

ORDINANCE NO. 331 (22-23)

An Ordinance to amend Sections 949.01 (Park Names) and 949.03 (Hours of Operation) of the Codified Ordinances of the City of Marietta, Ohio, relating to Public Parks located in the City of Marietta, Ohio; and declaring an EMERGENCY.

WHEREAS, criminal activity in the East Muskingum Park and in the West Muskingum Park, (also known as the Kiwanis Club Park), has recently been reported to the City of Marietta, Ohio and law enforcement; and

WHEREAS, in order to deter the criminal activity in these two parks, the Council of the City of Marietta, Ohio intends to amend the Codified Ordinances of the City of Marietta, Ohio in order to designate the name of the park located on the East side of the Muskingum River along Front Street, directly at the East end of the Putnam Street Bridge where the Start Westward Monument is located, as the "East Muskingum Park". The park located on the West side of the Muskingum River along Gilman Avenue, directly at the West end of the Putnam Street Bridge, as the "West Muskingum Park" which is also known as the "Kiwanis Club Park; and

WHEREAS, in naming said parks, the Council of the City of Marietta desires to set a time for the "Hours of Operation" of said "East Muskingum Park" and said "West Muskingum/Kiwanis Club Park"; now therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARIETTA, OHIO:

Section 1: That Section 949.01 (Park Names) of the Codified Ordinances of the City of Marietta, Ohio, shall be and is hereby amended in order to specifically add the name of the public park located on the East side of the Muskingum River along Front Street, directly at the East end of the Putnam Street Bridge where the Start Westward Monument is located, as the "East Muskingum Park", as follows:

949.01 PARK NAMES.

- h. The Park located on the East side of the Muskingum River along Front Street, directly at the East end of the Putnam Street Bridge where the Start Westward Monument is located, is hereby designated as the "East Muskingum Park".

Section 2: That Section 949.03 (Hours of Operation) of the Codified Ordinances of the City of Marietta Ohio, shall be and is hereby amended in order to add the park hours of operation for the East Muskingum Park and the West Muskingum Park, (which is now known as the Kiwanis Club Park), as follows:

949.02 HOURS OF OPERATION.

- g. East Muskingum Park shall be open to the public daily for use between the hours of 6:00 a.m. to 11:00 p.m. and no person or persons shall occupy and be present in such Park during any hours in which the Park is not open to the public without first receiving a special exception in writing from the Director of Public Safety and Service.
- h. Kiwanis Club Park, also known as the West Muskingum Park, shall be open to the public daily for use between the hours of 6:00 a.m. to 11:00 p.m. and no person or persons shall occupy and be present in such Park during any hours in which the Park is not open to the public without first receiving a special exception in writing from the Director of Public Safety and Service.

Section 3: In accordance with Section 949.03(f) (Posting Hours), the Director of Public Safety and Service is hereby directed to post signs giving notice of the hours of operation and of the penalty for violation thereof at the official entrance to each such park and in such other conspicuous places as he may deem appropriate.

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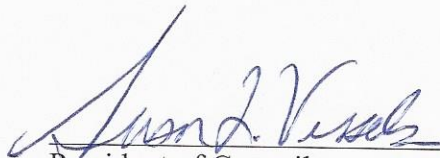
Section 4: That this Ordinance is hereby declared to be an EMERGENCY measure necessary for the immediate preservation of the public peace, health, and safety of the City of Marietta, Ohio, and for the further reason that immediate action is necessary in order to maintain the integrity of the East Muskingum Park and the West Muskingum Park, (also known as the Kiwanis Club Park), because criminal activities have been taking place in the park during the night time hours.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Introduced by the Public Lands and Buildings Committee, William Farnsworth, Chairman.


Chairman

Passed this 5th day of October, 2023.


President of Council

ATTEST:

Michelle Newbanks
Clerk of Council

Approved this 5th day of October, 2023.



Mayor

First Reading October 5, 2023

Second Reading Suspended

Third Reading Suspended