

ORDINANCE NO.: 2012-16
SPONSOR: MAYOR NORTON
INTRODUCED: JULY 10, 2012

INTERGOV. & UTIL.

ASSIGNED TO: _____

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; 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, 2010), 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:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2011-07	8-23-11	1224.09

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, 436.01, 436.05, 436.06, 436.071, 436.072, 436.073, 436.074, 436.075, 436.11, 436.12, 436.13, 452.055, 606.01, 606.03, 606.10, 606.23, 606.24, 612.07, 624.01, 624.02, 624.03, 630.01, 630.05, 636.10, 636.15, 636.25, 642.01, 642.02, 642.05, 642.09, 642.14, 642.146, 642.15, 642.18, 642.19, 642.205, 642.21, 642.22, 642.24, 642.29, 642.30, 642.31, 648.07, 648.08, 672.04, 698.02

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 of ordinances and resolutions which are in conflict or inconsistent with any provision of the new matter adopted in Section 1 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 December 31, 2011.

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 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 2012 Replacement Pages approved, adopted and enacted, shall take effect immediately.

INTRODUCED: July 10, 2012
ADOPTED: Aug 28, 2012

Molly Stevens
Molly Stevens, Clerk

Joel Reed
Joel Reed, Council President

APPROVED: Aug 28, 2012

Richard G. Norton
Richard G. Norton, Mayor

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

ENACTED EFFECTIVE: Aug 28, 2012

ON ROLL CALL: Colopy -ye- Knodel -ye- France -ye- Humphrey -ye-
Neugebauer -ye- Summerville Reed -ye- Adopted 6-0
Absent

Suburbanite publication on Sept. 2 and Sept. 9, 2012

Molly Stevens
Molly Stevens/Clerk

07/03/2012 Approved as to form and content by Stephen J. Pruneski, Law Director

[Signature] 7/3/12

EXHIBIT A
Ordinance 2012-16

SUMMARY OF NEW MATTER
CONTAINED IN THE 2012 REPLACEMENT PAGES
FOR THE
CODIFIED ORDINANCES OF GREEN

New matter in the Codified Ordinances of Green, Ohio, as contained in the 2012 Replacement Pages therefore, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
434.01	Driving or physical control of vehicle while under the influence of alcohol or drugs.
436.01	Driver's or commercial driver's license required.
436.05	Owner or operator allowing another to drive.
436.06	Display of license.
436.071	Driving under suspension or in violation of license restriction; driving under suspension for failure to appear in court, failure to pay a fine or failure to pay child support.
436.072	Operating motor vehicle or motorcycle without valid license.
436.073	Driving under OVI suspension.
436.074	Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.
436.075	Failure to reinstate license.
436.11	Stopping after accident upon streets; collision with unattended vehicle.
436.12	Stopping after accident upon property other than streets.
436.13	Vehicle accident resulting in damage to realty.
452.055	Parking prohibitions on private property; private tow-away zones.
606.01	Definitions relating to general offenses
606.03	Classification of offenses.
606.10	Falsification.
606.23	Detention of shoplifters and those committing motion picture piracy; protection of institutional property.
606.24	Disposition of unclaimed or forfeited property held by Police Department.
612.07	Open container prohibited.
624.01	Definitions relating to drugs.
624.02	Trafficking in controlled substances; gift of marihuana.
624.03	Drug possession offenses.
630.01	Definitions relating to gambling.
630.05	Cheating.
636.10	Nonsupport of dependents.
636.15	Threatening or harassing telecommunications.
636.25	Failure to perform viability testing.
642.01	Definitions relating to property offenses.

<u>Section</u>	<u>New or amended matter regarding:</u>
642.02	Theft.
642.05	Unauthorized use of property.
642.09	Arson.
642.14	Passing bad checks.
642.146	Criminal simulation.
642.15	Misuse of credit cards.
642.18	Tampering with records.
642.19	Securing writings by deception.
642.205	Diminishing or interfering with forfeitable property.
642.21	Defrauding creditors.
642.22	Receiving stolen property.
642.24	Determining property value in theft offense.
642.29	Insurance fraud.
642.30	Medicaid fraud.
642.31	Worker's compensation fraud.
648.07	Inducing panic.
648.08	Making false alarms.
672.04	Improperly handling firearms in a motor vehicle.
698.02	Penalties for misdemeanor.