

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 28, 2022) have been included in the Codified Ordinances of the City; and

WHEREAS, certain changes in the Codified Ordinances are required to bring City law into conformity with State law;

WHEREAS, the changes to be made herein are summarized in Exhibit "A."

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>
22-164	1-17-23	297.01 - 297.07
22-165	1-17-23	208.03, 234.001, 234.01, 234.04, 234.07 - 234.10, 234.12, 234.15, 234.17, 234.21, 242.01, 618.05, 660.14, 698.02, 891.21, 1014.06, 1428.09, 1428.10, 1428.13
23-75	7-11-23	1040.14
23-76	7-18-23	1040.081
23-84	12-12-23	1205.06, 1205.07, 1206.02
23-90	8-1-23	410.10, 410.11
23-91	9-5-23	1421.01 - 1421.16, 1421.99
23-95	8-15-23	1040.081
23-138	11-14-23	891.03, 891.05, 891.18
23-143	12-12-23	295.01
23-172	12-19-23	891.03

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

<u>C.O. Section</u>	<u>O.R.C. Section</u>
202.02	1.05
402.077, 407.36, 402.501	4511.01
408.02	4511.991
432.43	4511.204
434.01	4511.19; 4511.181; 4511.192
434.03	4511.21
436.071	4510.04
436.09	4503.11
436.14	4513.66
438.16	4513.17
438.22	4513.24
438.26	4511.81
440.01	4513.34
440.08	4511.701
442.01	4506.01
442.03	4506.04
442.05	4506.15
606.01	2901.01
606.06	2901.13
606.12	2921.22
606.30	128.01, 128.96
612.02	4301.69
612.07	4301.62
618.06	925.62
618.12	955.011
620.01	2925.01
620.03	2925.11
620.04	2925.12
620.14	2925.14; 2925.141
624.13	2915.092
630.01	2919.22
630.02	2919.23
630.05	2927.02; 2927.023

<u>C.O. Section</u>	<u>O.R.C. Section</u>
636.02	2903.13
636.045	2919.27
636.05	2903.22
636.09	2919.21
636.10	2903.10; 2903.16
642.02	2913.02
642.33	2921.321
648.06	2917.12
648.08	2917.31
648.16	2917.14
660.02	3701.81
660.11	3791.031
660.13	4513.65
666.01	2907.01
666.05	2907.08
666.06	2907.10
666.07	2907.23; 2907.231
672.02	2923.12
672.04	2923.16
672.18	2923.122
698.02(b)	2929.24
698.02(c)	2929.25
698.02(f)	2929.28
698.03	2929.22

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. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and 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.

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 _____

Jeffrey L. Anzevino, Mayor

ATTEST:

Aparna Wheeler, Clerk of Council

I certify that the foregoing Ordinance No. 24-24 was duly passed by the Council of the said City on _____, 20____.

Aparna Wheeler, Clerk of Council

EXHIBIT A

SUMMARY OF NEW MATTER IN THE 2023 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 legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
202.02	Definitions
402.077	Definition of child care center
402.36	Definition of school bus
402.501	Definition of Type A family child care home
408.02	General traffic code penalties
432.43	Texting while driving prohibited
434.01	Driving under the influence of alcohol; Implied consent
434.03	Maximum speed limits; penalties
436.071	Driving under suspension or in violation of license restriction
436.09	Expired or unlawful license plates
436.14	Removal of vehicles after accidents
438.16	Number of lights permitted; red and flashing lights
438.22	Windshields and wipers
438.26	Transporting child not in child restraint system prohibited
440.01	Permit required to exceed load limits.
440.08	Occupying travel trailer, fifth wheel vehicle, or manufactured or mobile home while in motion (amended title)
442.01	Commercial drivers definitions
442.03	Licensing requirements
442.05	Criminal offenses
606.01	General offenses definitions
606.06	Limitation of criminal prosecutions
606.12	Failure to report a crime, injury or knowledge of death
606.30	Misuse of 9-1-1 system
612.02	Sales to underage persons
612.07	Open container prohibited; exception
618.06	Coloring rabbits or baby poultry; regulation of sale and display
618.12	Rights of blind, deaf or hearing impaired, or mobility impaired person, or trainer with assistance dog
620.01	Definitions for drug offenses
620.03	Drug possession offenses
620.04	Possessing drug abuse instruments
620.14	Use, possession, or sale of drug paraphernalia
624.13	Raffle drawings

<u>Section</u>	<u>New or amended matter regarding:</u>
630.01	Endangering children
630.02	Interference with custody; interference with support orders
630.05	Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans
636.02	Assault
636.045	Violating a protection order, consent agreement, anti-stalking protection order or order issued by a court of another state
636.05	Menacing; aggravated menacing; menacing by stalking
636.09	Nonsupport of dependents
636.10	Failure to provide for a person with a functional impairment
642.02	Theft
642.33	Assaulting police dog or horse, or assistance dog
648.06	Disturbing a lawful meeting
648.08	Inducing panic
648.16	Impeding public passage of an emergency service responder
660.02	Spreading contagion
660.11	Nonsmoking areas in places of public assembly
660.13	Junk motor vehicle; order to cover or remove
666.01	Definitions for sex offenses
666.05	Voyeurism
666.06	Polygraph examinations for victims: restrictions on use
666.07	Procuring; engagement in sexual activity for hire
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
698.02	Penalty provisions
698.03	Imposing sentence for misdemeanor