

**ORDINANCE NO. 2016-55**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING CHAPTER 618 OF THE  
CODIFIED ORDINANCES OF THE CITY ENTITLED  
“ANIMALS” BY AMENDING SECTION 618.24, AND  
DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST,  
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

**SECTION 1.** Section 618.24 of the Codified Ordinances of the City entitled “FEEDING OF WILDLIFE AND STRAY ANIMALS PROHIBITED” is hereby amended to read as follows:

**618.24 FEEDING OF WILDLIFE AND STRAY ANIMALS PROHIBITED**

(a) No person shall provide food for dogs, cats, deer, geese, ducks, raccoons, fowl or other wild animals or wildlife by setting such food out on any public property, or within a 150 yard radius of any private residence or public right-of-way. This section does not apply to animals owned by that person, or to song birds fed from a stationary bird feeder.

(b) No person shall purposely or knowingly feed, cause to be fed, or provide food for wild white-tail deer in any location where undomesticated animals can access such food, whether by hand or through ground-feeding stations, salt licks or other established mechanisms to feed wild white-tail deer, on lands publicly or privately owned.

(c) This section shall not apply to a law enforcement officer, game officer or conservation officer enforcing the laws of the State of Ohio or any local ordinances, nor to anyone officially authorized by the City to engage in an animal control program.

(d) The City may initiate a civil action in ~~the court of common pleas~~ A COURT OF COMPETENT JURISDICTION for injunctive and other relief for any violation of this section.

(e) Whoever violates this section is guilty of a misdemeanor of the fourth degree for the first offense, and a misdemeanor of the first degree for each subsequent offense. A separate offense shall be deemed committed on each day on or during which a violation of the ordinance occurs.

Penalty shall be as provided in Section 698.02.

**SECTION. 2** All provisions in Chapter 618 of the Codified Ordinances of the City inconsistent herewith are hereby repealed and all other provisions of Chapter 618 shall remain in full force and effect.

**SECTION 3.** The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 4.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Lyndhurst for the reason that it is necessary to institute the aforesaid change to the Codified Ordinances immediately and without delay to protect the safety, sanitation and health of the residents of the City. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: August 1, 2016

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**VICE MAYOR**

ATTEST: \_\_\_\_\_  
**Clerk of Council**

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on August 11, 2016 and August 18, 2016.

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**Clerk of Council**

First Reading: August 1, 2016

Second Reading: Suspended

Third Reading: Suspended

Passed 8-1-2016