

ORDINANCE NO. 2026-39

CITY OF CLYDE, OHIO

AN ORDINANCE CREATING SECTION 145.01 OF THE CODIFIED ORDINANCES OF THE CITY OF CLYDE, OHIO, TO ESTABLISH MINIMUM AND MAXIMUM AGE REQUIREMENTS FOR APPOINTMENT TO THE POSITION OF POLICE OFFICER; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Clyde, Ohio (the "City") is a chartered home rule municipal corporation organized and existing under Article XVIII, Section 3 of the Ohio Constitution, with full authority to enact legislation governing the employment conditions of its municipal employees; and

WHEREAS the City maintains a Police Department and employs police officers who are subject to the City's Civil Service Rules and the requirements of the Ohio Revised Code, including but not limited to the provisions of ORC Chapter 124 as made applicable to chartered municipalities that have adopted civil service standards; and

WHEREAS the current Codified Ordinances of the City of Clyde do not adequately specify the maximum age at which a person may be initially appointed to the position of police officer, creating potential ambiguity in the application of Civil Service hiring standards; and

WHEREAS, the Council of the City of Clyde finds it to be in the best interest of the City, the Police Department, and the public to establish that candidates for initial appointment as a police officer must be at least twenty-one (21) years of age and must not have attained the age of forty-five (45) years at the time of appointment, consistent with the City's home rule authority and applicable civil service guidelines.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Clyde, State of Ohio:

SECTION 1. Section 145.01 of the Codified Ordinances of the City of Clyde, Ohio, is hereby created to add or revise provisions governing age requirements for initial appointment to the position of police officer, as set forth in attached Exhibit "A," which is incorporated herein by reference.

SECTION 2. All existing ordinances and resolutions, or parts thereof, inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health, and safety of the City of Clyde, and shall take effect and be in force immediately upon its passage and approval by the Mayor, or upon the expiration of the time for the Mayor's approval or disapproval, as provided by law.

Adopted: 5-5-2026

Authorized: *Doug McAuliffe*

Attest: *Janet R. Dickman*

Approved to form: *[Signature]*

EXHIBIT A

CHAPTER 145. – CIVIL SERVICE COMMISSION

Sec. 145.01. – Age Requirements for Appointment; Police Officers.

No person shall be eligible for initial appointment to the position of Police Officer with the City of Clyde Police Department unless such person meets the age requirements set forth in this section at the time of appointment.

The following age requirements shall apply to all candidates for initial appointment as a Police Officer:

- (a) **Minimum age.** A candidate for initial appointment as a Police Officer shall have attained the age of twenty-one (21) years at the time of appointment.
- (b) **Maximum age.** A candidate for initial appointment as a Police Officer shall not have attained the age of forty-five (45) years at the time of appointment.
- (c) **Time of determination.** For purposes of this section, the "time of appointment" means the date on which the candidate receives a formal offer of employment and accepts such offer as a condition of beginning service as a Police Officer with the City of Clyde.

Nothing in this section shall be construed to supersede any applicable federal or state law governing age discrimination in employment. The age requirements established herein apply solely to initial appointment and do not affect continued employment or promotion of existing officers.

The Civil Service Commission shall incorporate the requirements of this section into all applicable civil service examination announcements, eligibility lists, and appointment procedures.