §210.01 (e)(6A) OF THE CODIFIED
ORDINANCES OF THE CITY OF AVON TO ESTABLISH FEES FOR THE USE OF
THE SOCCER/FOOTBALL FIELDS AT ALL CITY PARK FACILITIES
AND DECLARING AN EMERGENCY**

WHEREAS, on the advice of the Administration, particularly the Director of Parks and Recreation, it is recommended that there should be permit fees established for the use of all soccer/football fields in the City of Avon; and

WHEREAS, Council has considered the appropriateness of amending Section 210.01(e)(6A) and deems it in the best interests of the health, safety and welfare of the community that these amendments pertaining establishing permit fees for the use of soccer/football fields be adopted.

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:

210.01 SCHEDULE ESTABLISHED

(6A) Park facilities (Sec. 1064.03)

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| C. | Soccer fields | |
| 1. | City residents | No charge (permit to be obtained from Office of Director of Parks) |
| 2. | Avon Soccer Association | No charge (permit to be obtained from Office of Director of Parks) |
| 3. | Nonresidents | \$10.00 per hour rental fee |
| 4. | Avon school sports programs | Fee for permit may be waived by consent of the Director of Parks and the Chairperson of the Parks and Recreation Commission. |

shall be amended as follows: (new language in bold print)

210.01 SCHEDULE ESTABLISHED

(6A) Park facilities (Sec. 1064.03)

C. Soccer/football 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 fee (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) and the Chairperson of the Parks and Recreation Commission. |

*** 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 non-exclusive program or single event” is a single event by or for the exclusive benefit of a non-resident 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 eighty (80%) percent Avon residents and is affiliated with an exclusive Avon program.**

Section 2 - The codifier is hereby instructed to insert the amendments into the Codified Ordinances of the City of Avon as set forth 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 Section 210.01(e)(6A) to establish fees for the use of soccer/football fields in the City of; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Daniel S. Zegarac, Council President

DATE APPROVED BY THE MAYOR: _____

James A. Smith, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young
Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

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