

ORDINANCE NO.: 51 -2012  
INTRODUCED BY: Henry

AN ORDINANCE AMENDING THE BUSINESS REGULATION CODE  
TO ADD NEW CHAPTER 793 TO REQUIRE THE PLACEMENT OF  
AUTOMATED EXTERNAL DEFIBRILLATORS (AEDs) IN ALL  
PHYSICAL FITNESS FACILITIES.

WHEREAS, the City Council recognizes the benefits of early defibrillation in the survival of persons who have experienced cardiac arrest, with research showing that survival decreases by approximately 10% for every minute that defibrillation is delayed; and

WHEREAS, the installation of automated external defibrillators (“AEDs”) is a life safety issue with emergency response and public health implications, and the City believes it is necessary to further the public health, safety, and welfare to require such installation in all physical fitness facilities; and

WHEREAS, the Good Samaritan Law protects lay rescuers acting in good faith from liability and the Federal Cardiac Arrest Survival Act of 2000 provides additional liability protection for properly trained lay rescuers and owners of AEDs; and

WHEREAS, the City’s Division of Fire is directed to establish the necessary guidelines and requirements for the use and placement of AEDs in physical fitness facilities; and

WHEREAS, the City’s Division of Fire will offer assistance to commercial, industrial, institutional, or other establishments or occupancies in determining vendors of AED devices and the maintenance thereof;

NOW, THEREFORE, Be It Ordained by the Council of the City of Richmond Heights, State of Ohio; that:

Section 1. Part Seven, “Business Regulation Code”, of the Codified Ordinances is amended to add new Chapter 793, Automated External Defibrillators Required at Physical Fitness Facilities” to hereinafter read as follows:

## “CHAPTER 793

### Automated External Defibrillators Required at Physical Fitness Facilities

#### **793.01 REQUIRED INSTALLATION AND DEFINITIONS.**

(a) The installation of automated external defibrillators (“AEDs”) is required at all physical fitness facilities.

(b) For purpose of this chapter, the term “automated external defibrillator” means a portable electronic apparatus used to counteract atrial or ventricular fibrillation by application of a brief electric shock to the heart and designed to be automated such that it can be used by persons without substantial medical training who are responding to a cardiac emergency.

(c) For purposes of this chapter, the term “physical fitness facilities” is defined as a place of business, whether for profit or not for profit, with equipment and facilities for exercising and improving physical fitness.

#### **793.02 INSTALLATION STANDARDS.**

(a) AEDs required by this chapter shall be installed in sufficient numbers and in locations so that an AED device shall be accessible, at a minimum, within three (3) minutes in the event of an emergency, in accordance with American Heart Association recommendations and any guidelines and requirements established by the City’s Chief of Fire and authorized by the Director of Public Safety.

(b) For new business occupancies, the City’s Division of Building, Zoning and Housing will notify the Division of Fire, the Chief of Fire, or their designee during the building plans review process to review and approve the number and installation locations for AED devices and shall inspect the establishment to confirm the AED devices have been installed as approved prior to the issuance of a certificate of occupancy.

#### **793.03 TRAINING.**

The installation and maintenance of the AED device(s) and periodic training on the use of the AED device(s) shall be the responsibility of the owner of the physical fitness facility.

#### **793.04 INSPECTION.**

All AED installations at physical fitness facilities shall be subject to periodic inspections by the City’s Division of Fire or its designee.”

Section 2. It is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

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Daniel J. Ursu, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

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David H. Roche  
President of Council