

First Reading - December 21, 2009  
Second Reading - December 28, 2009  
1-4-10 Council Meeting/Ordinance was Post-poned to  
February 16, 2010 Council Meeting  
Third Reading - February 16, 2010/Passed as Amended  
This is Amended Ordinance

## CITY OF BROADVIEW HEIGHTS, OHIO

ORDINANCE NO. 134-09

INTRODUCED BY MAYOR AND ENTIRE COUNCIL

AN ORDINANCE ENACTING NEW SECTION 618.151  
OF THE CODIFIED ORDINANCES OF  
CITY OF BROADVIEW HEIGHTS  
RELATING TO ANIMALS.

BE IT ORDAINED by the City Council of the City of Broadview Heights, State of Ohio, that:

SECTION 1. New Section 618.151 of the Codified Ordinances of the City of Broadview Heights is hereby to read as follows:

### “618.151 DEER HUNTING

(a) Notwithstanding the prohibition of Broadview Heights Ordinance 618.15 and Ordinance 672.12, hunting by use of a crossbow, long bow, or other bow and arrow hunting device may be permitted within the City upon the granting of a Deer Hunting Permit.

(b) The Safety Director or his designee may issue a Deer Hunting Permit if the application meets the following requirements:

1. The Safety Director or his designee determines that the applicant has complied with all laws, rules, and regulations of the Ohio Division of Wildlife and is a resident of Broadview Heights;
2. The applicant demonstrates completion of the Ohio Division of Wildlife hunter safety course and all other State requirements within the past two years;
3. Property owners adjacent to the applicant are notified in a manner determined by the Safety Director or his designee;
4. The applicant's over the age of 18.
5. The property from which the hunting is to be conducted meets the following requirements:
  - A. The hunting area shall consist of a parcel of land that is at least five (5) acres in size;
  - B. The hunting area shall not be owned by the City of Broadview Heights;
  - C. The hunting area shall not have located within it an oil/gas well;
  - D. The hunting area shall not be adjacent to any school or any school property;
  - E. The hunting is to be conducted from an elevated platform. The platform and its location shall be inspected and approved by the Safety Director or his designee to ensure the safety of person and property;

F. The applicant shall pay a site inspection fee as determined by the Safety Director or his designee.

6. Written permission from the property owner(s) has been obtained;
7. The application provides the global positioning system ("GPS") coordinates of the approved site/platform;
8. The applicant agrees, in writing, to defend and indemnify the City for any acts committed by the applicant while exercising hunting rights granted hereunder; and
9. The Safety Director or his designee does not find that the application otherwise infringes upon the health, safety, and welfare of the residents of the City.

- (c) The Deer Hunting Permit shall be used only by the named permit holder.
- (d) Each Deer Hunting Permit shall be valid only during the dates specified on the Permit.
- (e) The ratio of deer harvested shall be two (2) doe to one (1) buck. Two doe must be harvested prior to harvesting one buck.
- (f) Harvested does and bucks shall be reported to the City of Broadview Police Department upon harvesting.
- (g) Permit holders shall remove all deer carcasses and deer remains from the hunting site or any location outside of the hunting site after obtaining written permission from the landowner. Permit holders shall not pursue wounded deer or recover dead deer from private property without the written permission of the landowner.
- (h) Permit holders shall contact the City of Broadview Heights Police Department prior to the commencement of any hunting.
- (i) Whoever violates any of the provisions of this section is guilty of a first degree misdemeanor."

SECTION 2. This Ordinance shall take effect upon adoption by Council and signing by the Mayor at the earliest period allowed by law.

PASSED: February 16, 2010

Melen Dunlap  
PRESIDENT OF COUNCIL

DATE FILED WITH MAYOR: Feb. 17, 10

APPROVED: Samuel J. Allen

ATTEST: Sandra Hudack  
CLERK OF COUNCIL

DATE APPROVED: 2-22-10