

ORDINANCE NO. 16-81

OFFERED BY: MAYOR BASIL

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 (December 31, 2014) 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>
15-32	4-7-15	Repeals 1040.056
15-49	4-7-15	220.031
15-50	4-7-15	252.04
15-58	5-19-15	1048.02, 1048.04
15-59	5-19-15	1480.01
15-62	5-19-15	Ch. 1419
15-63	5-19-15	474.01, 474.06, Repeals 474.08, 474.09, 474.10, 474.12
15-73	6-16-15	Ed. Note, Ch. 254
15-109	9-1-15	1480.04, 1480.05, 1480.99, Repeals Ch. 1442
15-125	9-1-15	1048.02
15-136	9-1-15	220.03
15-150	10-6-15	295.01, 295.02
15-179	12-1-15	891.01 to 891.26, 891.99
16-17	3-1-16	848.03

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

432.24, 434.01, 436.01, 436.035, 436.09, 436.14, 442.01, 442.03, 442.04, 442.05, 442.07, 452.05, 474.02, 606.02, 606.06, 606.07, 606.10, 606.19, 606.25, 612.07, 620.01, 636.09, 672.01, 672.12, 672.19, 698.02

Section 3. That the following section is hereby repealed:

414.11 Traffic law photo-monitoring devices.

Section 4. 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in conflict with any of the provisions of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed, except as follows: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 5. 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 6. 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 \_\_\_\_\_

\_\_\_\_\_  
David A. Basil, Mayor

ATTEST:

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council

I certify that the foregoing ordinance was duly passed by the Council of the said City on \_\_\_\_\_, 2016.

\_\_\_\_\_  
Elizabeth Slagle, Clerk of Council

## EXHIBIT A

### SUMMARY OF NEW MATTER IN THE 2016 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF HUDSON

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New matter in the Codified Ordinances of Hudson, as contained in the 2016 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
414.11	Traffic law photo-monitoring devices. (Repealed)
432.24	Driving upon street posted as closed for repair.
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.
436.035	Driving with probationary license.
436.09	Display of license plates; registration; obstructions.
436.14	Removal of vehicles after accidents.
442.01	Definitions relating to drivers of commercial vehicles.
442.03	Licensing requirements.
442.04	Physical qualification to operate commercial motor vehicles.
442.05	Criminal offenses.
442.07	Information required of prospective drivers by employers; unauthorized driving.
452.05	Willfully leaving vehicles on private or public property.
474.02	Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
606.02	Culpable mental states.
606.06	Limitation on criminal prosecutions.
606.07	Requirements for criminal liability; voluntary intoxication.
606.10	Falsification.
606.19	Dereliction of duty.
606.25	Disposition of unclaimed or forfeited property held by Police Department.
612.07	Open container prohibited.
620.01	Definitions relating to drugs.
636.09	Nonsupport of dependents.
672.01	Definitions relating to weapons and explosives.
672.12	Fireworks.
672.19	Concealed handgun licenses; possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.
698.02	Penalties for misdemeanor.