

ORDINANCE NO. 14-70

OFFERED BY: MAYOR CURRIN

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, 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>
13-06	1-16-13	234.21
13-20	2-20-13	840.02
13-51	4-3-13	206.01, 206.03, 206.05, 206.06, 206.07
13-57	5-15-13	1040.01
13-58	5-15-13	1042.03, 1042.04
13-63	5-1-13	Repeals 1060.01 and 1060.03
13-76	6-19-13	1040.05
13-114	10-2-13	220.03, 220.031
13-123	10-2-13	410.04

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

402.05, 402.075, 402.175, 402.21, 402.215, 402.261, 404.03, 414.03, 432.195, 432.32, 432.43, 432.44, 434.01, 434.03, 434.09, 436.09, 436.14, 438.16, 438.225, 438.29, 440.01, 440.02, 440.11, 474.02, 476.01, 476.08, 606.01, 606.06, 606.10, 606.12, 606.25, 606.30,

612.01, 612.07, 612.09, 612.10, 618.05, 618.095, 620.01, 620.02, 620.03, 620.16, 624.01, 624.02, 630.06, 636.02, 642.01, 642.02, 642.22, 642.36, 660.08, 672.01, 672.02, 672.04, 672.18, 672.19, 698.03

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in conflict with any of the provisions of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed, except as follows: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 \_\_\_\_\_, 2014.

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

## EXHIBIT A

### SUMMARY OF NEW MATTER IN THE 2014 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF HUDSON

New matter in the Codified Ordinances of Hudson, as contained in the 2014 Replacement Pages therefor, includes legislation regarding:

Section    New or amended matter regarding:

- 402.05    Definition of “bicycle.”
- 402.075    Definition of “chauffeured limousine.”
- 402.175    Definition of “highway maintenance vehicle.”
- 402.177    Definition of “highway traffic signal.” (Renumbered)
- 402.179    Definition of “hybrid beacon.” (Renumbered)
- 402.21    Definition of “motorcycle.”
- 402.215    Definition of “motorized bicycle or moped.”
- 402.261    Definition of “predicate motor vehicle or traffic offense.”
- 404.03    Road workers, motor vehicles and equipment excepted.
- 432.195    Driving while approaching stationary public safety vehicle with flashing lights.
- 432.32    Stopping at grade crossings.
- 432.43    Texting while driving prohibited.
- 432.44    Use of electronic wireless communication devices by minors or probationary drivers while driving prohibited.
- 434.01    Driving or physical control of vehicle while under the influence of alcohol or drugs.
- 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.
- 438.16    Number of lights permitted; red and flashing lights.
- 438.225    Tinted glass; materials on glass.
- 438.29    Air bags.
- 440.01    Load limits.
- 440.02    Maximum width, height and length.
- 440.11    Chauffeured limousines.
- 474.02    Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
- 476.01    Definitions relating to snowmobiles, off-highway motorcycles and all-purpose vehicles.
- 476.08    Registration of vehicles.
- 606.01    Definitions relating to general offenses.
- 606.06    Limitation on criminal prosecutions.

Section    New or amended matter regarding:

- 606.10    Falsification.
- 606.12    Failure to report a crime or death.
- 606.25    Disposition of unclaimed or forfeited property held by Police Department.
- 606.30    Misuse of 9-1-1 system.
- 612.01    Definitions relating to alcoholic beverages.
- 612.07    Open container prohibited.
- 612.09    Conveying intoxicating liquor or cash onto grounds of detention facilities or other specified governmental facilities.
- 612.10    Hours of sale or consumption.
- 618.05    Cruelty to animals.
- 618.095    Dogs required to wear tags.
- 620.01    Definitions relating to drugs.
- 620.02    Trafficking in controlled substances; gift of marihuana.
- 620.03    Drug possession offenses.
- 620.16    Pseudoephedrine sales.
- 624.01    Definitions relating to gambling.
- 624.02    Gambling in general.
- 630.06    Criminal child enticement.
- 636.06    Assault.
- 642.01    Definitions relating to property offenses.
- 642.02    Theft.
- 642.22    Receiving stolen property.
- 642.36    Medicaid fraud.
- 660.08    Open burning.
- 672.01    Definitions relating to weapons and explosives.
- 672.02    Carrying concealed weapons.
- 672.04    Improperly handling firearms in a motor vehicle.
- 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.
- 698.03    Imposing sentence of misdemeanor.