

ORDINANCE NO.: 45 -2020
INTRODUCED BY: Lentine

AN ORDINANCE AMENDING SECTION 549.06, "FAILURE TO SECURE DANGEROUS ORDNANCE", OF THE CODIFIED ORDINANCES TO ADD PROVISIONS FOR SECURING FIREARMS OR OTHER DEADLY WEAPONS; AND DECLARING AN EMERGENCY.

WHEREAS, the City has all powers of home rule which may now or hereafter lawfully be possessed or exercised by municipalities under the laws of the state of Ohio, including the power to make regulations for the safety, health and welfare of its citizens and all those who work in and visit the City;

WHEREAS, providing for the security of firearms and other deadly weapons within the City against theft or acquisition or use by any unauthorized or incompetent person will further the protection of the public safety, health and welfare;

WHEREAS, the City's Division of Police has reported recent incidents of thefts of unsecured firearms from a vehicle and from a home;

WHEREAS, this Council desires to add firearms and other deadly weapons to Section 549.06 of the Codified Ordinances of the City of Richmond Heights, Ohio, for the protection of the public safety, health and welfare.

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

Section 1. Section 549.06, titled "Failure to Secure Dangerous Ordnance", of the Codified Ordinances of the City of Richmond Heights is hereby amended to provide as follows:

549.06 FAILURE TO SECURE DANGEROUS ORDNANCE, FIREARM OR OTHER DEADLY WEAPON.

(a) No person, in acquiring, possessing, carrying or using any dangerous ordnance, firearm, or other deadly weapon shall negligently fail to take proper precautions:

- (1) To secure the dangerous ordnance, firearm, or other deadly weapon against theft, or against its acquisition or use by any unauthorized or incompetent person;
- (2) To insure the safety of persons and property.

(b) Whoever violates this section is guilty of failure to secure a dangerous ordnance, firearm, or other deadly weapon, a misdemeanor of the second degree.

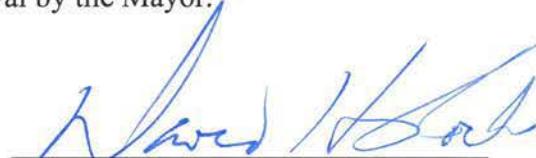
Section 2. Existing Section 549.06, "Failure to Secure Dangerous Ordnance", of the Codified Ordinances of the City of Richmond Heights is hereby repealed.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and all deliberations of this 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, including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare of the City, its residents and visitors, so as to be able to immediately enforce new provisions of the City's Health and Safety Code to properly prevent and address the dangers of firearms and other deadly weapons falling into the hands of unauthorized, irresponsible and incompetent persons; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

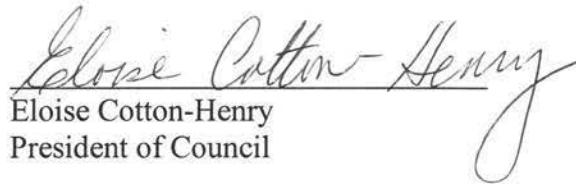
PASSED: 5-12-20



David H. Roche
David H. Roche, Mayor

APPROVED: 5-12-20

ATTEST: Betsy Traben
Betsy Traben
Clerk of Council



Eloise Cotton-Henry
Eloise Cotton-Henry
President of Council