

BOARD OF CONTROL

Received ..3/24/21.....

Approved..3/24/21.....

Adopted ..3/24/21.....

Stephanie Meryl
Secretary

RESOLUTION No. *105-21*

By: Director Howard

WHEREAS, the City of Cleveland has been selected to host the 2021 National Football League Draft scheduled to take place from April 29, 2021 to May 2, 2021; and

WHEREAS, the size and significance of the NFL Draft requires additional regulations to assist in promoting and protecting the general health, safety, and welfare of the residents and visitors of the City.

WHEREAS, the City recognizes the compelling need to facilitate safe and orderly movement of vehicular and pedestrian traffic during the NFL Draft; and

WHEREAS, the Board of Control has determined that the following regulations, including but not limited to, time, place, and manner restrictions, promulgated by the Director of Public Safety will promote and protect the general safety and welfare of the residents of and visitors to the City during the NFL Draft while also allowing persons and organizations to exercise their First Amendment rights to peacefully assemble; now, therefore,

BE IT RESOLVED by the Board of Control of the City of Cleveland that under the authority of Section 697A.03(b), Codified Ordinances of Cleveland Ohio, 1976, the following rules and regulations promulgated by the Director of Public Safety related to the identification of prohibited items and obstruction objects in connection with the 2021 NFL Draft ("Draft"), which are hereby determined to promote and protect the general safety and welfare of the residents of and visitors to the City during the NFL Draft, are approved:

TEMPORARY EVENT SECURITY AND TRAFFIC PLAN REGULATIONS

Section I. General Provisions

(a) **Incorporation.** The recitals set forth above are hereby incorporated as if fully set forth herein.

(b) **Effective Date.** These regulations shall go into effect on April 29, 2021 at 12:01 p.m., and terminate at 4:00 a.m. Eastern Daylight Time on May 2, 2021.

Yeas: Directors Langhenry, Keane, Acting Director Shaw, Director Cox, Interim Director Kimball, Directors Howard, Wackers, West, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, Ebersole

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RESOLUTION No. 105-22

Stephanie Melys
Acting Secretary

By: Director Howard

Section II. Definitions.

- (a) "Chief" means the Chief of Police or the Chief's designee;
- (b) "City" means the City of Cleveland, Ohio;
- (c) "Codified Ordinances" mean the Codified Ordinances of Cleveland, Ohio, 1976;
- (d) "NFL Draft Period" means the time period commencing at 12:01 p.m. on April 29, 2021 and extending until 4:00 a.m. on May 2, 2021;
- (e) "Director" shall mean the Director of Public Safety or the Director's designee;
- (f) "Event Zone" shall mean the portion of the City within the boundaries on the map attached hereto.
- (g) "Pedestrian" means any natural person afoot;
- (h) "Person" means any natural person, firm, copartnership, association or corporation;
- (i) "Public Grounds" means property under the control of the City in the Event Zone to which the general public has access, including all public lands and any paved areas on such property, but excluding streets, public buildings, and sidewalks adjoining streets;
- (j) "Street" means any place or way set aside or open to the general public for purposes of vehicular traffic, including any berm or shoulder parkway, right-of-way, or median strip thereof, excluding Sidewalks;
- (k) "Sidewalk" means the portion of a street adjacent to the curb lines or the lateral lines of a roadway and the adjacent property lines, intended for use of pedestrians; and
- (l) "Vehicle" means every device, including a motorized bicycle, in, upon, or by which any person or property may be transported or drawn upon a highway, except that "vehicle" does not include any motorized wheelchair, electric personal assistive mobility devices, any device that is moved by power collected from overhead electric trolley wires or that is used

Yeas: Directors Langhenry, Keane, Acting Director Shaw, Director Cox, Interim Director Kimball, Directors Howard, Wackers, West, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, Ebersole

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Stephanie Miles
Acting Secretary

RESOLUTION No. 1052

By: Director Howard

exclusively upon stationary rails or tracts, or any device, other than a bicycle, that is moved by human power. A bicycle is a "vehicle".

Section III. Prohibited Items

(a) Definitions. As used in this section:

(1) The terms "NFL Draft Period," "Event Zone," "Public Grounds," "Sidewalk," and "Street" shall have the same meaning as Section II of these Regulations.

(2) "Public Access Areas" shall mean any space in the Event Zone, that is open to access by the general public, including Streets, Sidewalks and Public Grounds.

(b) Within all Public Access Areas, the following items are prohibited during the NFL Draft Period:

1. Alcohol;
2. Animals (except service animals);
3. Any air rifle, air pistol, paintball gun, blasting caps, switchblade or automatic knife, knife having a blade two and one-half (2-1/2) inches in length or longer, cestus, billy, blackjack, sword, saber, hatchet, axe, slingshot, BB gun, pellet gun, wrist shot, blackjack, metal knuckles, num chucks, mace, iron buckle, axe handle, shovel, or other instrumentality used to cause property or personal damage;
4. Any item determined by the Chief or Director to be a clear and present danger to the safety of others;
5. Lumber larger than 2" in width and 1/3" thick, including supports for signs;
6. Metal, plastic, or other hard material larger than 3/4" thick and 1/8" in wall thickness including pipe and tubing;

Yeas: Directors Langhenry, Keane, Acting Director Shaw, Director Cox, Interim Director Kimball, Directors Howard, Wackers, West, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, Ebersole

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Stephanie Mulryk
Acting Secretary

RESOLUTION No. 105 21

By: Director Howard

7. Battery operated clothing (socks, jackets, etc.);
8. Beach balls or inflatable devices;
9. Glass bottles, ornaments, light bulbs, ceramic vessels, and anything else frangible, regardless of whether the container holds any substance;
10. Non-plastic containers, bottles, cans, or thermoses;
11. Backpacks and bags exceeding the size of 18" x 13" x 7";
12. Chairs, stools or any other seating devices;
13. Drones/unmanned aircraft systems (UAS) of any kind;
14. Fireworks and pyrotechnics of any kind;
15. Footballs, Frisbees or throwing objects;
16. Illegal substances, drugs or drug paraphernalia;
17. Laser pointers;
18. Mace or pepper spray or other chemical irritant;
19. Sound amplification equipment;

Yeas: Directors Langhenry, Keane, Acting Director Shaw, Director Cox, Interim Director Kimball, Directors Howard, Wackers, West, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, Ebersole

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Stephanie Muly
Secretary

RESOLUTION No. 105-21

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20. Poles, sticks, missile types objects of any kind;

21. Seat cushions with pockets zipper compartments or covers;

22. Selfie sticks or tripods;

23. Umbrellas larger than 48";

24. Weapons of any kind;

(c) The prohibitions of this section shall not be applicable to:

(1) Persons possessing an item listed above when (i) the person or his/her employer maintains a place of employment within the Event Zone; and (ii) the possession of said item is in the normal course of the person's licensed business or employment and to be used within place of employment; and

(2) Persons possessing an item listed above when (i) the person resides within the Event Zone; and (ii) the possession of said item is normally kept and used within the person's residence; and

(3) Law enforcement personnel or other local, state, or federal government employees possessing a prohibited item in the course of their authorized duties; and

(4) Any licensed medical professional in the performance of their medical duties.

Section IV. Possession of obstruction devices prohibited; placing objects in the rights-of-way, sidewalks, and roadways

(a) It is unlawful for any person, with the intent to obstruct the public's ability to freely move about on rights-of-way, sidewalks, and other areas to which the public has access, to possess or place any tool, object, instrument, or any combination thereof, that is adapted, designed, or intended to

Yeas: Directors Langhenry, Keane, Acting Director Shaw, Director Cox, Interim Director Kimball, Directors Howard, Wackers, West, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, Ebersole

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Stephanie Muzik
Acting Secretary

RESOLUTION No. 105-21

By: Director Howard

be used for obstructing the public's ability to freely move about on rights-of-way, sidewalks or any other area to which the public has access.

This shall include, but is not limited to, the maneuver commonly referred to as the "Sleeping Dragon", tripods, bipod, pole, any sections of pipe or containers filled with or wrapped

in weighted material such as concrete and/or containing handcuffs, chains, carabiners, padlocks, road stars, or other locking devices.

(b) It is unlawful for any person to inhibit, for any reason, the movement of emergency equipment on streets, rights-of-way, or sidewalks.

(c) It is unlawful for any person to place any instrument, tripod, bipod or other pole or object with the intent to obstruct the public's ability to freely move about on rights-of-way, sidewalks, entrance and exit to private property, or any other area to which the public has access.

(d) It is unlawful for any person to attach themselves to another person, building, vehicle, or fixture with the intent to obstruct the public's ability to freely move about on rights-of-way, sidewalks, entrances and exits to private property, or any other area to which the public has access.

(e) Governmental employees in the performance of their official duties shall be exempt from this section.

Section V. Conflict Provision

In the event of a conflict between these regulations and the Codified Ordinances of Cleveland, Ohio, 1976, or any other City ordinance or regulation, these Regulations shall control.

Yeas: Directors Langhenry, Keane, Acting Director Shaw, Director Cox, Interim Director Kimball, Directors Howard, Wackers, West, McNamara, Donald
Nays: None
Absent: Mayor Jackson, Directors Dumas, Ebersole

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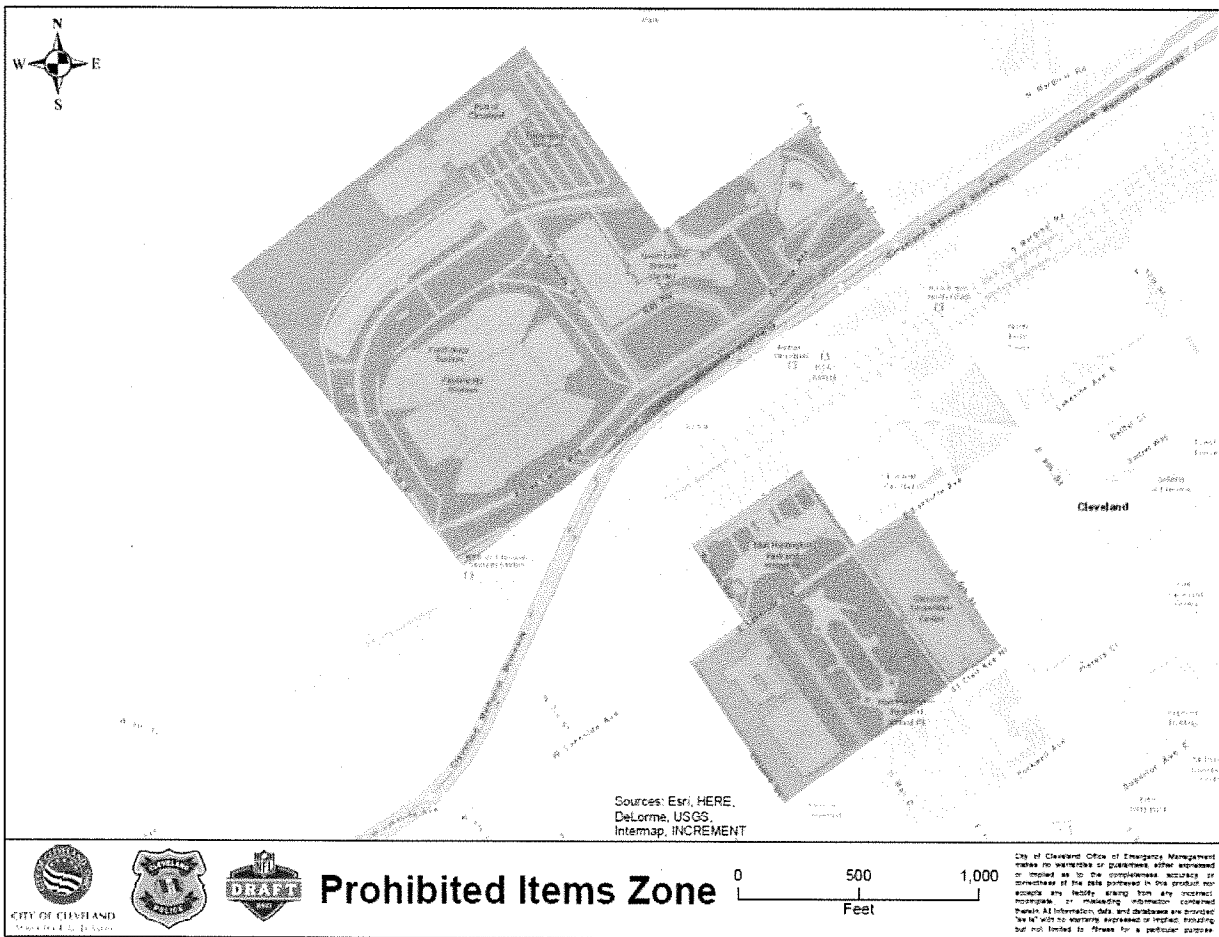
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Acting Secretary [Signature]

RESOLUTION No. 105-2

BY: Director Howard



Yeas: Directors Langhenry, Keane, Acting Director Shaw, Director Cox, Interim Director Kimball, Directors Howard, Wackers, West, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, Ebersole