

ORDINANCE NO.: 2010-02
SPONSOR: Mayor Norton
INTRODUCED: April 27, 2010

RULES & PERSONNEL

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 (June 30, 2009), 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, AND 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:

<u>Ord. or Res. No.</u>	<u>Date</u>	<u>C.O. Section</u>
Res. 03-R02	1-14-03	1062.02, 1062.03, 1062.04
2009-20	8-25-09	1479.01 to 1479.05
2009-21	10-27-09	1222.01 to 1222.11, 1223.01 to 1223.08, 1224.01 to 1224.13, 1225.01 to 1225.05, 1226.01 to 1226.05, 1227.01 to 1227.05, 1228.01 to 1228.05, 1229.01 to 1229.13, 1230.01 to 1230.03, 1231.01, 1231.02, App. A
Res. 2009-R46	9-22-09	Repeals 648.11

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:

432.30, 436.01, 436.071, 436.072, 436.074, 436.09, 438.02, 438.03, 438.04, 438.05, 438.06, 438.08, 438.10, 438.11, 438.12, 438.13, 438.14, 438.15, 438.16, 438.165, 438.18, 438.20, 438.21, 438.22, 438.23, 438.25, 476.05, 476.08, 606.10, 606.25, 612.09, 642.12, 672.04.

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 hereof, 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 of ordinances and resolutions 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, or 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 June 30, 2009.

SECTION FIVE:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution 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.

SECTION SIX:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: APRIL 27, 2010

Molly Stevens
Molly Stevens, Clerk

Bruce Manwaring
Bruce Manwaring, Council President

APPROVED: April 27, 2010

Richard G. Norton
Richard G. Norton, Mayor

COPIED _____
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: April 27, 2010

ON ROLL CALL: Colopy absent DeVitis - yea France - yea Manwaring - yea
Reed - yea Summerville - yea Smole - yea Adopted 6-0

Suburbanite publication on May 2 and May 9, 2010

Molly Stevens
Molly Stevens, Clerk

SP 4/20/10

EXHIBIT A

SUMMARY OF NEW MATTER
CONTAINED IN THE 2010 REPLACEMENT PAGES
FOR THE
CODIFIED ORDINANCES OF GREEN, OHIO

New matter in the Codified Ordinances of Green, Ohio, as contained in the 2010 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
432.30	Stopping for school bus; actuating visual signals; discharging children.
436.01	Driver's or commercial driver's license required.
436.071	Driving under suspension or in violation of license restrictions.
436.072	Operating motor vehicle without valid license.
436.074	Driving under financial responsibility law suspension or cancellation.
436.09	Display of license plates; registration; obstructions.
438.02	Lighted lights; measurement of distances and heights.
438.03	Headlights on motor vehicles and motorcycles.
438.04	Tail light; illumination of rear license plate.
438.05	Rear red reflectors.
438.06	Safety lighting on commercial vehicles.
438.08	Red light or red flag on extended loads.
438.10	Lights on slow-moving vehicles; emblem required; lights and reflectors on multi-wheel agricultural tractors or farm machinery.
438.11	Spotlight and auxiliary lights.
438.12	Cowl, fender and back-up lights.
438.13	Two lights displayed.
438.15	Lights of less intensity on slow-moving vehicles.
438.16	Number of lights permitted; red and flashing lights.
438.165	Lights and sound-producing devices on coroners' vehicles.
438.18	Focus and aim of headlights.
438.20	Horn, siren and theft alarm signal.
438.21	Muffler; muffler cutout; excessive smoke, gas or noise.
438.22	Rear-view mirror; clear view to front, both sides and rear.
438.23	Windshield required; sign or poster upon windshield; windshield wiper.
438.25	Motor vehicle stop lights.
476.05	Licensing requirements of operator.
606.10	Falsification.
606.25	Impersonating an officer.
612.09	Conveying intoxicating liquor or cash onto grounds of detention facilities or other specified governmental facilities.
642.12	Criminal trespass.
672.04	Improperly handling firearms in a motor vehicle.