

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 DECLARING 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 7, 2021) 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>
21-71	1-4-22	1202.04, 1203.02, 1203.09, 1203.12, 1205.06, 1205.08, 1205.10 - 1205.12, 1206.01 - 1206.03, Pt. 12, Appendix D
21-141	1-4-22	1205.04, 1206.01, 1206.02, 1206.06, 1213.02
22-13	2-1-22	1610.01, 1610.04, 1640.01
22-33	4-5-22	1480.04
22-70	6-21-22	660.08, 672.12
22-79	7-19-22	220.03, 220.031, 220.06
22-81	7-19-22	660.22
22-91	9-6-22	296.01, 296.02
22-116	10-18-22	402.38, 660.05
22-117	10-18-22	1480.04
22-136	11-1-22	234.23
22-147	12-6-22	1040.01, 1040.14, 1043.03
22-154	12-28-22	230.01

Section 2. That the following sections and subsections of the Codified Ordinances are hereby amended, adopted and/or enacted to provide the same language and law as the stated corresponding Ohio Revised Code sections that have been recently adopted and/or amended and as otherwise summarized in Exhibit “A,” which is incorporated herein:

<u>C.O. Section</u>	<u>O.R.C. Section</u>
434.09	4511.216
438.10	4513.11 through 4513.115
438.16	4513.17
452.05	4513.61
612.01	4301.01, 4301.244
612.07	4301.62
620.01	2925.01
620.18	2925.62
636.17	2903.31, 2903.311
672.04	2923.16
672.18	2923.122

Section 3. That all ordinances and resolutions and parts thereof that 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 _____

Jeffrey L. Anzevino, Mayor

ATTEST: _____
Aparna Wheeler, Clerk of Council

I certify that the foregoing Ordinance No. 23-17 was duly passed by the Council of the said City
on _____, 2023.

Aparna Wheeler
Clerk of Council

EXHIBIT A

SUMMARY OF NEW MATTER RELATED TO STATE LAW IN THE 2022 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF HUDSON

New matter in the Codified Ordinances of Hudson, as contained in the 2022 Replacement Pages therefor, includes revision to City Code in conformity with state law regarding the following matters:

<u>Section</u>	<u>New or amended matter regarding:</u>
434.09	Operation restricted for mini-trucks and low-speed, under-speed, or utility vehicles.
438.10	Lights, emblems, and reflectors on slow-moving vehicles, farm machinery, agricultural tractors, and animal-drawn vehicles.
438.16	Number of lights permitted; red and flashing lights.
452.05	Willfully leaving vehicles on private or public property.
612.01	Definitions pertaining to alcoholic beverages.
612.07	Open container prohibited.
620.01	Definitions pertaining to drugs.
620.18	Sale of dextromethorphan.
636.17	Hazing.
672.04	Improperly handling firearms in a motor vehicle.
672.18	Possession of an object indistinguishable from a firearm in a school safety zone.