

ORDINANCE NO.: 2013-23
SPONSOR: MAYOR NORTON
INTRODUCED: OCTOBER 22, 2013 **ASSIGNED TO:** INTERGOV. & UTIL

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, 2013), 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 hereby 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>
2013-01	2-12-13	278.03
2013-02	2-26-13	1229.05
2013-03	2-26-13	1228.01 to 1228.05
2013-05	5-28-13	260.01

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:

402.05, 414.03, 432.32, 432.41, 432.42, 434.03, 434.09, 436.09, 436.14, 438.235, 440.01, 440.02, 474.02, 476.01, 476.08, 606.10, 606.29, 612.08, 624.01, 624.02, 624.03, 624.15, 630.01, 630.02, 636.02, 642.01, 642.02, 642.22, 672.01, 672.02, 672.04, 672.13, 672.14, 698.03

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 June 30, 2013.

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 2013-A Replacement Pages approved, adopted and enacted, shall take effect immediately.

INTRODUCED: Oct 22, 2013

ADOPTED: Nov 12, 2013

Molly Kapeluck
Molly Kapeluck, Clerk

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

Dave France
Dave France, Council President

APPROVED: Nov 12, 2013

Richard G. Norton
Richard G. Norton, Mayor

ENACTED EFFECTIVE: Nov 12, 2013

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ON ROLL CALL: Colopy - *yes* France - *yes* Humphrey - *yes* Knodel - *yes*
Neugebauer - *yes* Reed - *yes* Summerville - *yes*
Adopted 7-0

Suburbanite publication on *Nov 17* and *Nov 27, 2013*

Molly Kapeluck
Molly Kapeluck, Clerk

10/16/2013 Approved as to form and content by Stephen J. Pruneski, Law Director *SP 10/9/13*

ORDINANCE 2013-23
EXHIBIT A

SUMMARY OF NEW MATTER
CONTAINED IN THE 2013-A REPLACEMENT PAGES
FOR THE
CODIFIED ORDINANCES OF GREEN

New matter in the Codified Ordinances of Green, Ohio, as contained in the 2013-A Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
402.05	Definition of "bicycle."
414.03	Traffic-control signal terms and lights.
432.32	Stopping at grade crossings.
432.41	Texting while driving prohibited.
432.42	Use of electronic wireless communication devices by minors or probationary drivers while driving prohibited.
434.03	Maximum speed limits; assured clear distance ahead.
434.09	Operation restricted for mini-trucks and low-speed, under-speed, or utility vehicles.
436.09	Display of license plates; registration; obstructions.
436.14	Removal of vehicles after accidents.
438.235	Tinted glass; materials on glass.
440.01	Load limits.
440.02	Maximum width, height and length.
474.02	Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
476.01	Definition relating to snowmobiles, off-highway motorcycles and all-purpose vehicles.
476.08	Registration of vehicles.
612.08	Hours of sale or consumption.
624.01	Definitions relating to drugs.
624.02	Trafficking in controlled substances; gift of marihuana.
624.03	Drug possession offenses.
624.15	Pseudoephedrine sales.
630.01	Definitions relating to gambling.
630.02	Gambling in general.
636.02	Assault.
642.01	Definitions relating to property offenses.
606.10	Falsification.
606.29	Misuse of 9-1-1 system.
642.02	Theft.
642.22	Receiving stolen property.
672.01	Definitions relating to weapons and explosives.
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.
 - 698.03 Imposing sentence for misdemeanor.
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