

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND TO DECLARE AN EMERGENCY.

WHEREAS, American Legal Publishing has completed its most recent updating and revision of the Codified Ordinances of the City; and

WHEREAS, various ordinances and resolutions of a general and permanent nature that have been passed by Council since the date of the last updating and revision of the Codified Ordinances (February 15, 2012) 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 Hudson, Summit County, Ohio:

Section 1. That 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. or Res. No.</u>	<u>Date</u>	<u>C.O. Section</u>
12-53	5-2-12	1040.01
12-54	5-2-12	1042.03, 1042.04
12-59	4-18-12	1074.02
12-96	8-1-12	Charter 7.01
12-103	7-18-12	1048.05

Section 2. That the following sections and subsections are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

402.045, 402.175, 402.177, 402.18, 402.198, 402.199, 402.265, 402.375, 402.46, 402.47, 402.48, 404.035, 414.03, 414.04, 414.05, 414.06, 432.11, 432.43, 432.44, 436.071, 436.074, 438.01, 438.09, 438.165, 438.18, 438.225, 438.23, 438.25, 438.26, 440.01, 440.02, 440.04, 440.05, 440.06, 442.01, 442.04, 442.05, 474.07, 606.01, 606.08, 606.10, 606.165, 606.25, 612.02, 612.04, 618.15, 618.17, 620.02, 620.14, 624.01, 624.02, 624.08, 624.09, 624.11, 624.12, 624.13, 624.14, 624.15, 624.16, 630.05, 642.01, 642.02, 642.30, 660.08, 666.07, 666.08, 672.18, 672.19, 698.02, 698.05

Section 3. That all ordinances and resolutions and parts thereof that are in conflict with any of the provisions of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed, except as follows:

- (a) The enactment of such new matter 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 purposes of revision and recodification.

Section 4. That pursuant to Section 3.05(c) of the City Charter and Section 222.01 of the Codified Ordinances, the Clerk of Council shall cause this ordinance to be published by title only in one newspaper of general circulation in the City.

Section 5. That this ordinance is hereby determined to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare by reason of the need to have a codification of the laws of the City that is up-to-date and consistent with State law, where and as required by the Ohio Constitution, with which to administer the affairs of the City and to ensure law and order, and, therefore, shall go into effect immediately upon its passage, provided it receives the affirmative vote of five (5) members of Council except that six (6) affirmative votes shall be required if all members are present; otherwise it shall be in full force and effect from and after the earliest period allowed by the law.

PASSED _____

William A. Currin, Mayor

ATTEST:

Elizabeth Slagle
Clerk of Council

I certify that the foregoing ordinance was duly passed by the Council of the said City on _____, 20____.

Elizabeth Slagle
Clerk of Council

EXHIBIT A

SUMMARY OF NEW MATTER IN THE 2013 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF HUDSON

New matter in the Codified Ordinances of Hudson, as contained in the 2013 Replacement Pages therefor, includes legislation regarding:

Section New or amended matter regarding:

- 402.045 Definition of “beacon.”
- 402.175 Definition of “highway traffic signal.”
- 402.177 Definition of “hybrid beacon.”
- 402.18 Definition of “intersection.”
- 402.198 Definition of “median.”
- 402.199 Definition of “minor collector street.”
- 402.265 Definition of “private road open to public travel.”
- 402.375 Definition of “shared-use path.”
- 402.46 Definition of “traffic.”
- 402.47 Definition of “traffic control device.”
- 402.48 Definition of “traffic control signal.”
- 404.035 Emergency, public safety and coroners’ vehicles excepted.
- 414.03 Traffic-control signal terms and lights.
- 414.04 Signal to control lane direction of travel.
- 414.05 Pedestrian control signals.
- 414.06 Flashing traffic signals. (Repealed)
- 432.11 "U" turns restricted.
- 432.43 Texting while driving prohibited.
- 432.44 Use of electronic wireless communication devices by minors or probationary drivers while driving prohibited.
- 436.071 Driving under suspension or in violation of license restriction.
- 436.074 Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.
- 438.01 Driving unsafe vehicles; application.
- 438.09 Lights on parked or stopped vehicles.
- 438.165 Vehicles transporting preschool children.
- 438.18 Motor vehicle and motorcycle brakes.
- 438.225 Tinted glass; materials on glass.
- 438.23 Limited load extension on left side of passenger vehicle.
- 438.25 Bumpers.
- 438.26 Use of child restraints.
- 440.01 Load limits.

<u>Section</u>	<u>New or amended matter regarding:</u>
440.02	Maximum width, height and length.
440.04	Vehicles transporting explosives.
440.05	Towing requirements; exception to size and weight restrictions.
440.06	Loads dropping or leaking; tracking mud; removal required.
442.01	Definitions relating to drivers of commercial vehicles.
442.04	Physical qualification to operate commercial motor vehicles.
442.05	Criminal offenses.
474.07	Safe riding regulations for bicycles.
606.01	Definitions relating to general offenses
606.08	Organizational criminal liability.
606.10	Falsification.
606.165	Compliance with lawful order of police officer; fleeing.
606.25	Disposition of unclaimed or forfeited property held by Police Department
612.02	Sales to underage persons; prohibitions and misrepresentations.
612.04	Consumption in motor vehicle.
618.15	Reporting escapes. (Repealed)
618.17	Restrictions on dog ownership for certain convicted felons.
620.02	Trafficking in controlled substances; gift of marihuana
620.14	Use or possession of paraphernalia.
624.01	Definitions relating to gambling.
624.02	Gambling in general.
624.08	Responsibility of charitable organization conducting bingo game.
624.09	Maintenance of records by charitable organizations.
624.11	Exemption for bingo games conducted for amusement.
624.12	Prohibitions where instant bingo game is conducted.
624.13	Raffle drawings.
624.14	Instant bingo other than at bingo sessions.
624.15	Restrictions on owner or lessor of location at instant bingo.
624.16	Skill-based amusement machines; prohibited conduct.
630.05	Illegal distribution of cigarettes or other tobacco products; transaction scans.
642.01	Definitions relating to property offenses.
642.02	Theft.
642.30	Prosecutions for theft of utilities.
660.08	Open burning.
666.07	Procuring.
666.08	Soliciting.
672.18	Possession of an object indistinguishable from a firearm in a school safety zone.
672.19	Concealed handgun licenses: possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.
698.02	Penalties for misdemeanor.
698.05	Multiple sentences.