

# Canal Winchester

*Town Hall  
10 North High Street  
Canal Winchester, OH 43110*



## Meeting Agenda

July 5, 2017

6:00 PM

## Council Work Session

*Will Bennett-Chair  
Bob Clark  
Steve Donahue  
Bruce Jarvis  
Bobbie Mershon  
Mike Walker  
Jim Wynkoop*

Call To Order

Roll Call

Also In Attendance

*Mayor Ebert, Matt Peoples, Lucas Haire, Amanda Jackson*

Request for Council Action

[RES-17-013](#)

A RESOLUTION AUTHORIZING THE LABOR DAY FESTIVAL COMMITTEE TO OPERATE THE ANNUAL "CANAL WINCHESTER LABOR DAY FESTIVAL" ON THE VARIOUS STREETS AND SIDEWALKS OF THE CITY OF CANAL WINCHESTER

[ORD-17-026](#)

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF CANAL WINCHESTER, OHIO AND DECLARING AN EMERGENCY

Reports

*Amanda Jackson-*

*Lucas Haire-*

*Matt Peoples -*

Items for Discussion

Old/New Business

Adjournment

**RES-17-013**

A RESOLUTION AUTHORIZING THE LABOR DAY FESTIVAL COMMITTEE TO OPERATE THE ANNUAL "CANAL WINCHESTER LABOR DAY FESTIVAL" ON THE VARIOUS STREETS AND SIDEWALKS OF THE CITY OF CANAL WINCHESTER

WHEREAS, the annual Canal Winchester Labor Day Festival is to be held on September 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup>, 2017; and

WHEREAS, the Canal Winchester Labor Day Festival is a civic endeavor which is family oriented, safe, clean and fun for all the citizens of Canal Winchester; and

WHEREAS, the Council and Mayor of the City of Canal Winchester desire to express their approval on behalf of the citizens of the City and to authorize the use and control of various city streets, alleys and sidewalks of Canal Winchester for the benefit of this annual event;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, STATE OF OHIO:

SECTION 1. That the annual Canal Winchester Labor Day Festival operated by the Labor Day Festival Committee on September 2, 2017 from 12:00 PM until 11:00 PM and September 3, 2017 from 10:00 AM until 11:00 PM and September 4, 2017 from 10:00 AM until 6:00 PM, be and hereby is authorized to operate and control said Festival upon the various streets, alley and sidewalks of Canal Winchester, Ohio.

SECTION 2. That the boundaries of the Festival shall be High Street from Mound Street south to end of S. High Street; Waterloo Street from West Street to Trine Street; and Stradley Place which includes the green space and adjacent parking stalls.

SECTION 3. That the streets and alleys within the boundaries of the festival shall be shut down to traffic by City staff with assistance from Festival Committee members from 12:00 PM on Friday, September 1, 2017 and reopened to traffic no later than 6:00 AM on Tuesday, September 5, 2017.

SECTION 4. That the Labor Day Festival Committee shall maintain liability insurance for the protection of the City of Canal Winchester, Ohio indemnifying and saving harmless said City from any and all liability that may arise or accrue by reason of the use of the various streets, alleys, and sidewalks of the City of Canal Winchester and shall present a copy of said insurance to the City.

SECTION 5. That the Council of the City of Canal Winchester authorizes the Mayor to issue the appropriate parade permit (Section 311.05 of the City of Canal Winchester Codified Ordinances) for the Labor Day Parade to be staged and controlled by the Labor Day Festival Committee without the normal permit fee. Said parade route shall be approved by the City.

SECTION 6. That the Council of the City of Canal Winchester authorizes the Mayor to issue the appropriate sign permit for the Labor Day Sign on city ROW.

SECTION 7: That the Council of the City of Canal Winchester hereby gives approval for use of the following City owned facilities by the Labor Day Festival Committee:

- a. Community Center Front Parking Lot for VIP sponsor parking, Municipal Building for equipment storage and entertainment green room.
- b. Swimming Pool Parking Lot for miscellaneous parking needs;
- c. Community Center for Quilt show related activities;
- d. Space for trash containers and port-a-johns to be determined and agreed upon by the City staff and CW Labor Day Committee;
- e. Parking behind 36 S. High Street for Committee members
- f. Any costs, for auxiliary police, special duty deputies, or regular police as determined to be need by both the festival committee and the city.
- g. Public parking lot west of south High Street and to the rear of the Community Center for kid's rides.

SECTION 8. That the Labor Day Festival Committee shall provide the following at no cost to the City:

- a. City approved electric to all vendors and festival participants;
- b. Any costs related to special Emergency Medical Services coverage

SECTION 9. That the City of Canal Winchester shall provide the following contribution to the Festival:

- a. Water for use by the vendors within the festival defined area;
- b. Payment for the collection of trash by Boy Scout Troop#103 in the amount of \$750.00
- c. Payment of employee overtime hours required for the assistance in closing and re-opening of the festival area, delivery and set up of the state, nightly cleanup of the festival area, and miscellaneous issues that may arise during the festival hours.
- d. Contact numbers for appropriate assigned employees

SECTION 10. That Committee designated representatives will meet two weeks before the Festival with the Mayor and any other city officials the Mayor deems necessary to finalize festival related issues.

SECTION 11. That this resolution shall take effect and be in force from and after its passage.

DATE PASSED \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

\_\_\_\_\_  
MAYOR

DATE APPROVED \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
LAW DIRECTOR

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

\_\_\_\_\_  
Clerk of Council

**ORD-17-026**

**AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF CANAL WINCHESTER, OHIO AND DECLARING AN EMERGENCY**

WHEREAS, Section 731.23 of the Ohio Revised Code provides for the publication and certification of ordinances in book form, and

WHEREAS, the Council of the City of Canal Winchester, Ohio has had the matter of the updating and general revision of the ordinances before it for some time, and

WHEREAS, it has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such updating service, and

WHEREAS, the updating of such ordinances, together with the new matter to be adopted, the matters to be amended and those to be repealed are before the Council;

NOW, THEREFORE, BE IT ORDAINED by the Council of the of the City of Canal Winchester, Ohio:

SECTION 1. That the editing, arrangement and numbering or renumbering of the ordinances of Canal Winchester, Ohio of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters, and section within the 2016 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION 2. The following sections of the Traffic and General Offenses Codes, as amended are hereby approved and adopted as amended or enacted so as to conform to enactments of the Ohio General Assembly.

Traffic Code

301.04	Bicycle; Motorized Bicycle; Moped. (Amended)
301.19	Motorcycle. (Amended)
303.081	Impounding Vehicles on Private Residential Property. (Amended)
303.082	Tow Away Zones. (Amended)
313.09	Driver's Duties Upon Approaching Ambiguous Traffic Signal. (Amended)
331.03	Overtaking, Passing to Left; Driver's Duties. (Amended)
331.21	Right of Way of Public Safety or Coroner's Vehicle. (Amended)
331.211	Report of Vehicle Failing to Yield Right of Way to Public Safety Vehicle. (Added)
333.01	Driving Under the Influence. (Amended)
335.111	Registration Within Thirty Days of Residency. (Added)
335.12	Stopping After Accident Upon Streets. (Amended)
335.13	Stopping After Accident Upon Property Other Than Street. (Amended)
373.02	Riding Upon Seats; Handlebars; Helmets and Glasses. (Amended)

General Offenses Code

- 501.01 General Definitions. (Amended)
- 501.06 Limitation of Criminal Prosecution. (Amended)
- 505.071 Cruelty to Companion Animals. (Amended)
- 513.02 Gift of Marijuana. (Amended)
- 513.03 Drug Abuse; Controlled Substance Possession or Use. (Amended)
- 513.04 Possessing Drug Abuse Instruments. (Amended)
- 513.05 Permitting Drug Abuse. (Amended)
- 513.07 Possessing or Using Harmful Ingredients. (Amended)
- 513.08 Illegally Dispensing Drug Samples. (Amended)
- 513.11 Possessing Nitrous Oxide in Motor Vehicle. (Amended)
- 513.12 Drug Paraphernalia. (Amended)
- 513.121 Marijuana Drug Paraphernalia. (Amended)
- 513.13 Counterfeit Controlled Substances. (Amended)
- 525.05 Failure to Report a Crime, Injury, or Knowledge of Death. (Amended)
- 525.15 Assaulting Police Dog or Horse or an Assistance Dog. (Amended)
- 529.01 Liquor Control Definitions. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 537.10 Telecommunications Harassment. (Amended)
- 537.17 Criminal Child Enticement. (Amended)
- 537.18 Contributing to Child Delinquency. (Amended)
- 541.02 Arson. (Amended)
- 541.04 Criminal Mischief. (Amended)
- 541.09 Vehicular Vandalism. (Amended)
- 549.01 Weapons Definitions. (Amended)
- 549.02 Carrying Concealed Weapons. (Amended)

Fire Prevention Code

- 1519.04 Fireworks Possession, Sale or Discharge Prohibited. (Amended)

SECTION 3. That the Clerk of Council shall cause to be published in a manner required by law this adopting ordinance together with a brief summary of new matter contained in the 2017 Replacement Pages. Section in the Codified Ordinances without any previous ordinance history indicate that section contains new matter enacted by this Adopting Ordinance.

SECTION 4. That this ordinance is hereby declared to be an emergency measure, necessary for the preservation of the public health, safety and welfare and specifically for the reason set forth in the preamble hereto; wherefore, this ordinance shall take effect and be in force from and after its passage.

DATE PASSED \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST \_\_\_\_\_  
CLERK OF COUNCIL

\_\_\_\_\_  
MAYOR

DATE APPROVED \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
LEGAL COUNSEL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

\_\_\_\_\_  
CLERK OF COUNCIL