

ORDINANCE NO. OR17-24

AN ORDINANCE BY THE TROTWOOD CITY COUNCIL REPEALING CURRENT SECTION 951.02 “PROHIBITED ACTIVITIES” OF THE TROTWOOD CODES OF ORDINANCES AND ENACTING NEW SECTION 951.02 “PROHIBITED ACTIVITIES” TO PROHIBIT MARIJUANA IN MUNICIPAL PARK LANDS AND FACILITIES IN THE CITY OF TROTWOOD, OHIO.

WHEREAS, Chapter 3780 “Adult Use Cannabis Control” of the Ohio Revised Code, which legalizes recreational marijuana usage, cultivation, processing, and sales in the State of Ohio, was adopted by initiative petition and became effective December 7, 2023; and

WHEREAS, the Trotwood City Council has determined that it would be in the best interest of the City to enact a new Section 951.02 “Prohibited Activities” of the Trotwood Codes of Ordinances to prohibit marijuana in municipal park lands and facilities within the City of Trotwood.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TROTWOOD, STATE OF OHIO:

SECTION I: Current Section 951.02 “Prohibited Activities” of the Trotwood Codes of Ordinances is hereby repealed in its entirety.

SECTION II: New Section 951.02 “Prohibited Activities” is hereby enacted as set forth in Exhibit “A”, attached hereto and incorporated herein by reference, with additions in **bold** and underscoring and deletions in ~~strike through~~.

SECTION III: It is hereby 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 any and all deliberations of this Council that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including but not limited to Section 121.22 of the Ohio Revised Code.

SECTION IV: This Ordinance shall take effect at the earliest time allowed by law.

Passed this 7th day of October, 2024.

TROTWOOD, OHIO 45426

3035 OLIVE ROAD

CITY OF TROTWOOD

ATTEST:


KARA B. LANDIS
CLERK OF COUNCIL

APPROVED:


YVETTE F. PAGE
MAYOR


TYNA R. BROWN
VICE-MAYOR

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify that the foregoing is a true and correct copy of Ordinance No. OR17-24 adopted by the Trotwood City Council at a regular scheduled meeting held on the 7th day of October, 2024, and that I am duly authorized to execute this certificate.

Signed this _____ day of _____, _____.

CLERK OF COUNCIL

951.02 PROHIBITED ACTIVITIES.

The following activities are prohibited in municipal park lands and facilities, as set forth and described more particularly in this section.

- (a) Vehicles; Bicycles; Horses. All vehicles, including any type of motorized vehicle, minibikes, trail bikes, mopeds, motorcycles and the like are prohibited in municipal park lands.
 - (1) Bicycles shall be permitted in municipal park lands, when operated on authorized bicycle paths.
 - (2) All horses, ponies and the like, as well as any type of equestrian activity of any nature, are prohibited in municipal park lands.
- (b) Pets to be Kept on Leash. All pets within the Municipal park lands shall be kept on a leash.
- (c) Trash and Litter to be Placed in Designated Containers. No person shall throw any trash or litter in municipal park lands or facilities, except in designated containers for the purpose of holding such trash or litter. Park dumpsters and trash containers may not be used in any manner as a disposal site for trash, rubbish or discarded items, which trash or rubbish was created outside the park land area and/or is private garbage. In particular, such items as mattresses, clothes, discarded furniture and the like are not to be disposed of at any trash and rubbish container in any park area.
- (d) Use of Alcoholic Beverages. No person shall use or permit the use of any alcoholic beverage within the municipal park lands or facilities except at City sponsored events, the City Community Center and the Community Park pavilion, and then only upon compliance with all ordinances and statutes, and the approval of the Parks and Recreation Director upon application made for such purpose. The decision of the Parks and Recreation Director shall be final.
- (e) Use of Marijuana. No person shall use or permit the use of marijuana, in any form, within the municipal park lands or facilities.
- (~~ef~~) Possession of Weapons. No person shall, without reasonable cause, have on or about his person, a knife, bow and arrow, air or gas gun, missile, slingshot or other missile-throwing device or any snares or traps within the municipal park lands or facilities.
- (~~fg~~) Gambling. No person shall gamble or use any gambling device, or permit gambling or the use of gambling devices on any municipal park land property or facility. This prohibition shall not extend to gambling conducted for charitable purposes when so conducted in compliance with all applicable City regulations and state statutes (see Chapter 517 of the General Offenses Code).
- (~~gh~~) Fires. No person shall set any fire, except in duly designed cooking pits. All fires shall be completely extinguished by users of municipal park lands or facilities, prior to leaving those fires unattended.
- (~~hi~~) Camping. No person shall camp or permit the camping of others within the municipal park lands or facilities.

- (~~h~~**i**) Solicitation Prohibited. No person shall solicit for any business, cause or organization, or solicit any person using the municipal park lands or facilities.
- (~~j~~**k**) Swimming. Swimming in the municipal pool shall be permitted in accordance with the rules and regulations of the pool. Swimming within Sycamore Woods Lake is specifically prohibited and is further prohibited in any and all bodies of water which cross or traverse municipal park land or facilities.
- (~~k~~**l**) Boats and Rafts.
- (1) Canoeing, and sailboats not longer than fourteen feet in length, shall be permitted in Sycamore Woods Lake.
 - (2) Motor boats and rafts, including rubber rafts of any type, are specifically prohibited in Sycamore Woods Lake.
- (~~l~~**m**) Scuba Diving. Scuba diving shall be specifically prohibited in Sycamore Woods Lake except as a part of a police, firefighter or rescue service organization and with permission from the Parks and Recreation Director.
- (~~m~~**n**) Fishing. Fishing in Sycamore Woods Lake shall be permitted in accordance with state law, including possession of a valid license.
- (~~n~~**o**) Ice Skating. Ice skating is specifically prohibited within the municipal park lands or facilities unless specifically sponsored and monitored by the City Parks and Recreation Department.