



**CITY OF WESTLAKE, OHIO
ORDINANCE NO. 2015-35:**

**AN ORDINANCE SUPPLEMENTING
CHAPTER 521 "HEALTH, SAFETY
AND SANITATION" OF THE
CODIFIED ORDINANCES, AND
DECLARING AN EMERGENCY.**

WHEREAS, Council desires upon the recommendation of the Mayor and Chief of Police to supplement Chapter 521 "Health, Safety and Sanitation" through the enactment of new Section 521.10 "Residential Delivery of Printed or Other Materials."

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WESTLAKE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1: That Chapter 521 "Health, Safety and Sanitation" be and the same is hereby supplemented with the enactment of new Section 521.10 "Residential Delivery of Printed or Other Materials" which as enacted shall read as follows:

521.10 RESIDENTIAL DELIVERY OF PRINTED OR OTHER MATERIALS

- (a) The delivery of any printed or other materials of any kind, including, but not limited to, newspapers, advertisements, circulars, telephone directories or product samples shall be made at the door of the subject residence or in a receptacle provided for such deliveries. Additionally, a property owner may designate an alternative site for delivery, which site shall not be as prohibited in subsection (b) below.
- (b) The delivery of any printed or other materials of any kind as described in subsection (a) above shall not be made by placing the same onto the lawns or yard areas, driveways or sidewalks in Residential Areas.
- (c) Whoever violates this section is guilty of a minor misdemeanor.

Section 2: That any Ordinance or parts of Ordinance in conflict herewith are hereby repealed.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal

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action were in meetings open to the public in compliance with all legal requirements including Section 10, Article XI of the Charter of the City of Westlake and Section 121.22 of the Ohio Revised Code.

Section 4: That this legislation is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the further reason that it is immediately necessary to prevent safety hazards and unsightly buildup of garbage, and further provided it receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approved by the Mayor.

~~Passed:~~ Defeated 5/7/15

Michael F. Killeen
President of Council

Presented to Mayor: _____

Approved: _____

ATTEST:

Denise L. Rosenbaum, Clerk of Council

Dennis M. Clough, Mayor

I, Denise L. Rosenbaum, Clerk of Council of the City of Westlake do hereby certify that Ordinance/Resolution no. 2015-35 ~~adopted~~ defeated 5/7/15 was duly posted on 5/8/15 and remained posted for a period of 15 days thereafter in not less than 2 of the most public places in the City as determined by the Charter of said City.