

CITY OF STRUTHERS, Ohio
Ordinance

NO. 21-053

***AN ORDINANCE ADOPTING THE RULES AND REGULATIONS
GOVERNING THE RENTAL & USE OF THE STRUTHERS ROTARY
PAVILION AT MAUTHE PARK AND MADE PART OF STRUTHERS
CODIFIED CHAPTER 959 "MAUTHE PARK" SECTION 959.02
STRUTHERS ROTARY PAVILION REPEALING ORDINANCE NO. 18-014
AND ANY ORDINANCE INCONSISTENT HEREWITH AND DECLARING
AN EMERGENCY.***

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Struthers, Ohio, $\frac{3}{4}$'s of all members thereto concurring:

SECTION 1: That Struthers Codified Chapter 959 "Mauthe Park" Section 959.02 Struthers Rotary Pavilion is hereby amended to read as follows:

**SECTION 1:
STRUTHERS ROTARY PAVILION
RESERVATIONS:**

The Struthers Rotary Pavilion is equipped with tables to accommodate 96 people. It is equipped with electricity and restroom facilities within walking distance. The use of the Pavilion is by reservation permit only. It is suggested that persons considering rental of these facilities tour the premises prior to making the reservation.

1. The pavilion may be reserved for authorized time periods any day starting the Friday before the week May 1 falls on and ending the Saturday of the week in which September 30 falls on. Authorized hours are 7:00 a.m. to 9:00 p.m.
2. A non-refundable deposit of \$25.00 is required to secure your reservation, which must be made within three (3) business days of the reservation. Balance of \$50.00 (Resident)/ \$75.00 (Non-Resident) is due a minimum of Thirty (30) business days prior to your rental date. In the event that the renter must cancel, no refund will be granted UNLESS the original reservation date can be re-booked after cancellation. In such an event, all collected monies minus the non-refundable deposit will be refunded. However, in certain cases such as force majeure, deaths, etc., a full refund may be granted. Final approval rests on the Park Superintendent and the Parks Committee.
3. If reserving the center less than a Thirty (30) day window before event, payment is due in full within Three (3) business days.

**SECTION 2:
GENERAL REGULATIONS**

1. A group having a reservation is entitled to the exclusive use of the Pavilion only. The playground, parking lot and practice field are public facilities open to all. The rules will be attached to rental agreement and reviewed with responsible renter on day of scheduled event.
2. Gambling in any form is prohibited.
3. No live music, amplifiers or public address systems are permitted. The use of radios or record players is permitted but the volume must, at all times, be maintained at a level that will not be offensive to other Mauthe Park visitors and neighbors.
4. No tents, inflatables (bounce houses, etc.) or any external non-permanent structures including petting zoos are allowed anywhere inside Mauthe Park.
5. Disorderly conduct, boisterous or profane language will not be tolerated.

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6. Absolutely no alcoholic beverages are allowed inside the Mauthe Park premises at any time. No exceptions.
7. For groups larger than 100 the only space available for activities and events is the rotary pavilion and outdoor area.
8. The Park Superintendent will advise and guide persons wanting to rent the multi-purpose room and the park and pavilion for a craft show, craft fair or anything similar on the proper rules and procedures. The Park Superintendent will then report all plans/arrangements to the Park & Recreation Committee as necessary. Signature will be required after a walk around is completed and before rental agreement.
9. If the Mauthe Park Superintendent determines that the Rotary Pavilion was not left in reasonable condition after the completion of the reservation, a cleaning fee of \$50.00 will be charged to the credit card on file. Furthermore, if any property damage is incurred to the Rotary Pavilion or all chattels contained therein, a fully itemized description and invoice of the damage will be mailed to the responsible party. Failure to pay this invoice could result in criminal and/or civil prosecution.
10. Violation of these regulations, including the maximum occupancy provisions or any of the General Rules and Regulations of Mauthe Park, will be cause for the immediate revocation of the reservation and forfeiture of the reservation fee. If there is a violation of the maximum occupancy, the person (s) who reserved the pavilion may be cited for each violation and, if convicted, shall be punished by a fine of \$100.00 per violations, in addition to being cited for any other provision of the Codified Ordinances. **For safety of the premises and to protect the Cities best interest security cameras are being used.**

**SECTION 3:
CANCELLATIONS:**

1. Reservations may be cancelled by giving a **minimum** of Thirty (30) business days' notice to either the Mauthe Park Superintendent or the Mayor's Executive Assistant. In the event that the renter must cancel, no refund will be granted UNLESS the original reservation date can be re-booked after cancellation. In such an event, all collected monies minus the non-refundable deposit will be refunded. However, in certain cases such as force majeure, deaths, etc., a full refund may be granted. Final approval rests on the Park Superintendent and the Parks Committee.

**SECTION 4:
NON-DISCRIMINATION POLICY**

It is hereby designated to be the continuing policy of the City of Struthers to do all things necessary and proper to secure for all its renters their right to equal treatment regardless of their race, color, creed, sex, marital status, religious belief, national origin or handicap.

**SECTION 5:
PRESERVATION**

Your cooperation in the proper use and preservation of Mauthe Park is requested.

**SECTION 6:
RATES**

RESIDENT: \$75.00
NON-RESIDENT: \$100.00

**A DISCOUNTED RATE OF \$25.00 FOR STRUTHERS CITY
EMPLOYEES**

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SECTION 7:

That Ordinance No. 18-014 and any ordinance inconsistent herewith are hereby repealed.

SECTION 8:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health and safety of the inhabitants of the City of Struthers, Ohio. Said emergency exists by reason of the fact that rules and regulations at Mauthe Park Struthers Rotary Pavilion are needed immediately, and, as such, this ordinance shall take effect upon its passage and approval by the Mayor.

PASSED IN COUNCIL THIS 13th DAY OF October, 2021.

Megan R. Shorthouse
CLERK OF COUNCIL

Michael S. Patrick
PRESIDENT OF COUNCIL

FILED WITH THE MAYOR THIS 13th DAY OF October, 2021.

Megan R. Shorthouse
CLERK OF COUNCIL

APPROVED BY THE MAYOR THIS 13th DAY OF October, 2021.

Catherine Cercone Miller
MAYOR

PUBLISHED IN THE HOMETOWN JOURNAL

DATE: 10/21/2021-10/28/2021

Megan R. Shorthouse
CLERK OF COUNCIL

EXHIBIT A

Rules Governing the Use of the Mauthe Park Baseball Fields

1. The baseball/softball fields at Mauthe Park are public facilities and are open to the public.
2. Organized leagues or teams are permitted to use the fields for practice ONLY when scheduled through the Mauthe Park Superintendent.
3. Struthers High School and the Struthers Baseball League may use the field for practice or a regular game ONLY when scheduled through the Mauthe Park Superintendent.
4. Struthers High School and the Struthers Baseball League will have priority usage of the fields and will supersede any public use.
5. The Mauthe Park Superintendent will have FINAL say in the usage and may cancel or revoke usage at any time due to field condition or conflict. Every effort to notify parties of cancellation will be made as soon as possible.