

Village of Mantua, Ohio
ORDINANCE 2018-19

AN ORDINANCE AMENDING SECTIONS 505.11 AND 549.08 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MANTUA, IN ORDER TO PERMIT LIMITED HUNTING IN THE MARSH WETLANDS STATE NATURE PRESERVE WILDLIFE AREA.

WHEREAS, upon input from the Ohio Department of Natural Resources, Division of Wildlife, it has been recommended by the Safety Committee that limited hunting be permitted in the Marsh Wetlands State Nature Preserve Wildlife Area; and

WHEREAS, Sections 505.11 and 549.08 of the Codified Ordinances of the Village of Mantua must be amended in order to address this recommendation.

NOW THEREFORE, be it Ordained by the Council of the Village of Mantua, Portage County, Ohio, a majority or more of the members elected thereto concurring, that:

SECTION 1: Existing Sections 505.11 and 549.08 of the Village of Mantua Codified Ordinances are hereby repealed.

SECTION 2: Section 505.11 of the Village of Mantua Codified Ordinances is hereby enacted as set forth in “Exhibit A”, attached hereto and incorporated herein by reference.

SECTION 3: Section 549.08 of the Village of Mantua Codified Ordinances is hereby enacted as set forth in “Exhibit B”, attached hereto and incorporated herein by reference.

SECTION 4: All other provisions of the Codified Ordinances of the Village of Mantua shall remain in full force and effect.

SECTION 5: 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 in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6: This Ordinance shall take effect and be in full force from and after passage by Council and execution by the Mayor, at the earliest date allowed by law, to preserve the Public health, peace, safety, and welfare within the whole of the Village.

Passed in Council this ___ day of _____, 2018.

1st Reading: April 17, 2018

Linda Clark, Mayor

2nd Reading: May 15, 2018 (Rules Suspended and passed)

3rd Reading: _____

ATTEST:

Effective: June 14, 2018

Jenny August, Clerk of Council

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I hereby certify the foregoing Ordinance was posted at the five (5) public notice locations in the Village of Mantua, Ohio on the ____ day of May, 2018.

Jenny August, Clerk-Treasurer

Approved as to Legal Form:

Michele Stuck, Solicitor

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“Exhibit A”

505.11 HUNTING PROHIBITED ~~RESTRICTED~~.

- (a) No person shall hunt, kill or attempt to kill any animal or fowl by the use of firearms, bow and arrow, air rifle or any other means within the corporate limits of the Municipality.
- (b) Notwithstanding subsection 505.11(a) hereof, or Section 549.08 and any other sections of the Codified Ordinances of this Village, trapping of fur-bearing animals and bowhunting only shall be permitted in that area of the Village designated as the Marsh Wetlands State Nature Preserve Wildlife Area, and must be conducted in full compliance with all state laws and regulations of the Ohio Department of Natural Resources, Division of Wildlife.
- (c) Whoever violates this section is guilty of a ~~minor~~ fourth degree misdemeanor.

“Exhibit B”

549.08 DISCHARGING FIREARMS.

- (a) No person shall discharge any air gun, rifle, shotgun, revolver, pistol or other firearm within the corporate limits of the Municipality.
- (b) This section does not apply in the following circumstances:
- (1) when firearms are used in self defense;
 - (2) in the discharge of official duty;
 - (3) a rimfire firearm may be used to euthanize an animal caught in a trap pursuant to section 505.11(b) herein;
 - (4) when otherwise lawfully authorized.
- (c) No person shall negligently discharge, or cause to be discharged, any firearm in such manner as to cause the projectile or projectiles to exit the property on which the shooter is lawfully discharging said firearm.
- (d) Whoever violates this section is guilty of a misdemeanor of the fourth degree.