

## RECORD OF ORDINANCES

**Prop. Ord. #2013-10**

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**ORDINANCE NO. 10-2013**

**PASSED: July 16, 2013**

Sponsored By: Administration

Referred to: General Gov't. Services

Date: June 18, 2013

**AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2013 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codification of such Ordinances, together with the new matter to be adopted, the matters to be amended, and those to be repealed are before the Council.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>
01-2012	2-21-2012	161.02
04-2012	3-6-2012	163.28
05-2012	3-6-2012	181.05, 181.07
06-2012	7-10-2012	521.16
07-2012	7-17-2012	1309.01
08-2012	7-17-2012	1305.01
09-2012	7-17-2012	1301.01
10-2012	7-17-2012	1501.01
11-2012	7-17-2012	163.09
12-2012	7-17-2012	721.04
13-2012	7-17-2012	181.07
21-2012	9-18-2012	1121.05
22-2012	9-18-2012	1123.05
23-2012	9-18-2012	1125.05
24-2012	9-18-2012	1127.05
25-2012	9-18-2012	1145.01 to 1145.13

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**Section 2.** The following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with State law.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>
301.041	Definition of "beacon."
301.161	Definition of "highway traffic signal."
301.162	Definition of "hybrid beacon."
301.17	Definition of "intersection."
301.181	Definition of "median."
301.252	Definition of "private road open to public travel."
301.361	Definition of "shared-use path."
301.45	Definition of "traffic."
301.46	Definition of "traffic control devices."
301.47	Definition of "traffic control signal."
303.01	Compliance with lawful order of police officer; fleeing.
303.041	Emergency, public safety and coroners' vehicles excepted.
313.03	Traffic-control signal terms and lights.
313.04	Signal to control lane direction of travel.
313.05	Pedestrian control signals.
313.06	Flashing traffic signals. (Repealed)
331.12	"U" turns restricted.
331.46	Texting while driving prohibited.
331.47	Use of electronic wireless communication devices by minors or probationary drivers while driving prohibited.
335.05	Wrongful entrustment of a motor vehicle.
335.07	Driving under suspension or in violation of license restriction.
335.072	Driving under financial responsibility law suspension or cancelation; driving under a nonpayment of judgment suspension.
337.01	Driving unsafe vehicles; application.
337.09	Lights on parked or stopped vehicles.
337.18	Motor vehicle and motorcycle brakes.
337.23	Limited load extension on left side of passenger vehicle.
337.26	Child restraint system usage.
337.28	Tinted glass' materials on glass.
337.29	Bumpers.
339.01	Oversize or overweight vehicle operation on State routes; State permitted.
339.03	Maximum width, height and length.
339.06	Vehicles transporting explosives.
339.07	Towing requirements.
339.08	Loads dropping or leaking; removal required; tracking mud.
341.01	Definitions relation to drivers of commercial vehicles.
341.03	Prerequisites to operation of commercial motor vehicle.
341.05	Criminal offenses.
341.06	Employment of drivers of commercial vehicles.
351.04	Manner of parallel and angle parking; handicapped persons.
501.01	Definitions relating to general offenses.

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<u>Section</u>	<u>New or amending material</u>
501.09	Organizational criminal liability.
501.13	Disposition of unclaimed or forfeited property held by Police Department.
501.99	Penalties for misdemeanor.
505.13	Reporting escapes. (Repealed)
505.17	Dangerous and vicious dogs.
505.18	Restrictions on dog owners for certain convicted felons.
513.02	Trafficking in controlled substances; gift of marihuana.
513.12	use of possession of paraphernalia.
517.01	Definitions relating to gambling.
517.02	Gambling.
517.06	Responsibility of charitable organization conduction bingo game.
517.07	Instant bingo conduct.
517.08	Raffles.
517.09	Charitable instant bingo organizations.
517.10	Location of instant bingo.
517.11	Bingo or game of chance records.
517.13	Bingo exceptions.
517.15	Skill-based amusement machines; prohibited conduct.
525.02	Falsification.
529.02	Sales to underage persons; prohibitions and misrepresentations.
529.04	Consumption in motor vehicles.
529.07	Open container prohibited.
533.08	Procuring.
533.09	Soliciting.
545.01	Definitions relating to property offenses.
545.05	Petty theft.
549.10	Possession of an object indistinguishable from a firearm in a school safety zone.
549.12	Concealed handgun licenses; possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.

**Section 3.** The complete text of the Traffic and General Offenses Code sections listed above are set forth in full in the 2013 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.

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**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**

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 \_\_\_\_\_, 2013. Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

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

**First Reading:** June 18, 2013  
**Sading:** July 2, 2013  
**Third Reading:** July 16, 2013