

ORDINANCE 2024 - 01

**AN ORDINANCE PROHIBITING HUNTING IN ALL AREAS
WITHIN THE TERRITORIAL LIMITS OF THE VILLAGE OF BAY
VIEW, OHIO AND DECLARING AN EMERGENCY.**

WHEREAS, the Council of the Village of Bay View, Ohio, desires to establish an ordinance which prohibits Hunting anywhere within the territorial limits of the Village of Bay View; And

WHEREAS, it is necessary to provide for the usual daily operation of the Village and for the immediate preservation of the public peace, health, safety, and general welfare of the Village that this ordinance take effect at the earliest possible date.

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY
OF THE VILLAGE OF BAY VIEW, OHIO:**

SECTION I: Within the territorial limits of the Village of Bay View Ohio, no person shall hunt, trap, shoot, shoot at, catch, kill, injure, or pursue any wild animal, wild bird, wild waterfowl, feral poultry, domestic goose, duck, pheasant, turkey, squirrel, cat, skunk, opossum, or other animal that is not considered to be a nuisance wild animal located within or under any portion of a structure. It shall not be consideration a violation of this section for an individual to trap and remove any nuisance wild animal.

SECTION II DEFINITIONS: For purposes of enforcement and interpretation applicable terms including those utilized in this ordinance shall have the same meaning as set forth in the Ohio Revised Code §1531.01.

"Nuisance wild animal" means a wild animal that interferes with the use or enjoyment of property, is causing a threat to public safety, or may cause damage or harm to a structure, property, or person, as set forth in the Ohio Revised Code §1531.40.

SECTION III PENALTY: Whoever violates this section is guilty of a misdemeanor of the first degree.

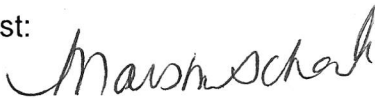
SECTION IV: That is hereby found and determined that all formal actions of this Council concerning and related to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this council and its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable requirements of the law.

SECTION V: That, for the reasons set forth in the preamble hereto, this Ordinance is declared an emergency and shall take effect immediately upon its adoption and due authorization by the Mayor and the Clerk, respectively.

SECTION VI: If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.


Larry Gwirner, Mayor

Attest:

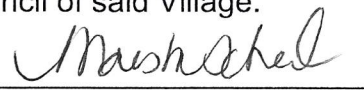


Marsha Schenk
Clerk/Treasurer

Adopted: **March 05, 2024**

POSTING CERTIFICATION

The undersigned, Clerk/Treasurer of the Village of Bay View, Ohio does hereby certify that Ordinance No. **2024 - 01** passed by the Council of the Village of Bay View, Ohio on the **5th** day of **March 2024**, was duly posted on 3/6, 2024 and will remain posted for a period of fifteen (15) days thereafter in not less than five (5) of the most public places in the Village as determined by Council of said Village.


Clerk/Treasurer
Village of Bay View, Ohio