

Sponsor: Lemaster

ORDINANCE NO. 2022-57

**AN ORDINANCE BY THE CITY OF WELLSTON LEGISLATIVE AUTHORITY  
AMENDING CHAPTER 90 OF THE WELLSTON CODE**

**WHEREAS** the City of Wellston Council desires to amend Chapter 90 Animals to add Section 90.30 Limited Bow and Cross Bow Hunt for Deer, and;


**WHEREAS** a copy of the proposed amendment to Chapter 90 of the Wellston Codified Ordinances, being the addition of Section 90.30, is attached hereto as Exhibit A

**NOW THEREFORE BE IT ORDAINED** by the Council that:


**Section One:** Chapter 90: Animals of the Wellston Codified Ordinances is hereby amended as detailed in the attached Exhibit A so as to add Section 90.30: Limited Bow and Cross Bow Hunt for Deer, and Section 90.30 shall be adopted and hereby codified as detailed in the attached Exhibit which is incorporated herein.

**Section Two:** It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and the deliberations of the council and any of its committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the legislative authority of the City of Wellston this 3rd day of November, 2022.

  
\_\_\_\_\_  
Council President

ATTEST:

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

Approved this 3rd day of November, 2022.

  
\_\_\_\_\_

Mayor

Published in accordance with the law on 10/6/22 and 10/20/22; and posted at The Store, Wellston City Hall, Wellston Senior Citizens' Center, the Wellston Public Library and the Wellston Post Office from 11/14/22 through 12/14/22.

  
Clerk of Council

Prepared by: Randy H. Dupree, Law Director, City of Wellston

### **90.30 LIMITED BOW AND CROSS BOW HUNT FOR DEER.**

(a) A limited bow and cross bow hunt for deer within the City shall be and is hereby authorized in accordance with the following special rules and regulations, the statutes of the State of Ohio, and the provisions of the Ohio Administrative Code:

(1) Hunting is limited to individuals eighteen years of age and older and shall be by permit only. Hunters shall register annually with the Chief of Police to obtain a permit at which time they shall provide the following:

A. Name, address and date of birth verified by identification bearing their photograph;

B. Telephone number;

C. Proof of successful completion of an annual Ohio Hunter Education Course and a National Bowhunter Education Course or successful completion of a hunter proficiency test approved by the Chief of Police;

D. Proof of combined single limit personal injury and property damage insurance in the minimum amount of one hundred thousand dollars (\$100,000);

E. Addresses/location where hunting will take place;

F. Copy of written notice of consent from the owner and, if applicable, the occupant(s) of the property where hunting will take place.

(2) Hunting is only for deer and only with legal bows, cross bows, and arrows. Arrows shall bear the name of the hunter to whom the permit was issued.

(3) Hunting is allowed only during the bow hunting season established by the State of Ohio and only during daylight hours.

(4) Hunting is only allowed from portable tree stands at least ten feet above the ground, except that individuals who have qualified for a free handicapped/disabled hunting license or others with physical impediments rendering them unable to ascend to an elevated position may hunt from a stationary ground blind approved by an officer of the Ohio Division of Wildlife. Stalking is not allowed.

(5) Hunting is only allowed on pre-approved sites by obtaining written permission from the Safety and Service Director, which consent the hunter must maintain in his/her possession while hunting and produce for inspection upon the request of any law enforcement officer.

(6) Hunting is not allowed within 100 feet of any occupied structure.

(7) The bag limit shall be as determined by the Ohio Department of Natural Resources, Division of Wildlife in accordance with Ohio law. Any harvested deer must also be reported to the Wellston Police Department for deer harvest recording purposes. All harvested deer must be tagged with either a special deer permit or a landowner tag.

(8) Hunters shall remove all entrails from the scene or bury them.

(9) Hunters shall also abide by all applicable statutes of the State of Ohio and provisions of the Ohio Administrative Code during this limited bow and cross bow hunt for deer.

(10) Violation of any of these rules, regulations, City Ordinances or State laws shall immediately revoke this permit and may result in criminal prosecution.

(b) Hunters in compliance with the terms of this section shall be exempt from prosecution under Section 90.25, while lawfully participating in this limited bow and cross bow hunt for deer; provided, however, that any person who violates any provision of this section shall be guilty of a misdemeanor of the first degree.