

*Circuit*

CHAPTER 521  
Health, Safety and Sanitation

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|--------------------------------------------------------------|--------------------------------------------------------------|
| 521.01 Abandoned refrigerators and airtight containers.      | 521.06 Duty to keep sidewalks in repair and clean.           |
| 521.02 Venting of heaters and burners.                       | 521.07 Fences.                                               |
| 521.03 Barricades and warning lights; abandoned excavations. | 521.08 Littering and deposit of garbage, rubbish, junk, etc. |
| 521.04 Sidewalk obstructions; damage or injury.              | 521.09 Noxious or offensive odors.                           |
| 521.05 Notice to fill lots, remove putrid substances.        | 521.99 Penalty.                                              |

CROSS REFERENCES

See sectional histories for similar State law  
Excavation liability - see Ohio R. C. 723.49 et seq.  
Removal of noxious weeds - see Ohio R. C. 731.51 et seq.  
Nuisances - see Ohio R. C. Ch. 3767  
Tampering with safety devices - see GEN. OFF. 541.04

521.01 ABANDONED REFRIGERATORS AND AIRTIGHT CONTAINERS.

(a) No person shall abandon, discard, or knowingly permit to remain on premises under his control, in a place accessible to children, any abandoned or discarded icebox, refrigerator or other airtight or semiairtight container which has a capacity of one and one-half cubic feet or more and an opening of fifty square inches or more and which has a door or lid equipped with hinge, latch or other fastening device capable of securing such door or lid, without rendering such equipment harmless to human life by removing such hinges, latches or other hardware which may cause a person to be confined therein. This section shall not apply to an icebox, refrigerator or other airtight or semiairtight container located in that part of a building occupied by a dealer, warehouseman or repairman. (ORC 3767.29)

(b) Whoever violates this section is guilty of a misdemeanor of the fourth degree.

521.02 VENTING OF HEATERS AND BURNERS.

(a) A brazier, salamander, space heater, room heater, furnace, water heater or other burner or heater using wood, coal, coke, fuel oil, kerosene, gasoline, natural gas or similar fuel, and tending to give off carbon monoxide or other harmful gases:

- (1) When used in living quarters, or in any enclosed building or space in which persons are usually present, shall be used with a flue or vent so designed, installed and maintained as to vent the products of combustion outdoors;
- (2) When used as a portable or temporary burner or heater at a construction site or in a warehouse, shed or structure in which persons are temporarily present, shall be vented as provided in subsection (a)(1) hereof, or used with sufficient ventilation to avoid the danger of carbon monoxide poisoning.

(b) This section does not apply to domestic ranges, laundry stoves, gas logs installed in a fireplace with an adequate flue or hot plates, unless the same are used as space or room heaters.

(c) No person shall negligently use, or, being the owner, person in charge or occupant of premises, negligently permit the use of a burner or heater in violation of the standards for venting and ventilation provided in this section.

(ORC 3701.82)

(d) Whoever violates this section is guilty of a misdemeanor of the first degree.  
(ORC 3701.99(C))

#### 521.03 BARRICADES AND WARNING LIGHTS; ABANDONED EXCAVATIONS.

(a) No person shall abandon or knowingly permit to remain on public or private property, any excavation, well, cesspool or structure which is in the process of construction, reconstruction, repair or alteration unless the same is adequately protected by suitable barricades and guarded by warning devices or lights at night so that the condition will not reasonably prove dangerous to life or limb.

(b) No person shall destroy, remove, damage or extinguish any barricade or warning light that is placed for the protection of the public so as to prevent injury to life or limb.

(c) Any owner or agent in control of a premises upon which a basement, cellar, well or cistern has been abandoned due to demolition, failure to build or any other reason shall cause the same to be filled to the ground surface with rock, gravel, earth or other suitable material.

(d) Whoever violates this section is guilty of a minor misdemeanor.

#### 521.04 SIDEWALK OBSTRUCTIONS; DAMAGE OR INJURY.

(a) No person shall place or knowingly drop upon any part of a sidewalk, playground or other public place any tacks, bottles, wire, glass, nails or other articles which may damage property of another or injure any person or animal traveling along or upon such sidewalk or playground.

(b) No person shall walk on, or allow any animal upon, or injure or deface in any way, any soft or newly laid sidewalk pavement.

(c) No person shall place, deposit or maintain any merchandise, goods, material or equipment upon any sidewalk so as to obstruct pedestrian traffic thereon except for such reasonable time as may be actually necessary for the delivery or pickup of such articles. In no case shall the obstruction remain on such sidewalk for more than one hour.

(d) No person shall unload upon, or transport any heavy merchandise, goods, material or equipment over or across any sidewalk or curb without first placing some sufficient protection over the pavement to protect against damage or injury. The affected area shall be rendered safe and free from danger.

(e) No person shall allow any cellar or trap door, coal chute or elevator or lift opening in any sidewalk to remain open without providing suitable safeguards to protect and warn pedestrian traffic of the dangerous condition.

(f) Whoever violates this section is guilty of a minor misdemeanor.

#### 521.05 NOTICE TO FILL LOTS, REMOVE PUTRID SUBSTANCES.

(a) No person shall fail to comply with the following requirements within the lawful time after service or publication of the notice or resolution is made as required by law:  
To fill or drain any lot or land or remove all putrid substances therefrom,  
or remove all obstructions from culverts, covered drains or natural water-courses as provided in Ohio R.C. 715.47.

(b) Whoever violates this section is guilty of a minor misdemeanor.

#### 521.06 DUTY TO KEEP SIDEWALKS IN REPAIR AND CLEAN.

(a) No owner or occupant of abutting lands shall fail to keep the sidewalks, curbs or gutters in repair and free from snow, ice or any nuisance.  
(ORC 723.011)

(b) Whoever violates this section is guilty of a minor misdemeanor.

#### 521.07 FENCES.

(a) No person shall erect or maintain any fence charged with electrical current.

(b) No person shall erect or maintain a barbed wire fence which abuts or is adjacent to any public street or sidewalk. This subsection (b) does not prevent the placement and use of not more than three strands of barbed wire on top of a fence other than a barbed wire fence, provided such strands are not less than seventy-two inches from the ground.

Barbed wire partition fences may be erected and maintained as provided in Ohio R.C. 971.03.

(c) Whoever violates this section is guilty of a minor misdemeanor.

## 521.08 LITTERING AND DEPOSIT OF GARBAGE, RUBBISH, JUNK, ETC.

(a) No person shall, without lawful authority, place or dispose of in any manner, upon any public property or upon the premises of another, any paper, trash, garbage, waste, rubbish, refuse, junk or any substance or material which is or may become noxious, offensive, injurious or dangerous to the public health, comfort or safety.

(b) No person shall cause or allow trash, garbage, waste, rubbish, refuse or any other noxious or offensive materials or substances to be collected or remain in any place to the damage or prejudice of others or of the public, or unlawfully obstruct, impede, divert, corrupt or render unwholesome or impure, any natural watercourse.

(c) Whoever violates this section is guilty of a minor misdemeanor on a first offense; on each subsequent offense such person is guilty of a misdemeanor of the fourth degree.

## 521.09 NOXIOUS OR OFFENSIVE ODORS.

(a) No person shall erect, continue, use or maintain a dwelling, building, structure or place for a residence or for the exercise of a trade, employment or business, or for the keeping or feeding of an animal which, by occasioning noxious exhalations or noisome or offensive smells, becomes injurious to the health, comfort or property of individuals or of the public. (ORC 3767.13)

(b) Whoever violates this section is guilty of a misdemeanor of the third degree.

## 521.10 SNOW AND ICE REMOVAL REQUIRED

(a) The owner, manager, or person in charge of a multiple dwelling containing four or more dwelling units, as defined by the College Corner Zoning Code, shall cause the common vehicular access driveway and the common parking or turn-around area of said multiple dwelling to be clear and free of such snow or ice accumulation as prevents expeditious and reasonable ingress, egress and use of the areas referred to, by motor vehicles, including fire, police, emergency and sanitation vehicles. No such owner, manager or person in charge of such a multiple dwelling shall permit, allow or suffer snow or ice to accumulate in such a common driveway, parking or turn-around areas, so as to cause said areas to be unusable or unsafe, as determined by the Mayor, for motor vehicle travel:

(b) The owner, manager, or person in charge of such multiple dwelling, as herein referred to, shall not permit, allow or suffer snow or ice conditions and accumulations to prevent ready and easy access to all garbage and trash containers, including dumpster containers, or to prevent the ready and easy lifting of such containers and emptying and removal thereof.

(c) Whoever violates this section is guilty of a minor misdemeanor, and each day any of the provisions of this section are violated, shall constitute a distinct and separate offense and violation, chargeable and punishable as such hereunder. (Amended Ord. 1476. Passed 3-7-78)

521.99 PENALTY.

(EDITOR'S NOTE: See Section 501.99 for penalties applicable to any misdemeanor classification.)