

ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No. 5568

**AN ORDINANCE AMENDING CHAPTER 911
TITLED "CITY PROPERTY RENTALS"
OF THE STREETS AND PUBLIC SERVICES
CODE; AND DECLARING AN EMERGENCY**

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. That Chapter 911 of the Streets and Public Services Code be amended to read as follows:

"CHAPTER 911: CITY PROPERTY RENTALS

Section

- 911.01 Rental available
- 911.02 Rental agreement incorporated
- 911.03 Approval by Mayor or Recreation Director
- 911.04 Request information
- 911.05 Requests granted in order received
- 911.06 Calendar to be maintained
- 911.07 Lease term; prohibited days of use
- 911.08 Schedule of fees
- 911.09 Condition after usage; charge for work
- 911.10 Responsibility for compliance
- 911.11 Terms of tenancy
- 911.12 Waiver of rental fees

§ 911.01 RENTAL AVAILABLE.

The City Hall Community Room, the Town Hall, Baseball Athletic Fields, the Blossom Property, the Brecksville Community Center, ~~the Old Library Building,~~ the Human Services Center, and the Blossom Hill Field House are hereby made available for rental by others, on a limited basis, upon the terms and conditions hereinafter set forth. The City Hall Community Room, the Town Hall, Baseball Fields, the Blossom Property, the Brecksville Community Center, ~~the Old Library Building,~~ the Human Services Center, and the Blossom Hill Field House shall hereby be referred to as "rental areas."

('64 Code, § 911.01) (Ord. 2687, passed 10-4-83; Am. Ord. 3241, passed 10-20-92; Am. Ord. 3253, passed 12-1-92; Am. Ord. 5234, passed 3-19-19)

§ 911.02 * * * * (No Change)

§ 911.03 APPROVAL BY MAYOR OR RECREATION DIRECTOR.

Each rental of the rental areas shall be approved by the Mayor or, in the case of the Baseball Athletic Fields, the Brecksville Community Center and the Blossom Hill Field House, by the Mayor or the Recreation Director before the same shall become effective.

('64 Code, § 911.03) (Ord. 2687, passed 10-4-83; Am. Ord. 3241, passed 10-20-92)

§ 911.04 through § 911.06 * * * * (No Change)

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§ 911.07 LEASE TERM; PROHIBITED DAYS OF USE.

No lease agreement shall be entered into for a term exceeding one (1) season, not exceeding one (1) year, and no lease agreement of any kind shall be entered into more than ~~sixty (60)~~ **one hundred eighty (180)** days prior to the date of use provided for in such agreement. No use thereof shall be permitted on any voter registration day, Election Day or scheduled hours of municipal functions at the rental areas.

('64 Code, § 911.07) (Ord. 2468, passed 8-21-79)

§ 911.08 SCHEDULE OF FEES.

(a) All fees for the rental of various city facilities and equipment shall be as recommended by the Mayor and approved by Council. The approved schedule of rental fees shall be kept on file with the Clerk of Council.

(b) Other provisions. In addition to the rental rates as established herein, the organization or person renting such facility shall pay the costs related to the provision of custodial personnel, lifeguards, building supervisors and other personnel required to be present as a result of the rental. Additionally, the organization or person renting such facility shall pay the entire cost related to the provision of security personnel when, in the opinion of the Safety Director and/or Recreation Director such personnel is required. The kitchen facility may also be rented at a rate as recommended by the Mayor and approved by Council.

~~(e) — No person or organization shall rent or use any recreational facilities for commercial or business purposes.~~

~~(d)~~(c) The use or consumption of alcohol or intoxicating liquor is strictly prohibited at the Brecksville Community Center, **the fields, and the Blossom Hill Field House.**

~~(e)~~(d) A returnable security deposit in an amount equal to the minimum rental amount for each of above categories, unless otherwise specified, shall also be required.

~~(f)~~(e) All fees shall be reviewed at least annually by the Buildings and Grounds and Finance Committees of Council.

~~(g)~~(f) In addition to the rental amounts charged, setup and tear-down fees, whenever required, shall be charged to the users of the facilities in accordance with a schedule of fees as promulgated by the Director of Public Service and approved by Council.

~~(h)~~(g) Fees for facility usage by the Brecksville- Broadview Heights Board of Education shall be in accordance with a schedule of fees as recommended by the Director of Public Service and approved by Council.

('64 Code, § 911.08) (Ord. 4486, passed 6-2-09)

§ 911.09 through § 911.12 * * * * (No Change)"

SECTION 2. That Chapter 911 as it existed prior to the effective date of this Ordinance be, and the same hereby is, repealed.

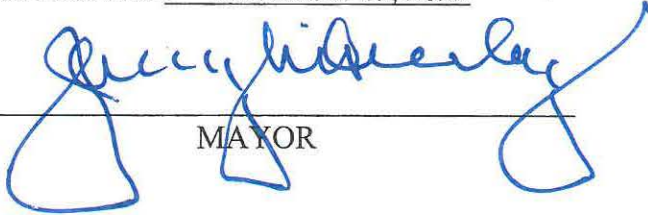
SECTION 3. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is to update City Property Rentals, therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

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PASSED: November 15, 2022

APPROVED: November 15, 2022


MAYOR


CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5568 duly passed by the Council of the City of Brecksville, Ohio, on 11-15, 20 22 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 11-18, 20 22.


CLERK OF COUNCIL