

2  
3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. 30 - 2015

6  
7 AN ORDINANCE AMENDING SECTION 516.02 OF  
8 CHAPTER 516, PART FIVE OF THE CODIFIED  
9 ORDINANCES, RELATING TO MINORS' CURFEW, AND  
10 DECLARING AN EMERGENCY.

11  
12 WHEREAS, it is the intent of this Council to protect minors in this city from harm  
13 and victimization, to promote the safety and well-being of minors residing in and  
14 visiting this city, and to reduce the incidence of crime and violence committed by and  
15 against minors, and

16  
17 WHEREAS, the Mayor's Youth Advisory Council, formed in 2015 as a collaboration  
18 between the Mayor's office and the future leaders of Cuyahoga Falls, is designed to  
19 encourage students to become active in their local government by sharing ideas and  
20 offering input on important topics, and

21  
22 WHEREAS, the Mayor's Youth Advisory Council discussed the matter of Cuyahoga  
23 Falls' curfew in a responsible and thorough manner, and

24  
25 WHEREAS, the Mayor's Youth Advisory Council proposed an amendment which is  
26 consistent with the stated intent and governmental interests of the minor curfew  
27 enacted in 2011, and

28  
29 WHEREAS, a modest extension in the minor curfew will recognize the contribution  
30 of the Mayor's Youth Advisory Council and, thus, allow citizens of all ages to have a  
31 voice in local government.

32  
33 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,  
34 County of Summit, and State of Ohio, that:

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36 Section 1. Section 516.02 of the Codified Ordinances of the City of Cuyahoga Falls  
37 are hereby amended to read in full as follows (new text underlined; deleted text in  
38 ~~striketrough~~):

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40  
41 516.02 CURFEW HOURS.

42  
43 (a) Subject to the provisions of subsection (b) below, no person under eighteen  
44 years of age shall be in or upon any public place during the period beginning at 11:00  
45 p.m. daily except Friday and Saturday when such curfew hour shall begin at 12:00  
46 midnight, and ending at 5:00 a.m. the following morning.

47  
48 (b) No person under eighteen years of age who is not a lawful resident of the  
49 Special Curfew Area shall be in or upon any public place in the Special Curfew Area  
50 during the period beginning at 9:00 p.m. daily and ending at 5:00 a.m. the following  
51 morning.

52  
53 (c) The Mayor may suspend the operation of subsection (b) of this section to  
54 allow unaccompanied minors to attend events or programming designed for children or  
55 youth under eighteen years of age, provided that the event or programming is free of

56 alcoholic beverages. If held on City-owned property, the rental agreement entered into  
57 between the City and the event sponsor for use of the property may contain such  
58 further conditions as required to ensure the safety of unaccompanied minors. Any  
59 suspension authorized by the Mayor shall be issued in writing and shall specify the  
60 dates to which it applies.

61  
62 (d) Any minor violating the provisions of this chapter shall be guilty of an act of  
63 unruliness.

64  
65 Section 2. If any section, subsection, paragraph, clause or provision or any part  
66 thereof of this ordinance shall be finally adjudicated by a court of competent  
67 jurisdiction to be invalid, the remainder of this ordinance shall be unaffected by such  
68 adjudication and all the remaining provisions of this ordinance shall remain in full force  
69 and effect as though such section, subsection, paragraph, clause or provision or any  
70 part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been  
71 included herein.

72  
73 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions  
74 inconsistent herewith are hereby repealed, but any ordinances and resolutions not  
75 inconsistent herewith and which have not previously been repealed are hereby ratified  
76 and confirmed.

77  
78 Section 4. It is found and determined that all formal actions of this Council  
79 concerning and relating to the passage of this ordinance were taken in an open meeting  
80 of this Council and that all deliberations of this Council and of any committees that  
81 resulted in those formal actions were in meetings open to the public, in compliance with  
82 all requirements including Chapter 107 of the Codified Ordinances.

83  
84 Section 5. This ordinance is hereby declared to be an emergency measure necessary  
85 for the preservation of the public peace, health, safety, convenience and welfare of the  
86 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the  
87 affirmative vote of two-thirds of the members elected or appointed to Council, it shall  
88 take effect and be in force immediately upon its passage and approval by the Mayor;  
89 otherwise it shall take effect and be in force at the earliest period allowed by law.

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92 Passed: 6/8/2015

Mary Ellen Pyke  
President of Council

David Cavin  
Clerk of Council

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100 Approved: 6/10/15

[Signature]  
Mayor