ORDINANCE NO.: **2007-21**
SPONSOR: **MAYOR CROGHAN** RULES & PERSONNEL
INTRODUCED: **SEPTEMBER 25, 2007**

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, American Legal Publishing Corporation has completed its annual updating and revision of the Codified Ordinances of the City, and

WHEREAS, various ordinances and resolutions of a general and permanent nature have been passed by Council since the date of the last updating and revision of the Codified Ordinances (December 31, 2006), and have been included in the Codified Ordinances of the City, and

WHEREAS, certain changes were made in the Codified Ordinances to bring City law into conformity with State law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, STATE OF OHIO, THAT:

SECTION ONE:
The editing, arrangement and numbering or renumbering of the following ordinances and resolutions and parts of ordinances and resolutions are approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

Ord. or Res. No.	Date	C.O. Section
Res. 2007-R05	2-27-07	249.035
2007-18	7-10-07	830.01 - 830.19, 830.99

SECTION TWO:
The following sections and subsections of the Codified Ordinances are or contain new matter in the Codified Ordinances and are approved, adopted and enacted:

434.01, 434.03, 434.08, 436.03, 436.035, 436.074, 438.19, 438.28, 440.02, 606.01, 606.21, 606.10, 606.24, 606.25, 624.02, 624.14, 636.02, 636.20, 642.01, 642.205, 666.06, 672.02, 672.04, 672.13, 672.14

SECTION THREE:
Pursuant to Ohio R.C. 731.23 and Section 4.11 of the Charter of the City, the Clerk of Council shall cause to be posted, for a minimum period of two weeks, in at least five public places within the City, a notice of the enactment of this ordinance, containing the title of this ordinance and a summary of the new matter approved, adopted and enacted in Section 2, which summary is attached as Exhibit A. The Clerk of Council shall also cause to be published a concise summary of this ordinance in at least one newspaper of general circulation in the City once a week for two consecutive weeks.

SECTION FOUR:
All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter adopted in Section 2 of this ordinance are repealed as of the effective date of this ordinance except as follows:

(a) The enactment of such sections and subsections shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and recodification.

(b) The repeal provided above shall not affect any legislation enacted subsequent to July 31, 2007.

SECTION FIVE:
Council declares this ordinance to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, welfare and morals of the citizens of the City, for the reason that it is necessary to have a current codification of the legislation of the City, one which is consistent with State law, as required by Article XVIII, Section 3, of the Ohio Constitution, to properly provide for the administration of government and to assure law and order in the City, for which reasons this ordinance, including the 2007-A Replacement Pages hereby approved, adopted and enacted, shall take effect immediately.

SECTION THREE:
The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

ADOPTED: October 23, 2007

Molly Stevens

Molly ~~Kapeluck~~ STEVENS, Clerk

Bruce Manwaring, Council President

APPROVED: October 23, 2007

Daniel L. Croghan, Mayor

COPIED
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: October 23, 2007

ON ROLL CALL: Colopy-YEA Croce-YEA France-YEA Manwaring-YEA
Padrutt-YEA Ridgeway-YEA Smole-YEA Adopted 7-0

Suburbanite publication on October 29 and November 5, 2007

Molly Stevens

Molly ~~Kapeluck~~ STEVENS, Clerk

9/18/2007 11:20 AM Approved as to form and content by Stephen J. Pruneski, Law Director: 9/18/07

Ordinance 2007-21
Exhibit "A"

SUMMARY OF NEW MATTER CONTAINED IN THE 2007-A REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF GREEN

New matter in the Codified Ordinances of Green, Ohio, as contained in the 2006-B Replacement Pages therefor, includes legislation regarding:

Section	New or amended matter regarding:
434.01	Driving or physical control of vehicle while under the influence of alcohol or drugs.
434.03	Maximum speed limits; assured clear distance ahead.
434.08	Vehicular homicide; vehicular manslaughter.
436.03	Driving with temporary instruction permit.
436.035	Driving with probationary license.
436.074	Driving under financial responsibility law suspension or cancellation.
438.19	Motor vehicle and motorcycle brakes.
438.28	Use of child restraints.
440.02	Maximum width, height and length.
606.01	Definitions relating to general offenses.
606.21	Attempts.
606.10	Falsification.
606.24	Disposition of unclaimed or forfeited property held by Police Department.
606.25	Impersonating an officer.
624.02	Trafficking in controlled substances; gift of marihuana.
624.14	Use or possession of paraphernalia.
636.02	Assault. (Statutory ref. only)
636.20	Illegal distribution of cigarettes or other tobacco products; transaction scans.
642.01	Definitions relating to property offenses.
642.205	Diminishing or interfering with forfeitable property. (New)
666.04	Reserved. (Revision of editor's note)
666.06	Public indecency.
672.02	Carrying concealed weapons.
672.04	Improperly handling firearms in a motor vehicle.
672.13	Possession of an object indistinguishable from a firearm in a school safety zone.
672.14	Concealed handgun licenses; possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.