

ORDINANCE NO. 2025-32 AMENDED

**AN ORDINANCE ENACTING SECTION 533.17 SEX OFFENDER RESIDENCY PROHIBITION IN
CHAPTER 533 OBSCENITY AND SEX OFFENSES OF THE CODIFIED ORDINANCES OF THE
CITY OF WICKLIFFE, OHIO; AND DECLARING AN EMERGENCY**

WHEREAS, the Chief of Police of the City of Wickliffe has made various recommendations relative to the establishment of regulations regarding the registration of Sex Offenders within the City of Wickliffe; and

WHEREAS, Council has determined the establishment of the regulations regarding the registration of Sex Offenders in the City of Wickliffe would be in the best interest of the residents of the City of Wickliffe.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WICKLIFFE,
COUNTY OF LAKE, STATE OF OHIO:**

SECTION 1. That Chapter 533 Obscenity and Sex Offenses, Section 533.17 Sex Offender Residency Prohibition is hereby enacted to read as follows:

533.17 SEX OFFENDER RESIDENCY PROHIBITION.

- (a) No person who has been convicted of, is convicted of, has pleaded guilty to, or pleads guilty to either a sexually oriented offense that is not a registration-exempt sexually oriented offense or a child-victim oriented offense and has been classified as a sexual predator shall establish a residence or occupy residential premises within two thousand (2,000) feet, of any school premises, daycare, preschool, library, public playground or public park that is located within the City of Wickliffe, Ohio.
- (b) Whoever violates subsection (a) hereof by establishing a residence or occupying residential premises within two thousand (2,000) feet, of any such school premises, daycare, preschool, library, public playground or public park, that is located within the City of Wickliffe, Ohio, the Director of Law has a cause of action for injunctive relief against the person. The City of Wickliffe, Ohio shall not be required to prove irreparable harm in order to obtain the relief.
- (c) The City of Wickliffe, Ohio adopts the provisions of the law of Ohio now or hereafter in effect concerning the definition, determination, registration, or classification of a person who has been convicted of, is convicted of, has plead guilty to, or pleads guilty to either a sexually oriented offense that is not a registration-exempt sexually oriented offense or a child-victim oriented offense and has been classified as a sexual predator.
- (d) Council of the City of Wickliffe, Ohio finds that because children are especially vulnerable to being victims of sexually abusive behavior, kidnapping, and abduction, and are likely to be present a significant amount of time on or near school premises, daycares, preschools, libraries, public playgrounds or public parks, certain persons who have been convicted of, or have plead guilty to, a sexually oriented offense or child-victim oriented offense and classified as a sexual predator must not establish a residence or occupy residential premises within two thousand (2,000) feet of any school premises, daycare, preschool, library, public playground or public park within the City of Wickliffe, Ohio.
- (e) Council of the City of Wickliffe, Ohio adopts the determinations and intent of the Ohio General Assembly as articulated in Ohio R.C. 2950.02.
- (f) The City of Wickliffe, Ohio adopts the definitions now and hereafter in effect for school premises, daycare, public playground or public park as defined by the law of Ohio.
- (g) It is hereby declared to be the intention of the Council of the City of Wickliffe, Ohio that the sections, paragraphs, sentences, clauses, and words of this section are severable and if any word, clause, sentence, paragraph, or section of this section shall be declared unconstitutional or otherwise invalid by the valid judgment of decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining words, clauses, sentences, paragraphs, and sections of this section, because the same would have been enacted by said Council without the incorporation in this section of any such unconstitutional or invalid word, clause, sentence, paragraph or section.

I, Sandra J. Fink, Clerk of Council of Wickliffe, Ohio, hereby certify the foregoing is a true copy of
Ordinance No. 2025-32 AMENDED enacted by Council at its regular meeting on June 23, 2025.
Sandra J. Fink, Clerk of Council



SECTION 2. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage 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 compliance with all legal requirements including Chapter 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of said city and for the further reason it is necessary for the efficient operation of city government; wherefore, this ordinance provided it receives an affirmative vote of two-thirds (2/3) of the members elected to Council, shall take effect immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: June 23rd, 2025

Attest: Sig
Clerk of Council

Submitted to the Mayor for approval on

June 23rd, 2025

First Reading June 9th, 2025

Second Reading moved to Emergency
Suspended June 23rd, 2025

Third Reading June 23rd, 2025

Edward A. Lown
Council President – Presiding Officer

Approved: June 23rd, 2025

Sig
Mayor
Passed June 23rd, 2025

Yes 7 No 0

A first Reading was June 9th, 2025 as DR 2025-32

It was requested to be moved to Emergency
for the June 23rd, 2025 Meeting.

It was listed as 2025-32 Amended ~
the amendment was the addition of
the emergency clause (Section 3).