



CITY OF BROADVIEW HEIGHTS  
ORDINANCE NO. 01-2025

INTRODUCED BY MAYOR AND ENTIRE COUNCIL

**AN ORDINANCE AMENDING ORDINANCE 32-16 REGARDING THE  
AUTHORIZATION OF A NUISANCE ABATEMENT INITIATIVE FOR BOTH SHORT  
TERM AND LONG TERM CONTROL AND REDUCTION OF THE WHITE-TAILED  
DEER POPULATION IN THE CITY OF BROADVIEW HEIGHTS, AND DECLARING  
AN EMERGENCY**

WHEREAS, the City Council previously passed Ordinance 32-16 regarding the authorization of a nuisance abatement initiative for both short term and long term control and reduction of the white-tailed deer population, and

WHEREAS, City Council deems it to be in the best interest of the City to provide for modifications to Ordinance 32-16 with respect to the Municipal Deer Control Permit fees.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BROADVIEW HEIGHTS, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. Ordinance 32-16 shall be amended to provide the fees for applications for the Municipal Deer Control Permit shall be sixty (\$60) dollars for new applicants and forty (\$40) dollars for renewal applicants.

SECTION 2. All provisions contained in Ordinance 32-16 with not specifically modified herein shall remain in full code and effect.

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, peace, safety and welfare for the reason stated in the Preamble hereof, and provided it receives the affirmative vote of five (5) or more of the members of Council and signature of the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed and Adopted by the Council on this 27<sup>th</sup> day of January, 2025

Robert Boldt, President of Council

Samuel J. Alai, Mayor

January 27, 2025  
Date

Robin Parsons

Attest: Robin Parsons, Clerk of Council

January 27, 2025

Date

**AMEND ORDINANCE 32-16**

**Section 2 – In order to defray the expenses incurred with the management of this program, a fee of \$150.00 per qualified archer applicant is established and must accompany any application for the Municipal Deer Control Permit**

**CHANGE TO:**

**Section 2 -To cover the expenses associated with managing this program, a fee of \$60.00 is required for a new deer stand. For a returning stand with the exact coordinates, a fee of \$40.00 applies. These fees must be submitted along with any application for the Municipal Deer Control Permit.**

# CITY OF BROADVIEW HEIGHTS, OHIO

ORDINANCE NO. 32-16

INTRODUCED BY

AN ORDINANCE AMENDING SECTION 618.12 OF CHAPTER 618 OF THE CODIFIED ORDINANCES OF THE CITY OF BROADVIEW HEIGHTS AUTHORIZING A NUISANCE ABATEMENT INITIATIVE FOR BOTH SHORT TERM AND LONG TERM CONTROL AND REDUCTION OF THE WHITE-TAILED DEER POPULATION IN COORDINATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES AND CONTIGUOUS, ADJOINING, POLITICAL SUBDIVISIONS THAT OPT TO ADOPT A SIMILAR PLAN FOR NUISANCE ABATEMENT, AND DECLARING AN EMERGENCY

WHEREAS: The white-tailed deer population in urban areas has grown to unmanageable numbers; and

WHEREAS: As a consequence thereof great financial loss has been suffered by public and private property owners, in the destruction of plants, flowers, trees and other edible landscaping; and

WHEREAS: Deer/vehicle accidents increase annually and threaten the lives and property of all those who travel by vehicle on our streets and highways; and

WHEREAS: While hunting in the City of Broadview Heights is prohibited, the exploding regional deer population requires deer management efforts; and

WHEREAS: This Council finds that the existing circumstances constitute an ongoing and serious nuisance which must be abated for the public health, safety and welfare; and

WHEREAS: The Mayor and Administration, working in conjunction with ODNR and in coordination with other similarly situated municipalities, seek to establish a “nuisance abatement initiative” to allow for the liberal issuance of permits from both the ODNR and the municipal police department (deer damage control permits) with the consent of and upon the application of property owners seeking relief; and

WHEREAS: It is therefore necessary to amend the Codified Ordinances of the City of Broadview Heights, Part Six General Offenses Code, Chapter 618 Animals, Section 618.12 Hunting Prohibited to permit the limited hunting of white tailed deer by cross bow or long bow under terms and conditions established by the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROADVIEW HEIGHTS, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Notwithstanding any other provision of this code to the contrary, Section 618.12 of the Codified Ordinances of the City of Broadview Heights, is amended as follows:

**618.12 HUNTING PROHIBITED.**

~~No person within the corporate limits of the City shall hunt, shoot, attempt to shoot, kill or maim any animal or bird at any time, by means of firearms, an air-gun, or any other missile propelling device.~~

***(a) The hunting of animals or fowl within the Municipality is prohibited. No person shall hunt, kill or attempt to kill any animal or fowl by the use of firearms or any other means, except as follows:***

***(1) The limited hunting of white-tailed deer by crossbow or long bow may be permitted within the City under the following terms and conditions:***

***(a) The Mayor or his designated representative may, in his sole discretion, issue a Municipal Deer Control Permit to a qualified archer applicant as a corollary to and following the issuance by the ODNR of its own Deer Damage Control Permit to allow only bow-hunting (long bow and crossbow) of white-tailed deer;***

***(b) The permit is limited to areas of not less than five (5) contiguous acres by State-Licensed hunters proficient in the use of bow and arrow, on such forms and subject to such rules and regulations as the Mayor or his designated representative may prescribe.***

***(c) Hunting shall be conducted from an elevated platform only;***

***(d) Written permission from the property owner(s) has been obtained;***

***(e) Qualified archer shall be defined as an individual having obtained an approval/certification from an approved archery proficiency test site, a valid Ohio hunting license, if applicable, and all other state requirements;***

***(f) Compliance with all laws, rules and regulations of the City and State is required***

***(g) All applicants shall agree, in writing, to defend and indemnify the City for any negligent acts committed by the applicant.***

***(h) Any other requirements as deemed necessary to preserve and protect the health, safety and welfare of the residents as determined solely by the Mayor or his designated representative.***

***(i) The Mayor or his designated representative is hereby authorized to promulgate any and all rules and regulations necessary to carry out the provision of this section and all other rules and regulations necessary to insure public health and safety.***

***(j) Nothing in this section shall be deemed to prohibit the killing of rats and other undesirable rodents authorized to be killed by the Mayor or***

*his designated representative using means for such killing which are also authorized by the Mayor or his designated representative.*

*(b) Whoever violates any provisions of this section is guilty of a misdemeanor of the first degree and shall be subject to the penalty provided in Section 202.99.*

Section 2. To cover the expenses associated with managing this program, a fee of \$60.00 is required for a new deer stand. For a returning stand with the exact coordinates, a fee of \$40.00 applies. These fees must be submitted along with any application for the Municipal Deer Control Permit.

Section 3. The City in cooperation with the ODNR and the Division of Wildlife will explore and strive to adopt long term non-lethal options for deer population control including but not limited to contraception, sterilization, relocation and/or such other methods as may provide the necessary relief in non-lethal methods and on a cost effective basis.

Section 4. No other method for the control of the deer population is permitted other than such as is authorized herein; all other provisions of the Codified Ordinances of the City of Broadview Heights not specifically modified herein shall remain unaffected by these measures and fully enforceable.

Section 5. 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 that all deliberations of this council and any of its committees that resulted in such formal action were in meeting open to the public in compliance with all legal requirements.

Section 8. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary to reduce and control the over-population of white tailed deer in the City, and provided it receives the affirmative vote of five (5) or more of the members of Council and the signature of the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.