

PETITION FOR SUBMISSION OF PROPOSED AMENDMENT TO CHARTER

NOTICE

Whoever knowingly signs this petition more than once, signs a name other than his own, or signs when not a legal voter, is liable to prosecution.

PETITION

For submission of Proposed Amendment to the Charter of the City of Cincinnati

To the Council, the legislative authority of the City of Cincinnati, Ohio:

We, the undersigned, Electors of the City of Cincinnati, Ohio, petition your honorable body to forthwith provide by ordinance, for submission to the electors of the City of Cincinnati, the following proposed Amendment to the Charter of the City.

AMENDMENT

TITLE: AN AMENDMENT TO THE CHARTER OF THE CITY OF CINCINNATI TO LIMIT USE OF PHOTO-MONITORING DEVICES TO DETECT CERTAIN TRAFFIC LAW VIOLATIONS.

TEXT: Be it resolved by the people of the City of Cincinnati that a new Article XIV of the Charter is hereby added as follows:

Section 1. The City, including its various Boards, agencies and departments, shall not use any traffic law photo-monitoring device for the enforcement of a qualified traffic law violation, unless a law enforcement officer is present at the location of the device and personally issues the ticket to the alleged violator at the time and location of the violation.

Section 2. Definitions. As used in this Article XIV:

- a) "Law enforcement officer" means any law enforcement officer employed by the City or any other political jurisdiction in Ohio, including the State. The City may from time to time and in its discretion, by ordinance or resolution, designate which City employees are, "law enforcement officers" for purposes of this Article XIV.
- b) "Qualified law traffic violation" means a violation of any of the following: (1) any state or local law relating to complying with a traffic control signal or a railroad crossing sign or signal; or (2) any state or local law limiting the speed of a motor vehicle.

**WHOEVER COMMITS ELECTION FALSIFICATION
IS GUILTY OF A FELONY OF THE FIFTH DEGREE**

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- c) "Ticket" means any traffic ticket, citation, summons, or other notice of liability (whether civil or criminal) issued in response to an alleged qualified traffic law violation detected by a traffic law photo-monitoring device.
- d) "Traffic law photo-monitoring device" means an electronic system consisting of a photographic, video, or electronic camera and a means of sensing the presence of a motor vehicle that automatically produces photographs, videotape, or digital images of the vehicle, its license plate or its operator.

Section 3. Any ordinance enacted prior to the passage of this Amendment that contravenes any of the foregoing is void. After the enactment of this Amendment, the City shall not enact or enforce any ordinance that contravenes any of the foregoing. In the event that any provision of this Article XIV is found to be unconstitutional or impermissibly in conflict with state or federal law, only such provision found to be unconstitutional or impermissible will be stricken, and the remainder of this Article XIV will remain in full force and effect.

The following persons are designated as a Committee to represent the petitioners in all matters relating to the petition or its circulation.

Christopher Smitherman, 1000 Lenox Place, Cincinnati, OH 45229
Adam Conway, 514 Corporation Alley, Cincinnati, OH 45202
Monica R. Williams, 2542 Moorman Ave., Apt. #1, Cincinnati, OH 45206
Arthur F. Slater, 2402 Raleigh Lane, Cincinnati, OH 45215
Michelle Edwards, 7309 Scottwood Ave., Cincinnati, OH 45237

Instructions: You must live in the City of Cincinnati and be registered to vote.
You must use ink.
You must sign your name, date of signing, and give your voting residence.
You must not sign anyone else's name.

Signatures of Petitioners written in ink	Place of Residence Street and Number	Date of Signing
1.		
2.		
3.		
4.		
5.		

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6.		
7.		
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9.		
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11.		
12.		
13.		
14.		
15.		

DECLARATION OF CIRCULATOR

I, _____ (name of circulator of petition), declare under penalty of election falsification that I am a resident of the State of Ohio and reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing _____ (number) signatures; that I witnessed the affixing of every signature; that all signers were to the best of my knowledge and belief qualified to sign; that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 [3501.38.2] of the Revised Code.

Signed _____

Address: _____
(where circulator resides)

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