

AN ORDINANCE TO ESTABLISH THE MAXIMUM AGE LIMITATION OF A POLICE OFFICER FOR AN ORIGINAL APPOINTMENT IN THE AVON LAKE POLICE DEPARTMENT AND DECLARING AN EMERGENCY.

WHEREAS, Revised Code Section 124.41 establishes the qualifications for a police department in the State of Ohio; and

WHEREAS, Revised Code Section 124.41 states that, “Except as otherwise provided in this section, no person is eligible to receive an original appointment when the person is thirty-five years of age or older, and no person can be declared disqualified as over age prior to that time. The maximum age limitation established by this section does not apply to a city in which an ordinance establishes a different maximum age limitation for an original appointment to the police department or to a civil service township in which a resolution adopted by the board of trustees of the township establishes a different maximum age limitation for an original appointment to the police department.”

WHEREAS, the Chief of Police, the Civil Service Commission, and the Human Resources Committee have recommended that the City set a maximum age limitation of a Police Officer for an original appointment; and

WHEREAS, that Council coming to consider said recommendation approves it in full and desires to put it into effect.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF
THE CITY OF AVON LAKE AND STATE OF OHIO:

Section No. 1: That no person shall be eligible to receive an original appointment as a Police Officer with the City of Avon Lake on or after the person’s 41st birthday.

Section No. 2: That it is 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 of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section No. 3: That this Ordinance is hereby declared to be an emergency measure, the emergency being the immediate preservation of the public health, safety, and the general welfare of the community. Therefore, this Ordinance shall be in full force and effect from and immediately after passage and approval by the Mayor.

PASSED: 5/09/2022

/s/ Martin E. O'Donnell

President of Council

POSTED: 5/13/2022

APPROVED: 5/10/2022

ATTEST: /s/ Valerie E. Rosmarin

Clerk of Council

/s/ Gregory J. Zilka

Mayor