

CITY OF HUBER HEIGHTS
STATE OF OHIO

ORDINANCE NO. 2024-O-2646

AMENDING CERTAIN SECTIONS OF PART NINE, STREETS AND PUBLIC SERVICES CODE, OF THE CITY CODE OF HUBER HEIGHTS.

WHEREAS, the citizens of Huber Heights require City codified ordinances that are current, up to date, and reflect the current practices and processes of the City; and

WHEREAS, the City Council has determined that revisions in Chapter 943 are necessary to enhance the effective and efficient delivery of municipal services.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Part Nine, Streets and Public Services Code, Chapter 943.01 – Authority And Punishment, is hereby amended to read as follows:

943.01- Authority and Punishment

(a) The following rules and regulations set forth in this chapter and those set forth in the ~~Parks Facilities Use Procedures~~ **Public Facility Use Policy** are adopted for the preservation of good order within and adjacent to City parks, and for the protection and preservation of the parks, parkways, and land under its jurisdiction and control, and of property and natural life therein.

~~(b) Recreation Board shall annually review and approve the Parks Facilities Use Procedures which will include a fee schedule and procedures for reserving athletic fields, special events and shelters and submit its report and recommendations to City Council for final approval.~~

(b) The Parks and Recreation Division Manager or his/her designee shall have the following authority:

- (1) To accept applications and schedule use of park facilities by the public for athletics and special events according to the ~~Parks Facilities Use Procedures~~ **Public Facility Use Policy** approved by the City Council.
- (2) To reserve and schedule the use of park shelters.
- (3) To collect fees for use of park facilities according to the ~~Parks and Recreation Annual Facilities Use Procedures~~ **Fee sSchedules** approved by City Council.
- (4) Waive fees on a case by case basis, after consultation with the City Manager. ~~and City Department Law.~~
- (5) Require athletic groups and special event groups that use park facilities to obtain and provide proof of liability insurance listing the City of Huber Heights as additional insured, in the minimum amount set forth in the ~~Public Facility Use Policy Parks Facilities Use Procedures~~ **Public Facility Use Policy** approved by the City Council.

Section 2. Part Nine, Streets and Public Services Code, Chapter 943.04 – Park Facilities, is hereby amended to read as follows:

943.04 Park facilities.

(a) The City Parks include but are not limited to the following:

- (1) Thomas A. Cloud Memorial Park: The City park located on Brandt Pike south of Kittridge Road shall now and hereafter be known as Thomas A. Cloud Memorial Park.
- (2) Herbert C. Huber Community Park: The City park located on Chambersburg Road east of Old Troy Pike shall now and hereafter be known as Herbert C. Huber Community Park.

- (3) Cottonwood Park: The City park located on Fishburg Road east of Brandt Pike shall now and hereafter be known as Cottonwood Park.
 - (4) Shullgate Park: The City park located on Shull Road east of Old Troy Pike shall now and hereafter be known as Shullgate Park.
 - (5) Belle Plain Park: The City park located on Belle Plain Drive west of Bellefontaine Road shall now and hereafter be known as Belle Plain Park.
 - (6) Twin Creeks Park: The City park located on Leston Avenue between Lambeth Drive and Harshmanville Road shall now and hereafter be known as Twin Creeks Park.
 - (7) Rip Rap Park: The City park located on Rip Rap Road north of Chambersburg Road shall now and hereafter be known as Rip Rap Park.
 - (8) Gary Sherman Park: The City park located at the end of John Geiger Way shall now and hereafter be known as Gary Sherman Park.
 - (9) Canal Locks Park: The City park located on Endicott Road south of Fishburg Road shall now and hereafter be known as Canal Locks Park.
 - (10) Philipps Park: The City park located on Dial Drive north of Longford Road shall now and hereafter be known as Philipps Park.
 - (11) Miami Villa Park: The City park located on Rip Rap Road south of Chambersburg Road shall now and hereafter be known as Miami Villa Park.
 - (12) Huber Heights Community Center: The City park and community center located on Powell Road west of Old Troy Pike shall now and hereafter be known as the Huber Heights Community Center.
 - (13) Monita Field **Bike and Skate** Park: The City park located on Fishburg Road east of Old Troy Pike shall now and hereafter be known as Monita Field **Bike and Skate** Park.
 - (14) Kittyhawk Park: The City park located on Seaman Drive south of Fishburg Road shall now and hereafter be known as Kittyhawk Park.
 - (15) Flyer Field at Kittyhawk Park: The City dog park located on Seaman Drive south of Fishburg Road shall now and hereafter be known as Flyer Field at Kittyhawk Park.
 - (16) Dial Park: The City park located on Dial Drive shall now and hereafter be known as Dial Park.
 - (17) The Recreation Complex at The Heights: The City park that includes the, **Huber Heights Senior Center**, Kroger Aquatic Center at The Heights and the Eichelberger Amphitheater at The Heights located on Brandt Pike north of Shull Road shall now and hereafter be known as The Recreation Complex at The Heights.
- (b) *Scheduling Priorities.* Reservations for use of Park and athletic facilities, including but not limited to athletic facilities by the public for athletics and special events shall be in accordance with the **Public Facility Use Policy. Parks Facilities Use Procedures which will be approved annually by City Council. Park facilities are reserved on a first come, first served basis, on the first business day of each calendar year. If there are conflicting requests then Huber Heights based groups/organizations will receive preference.**

Section 3. Part Nine, Streets and Public Services Code, Chapter 943.06 – Horses, is hereby amended to read as follows:

943.06 Horses.

Horses are not permitted in the parks **without the express written permission of the Parks and Recreation Department.**

Section 4. Part Nine, Streets and Public Services Code, Chapter 943.07 – Vehicles And Traffic, is hereby amended to read as follows:

943.07 Vehicles and traffic.

- (a) *Permitted Areas.* No person shall operate a motor vehicle in a park except on and within roads provided for such vehicles, and no person shall drive a motor vehicle in violation of the posted signs or other traffic control devices **except by City personnel or those with the express written permission of the Parks and Recreation Department.**
- (b) *Reckless Operation.* No person shall operate a motor vehicle in a park in such a manner as to endanger the operator or any other person or any property.
- (c) *Speed.* No person shall operate a motor vehicle in a park in excess of the posted speed limit.
- (d) *Parking.* No person shall park or leave a motor vehicle in a park except in places designated by the City for such purposes.
- (e) *After Hours Parking.* No person shall park or leave a motor vehicle in an area of a park at a time when such area is not open to the public **except by warranted City personnel or those with the express written permission of the Parks and Recreation Department.**
- (f) *Impounding Vehicles.* Upon finding a motor vehicle in violation of the Park Rules and Regulations, a police officer may remove such vehicle or cause the same to be removed to a location in or outside the park, where the same may be kept until the owner or his/her authorized representative obtains an order from the City releasing such vehicle to the owner thereof or his/her authorized representative.
- (g) *Trucks and Maintenance Vehicles.* No person shall drive a truck, tractor, or other vehicle which is used for the transportation of goods or materials or for maintenance purposes over any park road or any park without the permission of the Parks and Recreation Division Manager and/or the Streets Superintendent.

Section 5. Part Nine, Streets and Public Services Code, Chapter 943.17 – Special Events, is hereby amended to read as follows:

943.17 Special events.

Persons desiring to hold concerts or special events shall first obtain written permission from the Parks and Recreation Division Manager under the **Public Facility Use Policy** ~~City's Parks Facilities Use Procedures.~~

Section 6. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 7. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the 22nd day of July, 2024;
___7___ Yeas; ___0___ Nays.

Effective Date: August 22, 2024

AUTHENTICATION:

Clerk of Council

Mayor

Date

Date