

## RECORD OF ORDINANCES

**Prop. Ord. #2012-03**

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**ORDINANCE NO. 03-2012**

**PASSED: March 6, 2012**

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Sponsored By: Administration

Referred to: General Gov't. Services  
Date: March 6, 2012

**AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2012 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER, AND DECLARING AN EMERGENCY.**

**WHEREAS**, certain provisions within the Codified Ordinances should be amended to conform with current State law; and

**WHEREAS**, various Ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

**WHEREAS**, the City has heretofore entered into a contract with American Legal Publishing Corporation to prepare and publish such revision which is before Council.

**WHEREAS**, the codification of such Ordinances, together with the new matter to be adopted, the matters to be amended, and those to be repealed are before the Council.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MUNROE FALLS, COUNTY OF SUMMIT AND STATE OF OHIO THAT:**

**Section 1.** The editing, arrangement and numbering or renumbering of the following Ordinances and parts of Ordinances are hereby approved as parts of the various component codes or the Codified Ordinances of Munroe Falls, Ohio, so as to conform to the classification and numbering system of the Codified Ordinances, to-wit:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
01-2011	1-18-11	163.09
02-2011	1-18-11	161.02
03-2011	4-05-11	Repeals 154.01 to 154.04
09-2011	10-18-11	161.02
10-2011	10-18-11	1165.03

**Section 2.** The following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with State law.

<u>Section</u>	<u>New or amending material</u>
303.081	Impounding vehicles on private residential or agricultural property; private tow-away zones.
333.01	Driving or physical control of vehicle while under the influence of alcohol or drugs.
335.01	Driver's license or commercial driver's license required.

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<u>Section</u>	<u>New or amending material</u>
335.02	Permitting operation without valid license; one license permitted.
335.06	Display of license.
335.07	Driving under suspension or in violation of license restrictions; driving under suspension for failure to appear in court, failure to pay a fine or failure to pay child support.
335.071	Driving under O.V.I. suspension.
335.072	Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.
335.073	Driving without complying with license reinstatement requirements.
335.12	Stopping after accident upon streets; collision with unattended vehicle.
335.13	Stopping after accident upon property other than streets.
335.14	Vehicle accident resulting in damage to realty.
351.04	Manner of parallel and angle parking; handicapped persons.
373.02	Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
501.01	Definitions relating to general offences
501.02	Classification of offences.
501.13	Disposition of unclaimed or forfeited property held by Police Department.
509.06	Inducing panic.
509.07	Making false alarms.
513.01	Definitions relating to drugs.
513.02	Trafficking in controlled substances; gift of marijuana.
513.03	Drug possession offenses.
517.01	Definitions relating to gambling.
517.05	Cheating.
521.01	Abandoned refrigerators and airtight containers.
521.08	Littering and deposit of garbage, rubbish, junk, etc.
525.02	Falsification.
529.07	Open container prohibited.
537.10	Telecommunication harassment.
537.11	Threatening or harassing telephone calls (Repealed)
541.02	Arson.
545.01	Definitions relating to property, theft and fraud offenses.
545.02	Determining property value in theft offence.
545.04	Detention of shoplifters; rights of museums and libraries.
545.05	Petty theft.
545.07	Insurance fraud.
545.08	Unauthorized use of property.
545.09	Passing bad checks.
545.10	Misuse of credit cards.
545.13	Criminal simulation.
545.14	Tampering with records.
545.15	Securing writings by deception.
545.17	Defrauding creditors.
545.18	Receiving stolen property.

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<u>Section</u>	<u>New or amending material</u>
549.04	Improperly handling firearms in a motor vehicle.
501.99	Penalties for misdemeanor.

**Section 3.** The complete text of the Traffic and General Offenses Code sections listed above are set forth in full in the 2012 replacement pages to the Codified Ordinances which are hereby attached to these Ordinances as Exhibit A. Any summary publication of the Ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of the new matter contained therein.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the residents of the City of Munroe Falls and further to clarify the Ordinances by deleting repeating sections and provided that it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in full force from the immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in full force from and after the earliest period allowed by law.

\_\_\_\_\_  
**Passed**

\_\_\_\_\_  
**Approved**

\_\_\_\_\_  
**President of Council**

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**Director of Finance**

**Reviewed as to form:**

\_\_\_\_\_  
**Director of Law**

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I, the duly appointed and qualified Clerk of Council of the City of Munroe Falls, County of Summit, and State of Ohio do hereby certify that this is a true copy of the original Ordinance adopted at a meeting of City Council duly held on the \_\_\_\_\_ day of \_\_\_\_\_, 2012. Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
**Clerk of Council**

**First Reading: March 6, 2012**

**Sading: \_\_\_\_\_**

**Third Reading: \_\_\_\_\_**