

VILLAGE OF TIMBERLAKE

ORDINANCE NO. 2021-19

AN ORDINANCE AMENDING SECTIONS 1062.01, PARK AND RECREATION LANDS DEFINED, AND 1062.02, RESIDENCY REQUIRED; GUESTS, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF TIMBERLAKE AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Timberlake, County of Lake, and State of Ohio that:

Section 1.

Section 1062.01, Park and Recreation Lands Defined, is hereby amended to read as

follows: The Village park and recreation lands are hereby defined as follows:

- (a) The lakefront real property on the northwesterly side of East Shore Boulevard, north of Lake Shore Boulevard, known as 11 East Shore Boulevard, Timberlake Village, further described as the Village Hall, on a .591 + acre site, plus an adjacent 1.193 + acre park site, further described as Parcel "A."
- (b) The real property located as a easterly extension of the East Shore Boulevard right of way at Waban and Nokomis Roads, further described as the recreational park facilities.

The aforementioned park and recreation lands are further illustrated by Exhibit A, attached to original Ordinance 1987-7, passed June 16, 1987, and made a part hereof.

Section 2.

Section 1062.02, Residency Required; Guests, of the Codified Ordinances of the Village of Timberlake, is hereby amended to read as follows:

A. The title of Section 1062.02 of the Codified Ordinances shall read as follows: "Restrictions on Access to Village Park and Recreation Lands."

B. Section 1062.02 shall read as follows:

- (a) No person shall enter or remain on Parcel "A," as set forth in Section 1062.01(a), unless such person is:
 - (1) The owner of real property located within the Village;
 - (2) Related to a person described in Paragraph (a)(1) of this Section either by marriage, blood or by legal proceedings, and currently residing with said person; or

- (3) In the company of a person described in Paragraph (a)(1) or (2) of this Section as a guest of said person.
- (b) A locked gate shall be placed at the entrance to the Timberlake Beach. A key to access the Timberlake Beach will only be given, after submission of an application and deposit of the applicable fee, to owners of real property in the Village. One (1) access key shall be issued to each owner of real property in the Village, regardless of how many parcels of property each individual owner may own. Furthermore, if a property is owned by more than one (1) individual, only one (1) access key shall be issued, regardless of the number of owners. Access keys may only be utilized to access the Timberlake Beach by persons authorized under Paragraph (a) of this Section. Any person who permits an unauthorized person to utilize their access key, in addition to the penalties listed in Paragraph (g) of this Section, shall be deemed in violation of this Section and automatically forfeit their access key for a period of six (6) months. A second violation of this provision within one (1) year of the first violation shall result in the permanent forfeiture of that person's access key.
- (c) The restrictions contained in Paragraph (a) of this Section shall not apply to the Village Hall, as described in Section 1062.01(a).
- (d) No person shall enter or remain on the park and recreation lands of the Village as set forth in Section 1062.01(b) unless such person is:
- (1) A resident of the Village;
 - (2) Related to a current resident either by marriage, blood or by legal proceedings, and currently residing with said person; or
 - (3) In the company of a current resident as the resident's guest.
- (e) The Mayor shall cause the placement of signs upon and about the aforesaid park and recreation lands giving notice of the restrictions contained in this Section.
- (f) Whoever violates this Section is guilty of a minor misdemeanor on the first offense; a second violation within one (1) year after the first violation shall be a misdemeanor of the fourth degree; and any subsequent offense within one (1) year from the first offense shall be a misdemeanor of the third degree.

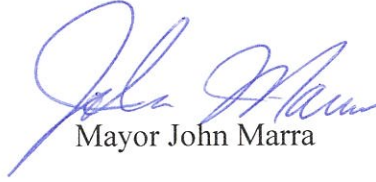
Section 3.

It is found and determined that all actions of Council concerning and relating to the adoption of this Ordinance were so adopted in meetings open to the public and Council and its committees acted in full compliance with Section 121.22 of the Ohio Revised Code.


Section 4.

This Ordinance is hereby declared to be an emergency measure necessary to the immediate preservation of the public peace, property, health and safety of the citizens of the Village of

Timberlake, and therefore, provided that the Ordinance receives the requisite vote, it shall take effect and be in force after its passage; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.


Mayor John Marra

Adopted: 6/15/2021

Attest: 
Joanne Clapp, Fiscal Officer

FIRST READING 4-20-21
SECOND READING _____
THIRD READING _____