

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 15-47

INTRODUCED BY: Kasaris, Marnecheck, Muller

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; PROVIDING FOR THE PUBLICATION OF SUCH NEW MATTER; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY

WHEREAS: American Legal Publishing Corporation has completed its annual updating and revision of the Codified Ordinances of the City; and

WHEREAS: Various ordinances 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 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 NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. The editing, arrangement and numbering or renumbering of the following ordinances and parts of ordinances 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. No.</u>	<u>Date</u>	<u>C.O. Section</u>
13-85	09-17-13	1281.03
13-117	09-17-13	220.06
13-118	09-17-13	1264.01, 1264.04
13-123	10-1-13	1026.02
13-124	11-6-13	1270.12, 1270.15
13-152	02-4-14	1220.09, 1220.10, 1220.12, 1220.18, 1246.14, 1264.01, 1264.085, 1281.19, 1282.10, 1282.11, 1284.01, 1284.03, 1284.05, 1284.10, 1284.13, 1290.02, 1290.06, Repeals Ch. 1224
14-17	02-18-14	1220.14, 1264.13
14-27	03-4-14	252.01, 252.02, 280.03
14-40	04-1-14	280.09
14-45	03-18-14	214.07, 214.08
14-71	06-3-14	220.06, 1266.04
14-85	07-1-14	214.08, 1465.01 to 1465.08, 1465.99
14-91	07-15-14	660.11
14-92	07-15-14	660.15
14-113	09-16-14	660.22

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

402.05, 402.075, 402.173, 402.21, 402.22, 402.275, 404.03, 414.03, 432.21, 432.32, 434.01, 434.03, 436.071, 436.074, 436.14, 438.16, 438.18, 438.235, 438.31, 440.01, 452.03, 452.04, 606.01, 606.06, 606.12, 606.24, 606.30, 612.01, 612.07, 612.09, 624.01, 624.17, 630.01, 630.02, 636.04, 636.045, 636.05, 636.08, 636.20, 642.01, 642.165, 642.19, 642.22, 642.24, 666.08, 666.23, 698.02

Section 3. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter adopted in Section 2 of this Ordinance are hereby repealed as of the effective date of this ordinance except as follows:

(a) The enactment of such sections and subsections 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, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and recodification.

(b) The repeal provided above shall not affect any legislation enacted subsequent to 9-16-14.

Section 4. Pursuant to Article III, Section (j), of the City Charter, Section 222.02 of the Codified Ordinances and Section 731.23 of the Ohio Revised Code, the Clerk of Council shall post a notice of the enactment of this Ordinance, containing the title of this ordinance and a summary of the new matter covered by it, which summary is attached hereto as Exhibit A, as provided for in Section 222.02 of the Codified Ordinances, for a period of not less than fifteen days.

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.

Section 6. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City of North Royalton, and for the further reason that it is necessary to have an up-to-date codification of the laws of the city, one which is consistent with the latest State law, where such consistency is required by the Ohio Constitution, with which to administer the affairs of the City and ensure law and order.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Larry Antoskiewicz
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert Stefanik
MAYOR

DATE PASSED: April 21, 2015

DATE APPROVED: April 21, 2015

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading April 21, 2015

YEAS: Antoskiewicz, Nickell, Petrusky, Langshaw,
Marnecheck, Muller, Kasaris

NAYS: none

EXHIBIT A

SUMMARY OF NEW MATTER
CONTAINED IN THE 2014 REPLACEMENT PAGES FOR THE
CODIFIED ORDINANCES OF NORTH ROYALTON, OHIO

New matter in the Codified Ordinances of North Royalton, Ohio, 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."
- 402.173 Definition of "Highway maintenance vehicle."
- 402.21 Definition of "Motorcycle."
- 402.22 Definition of "motorized bicycle" or "moped."
- 402.275 Definition of "predicate motor vehicle or traffic offense."
- 404.03 Road workers, motor vehicles and equipment excepted.
- 414.03 Traffic-control signal terms and lights.
- 432.21 Driving while approaching stationary public safety vehicle with flashing lights.
- 432.32 Stopping at grade crossings.
- 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.
- 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.
- 436.14 Removal of vehicles after accidents.
- 438.16 Number of lights permitted; red and flashing lights.
- 438.18 Focus and aim of headlights.
- 438.235 Tinted glass; materials on glass. (Correction)
- 438.31 Air bags.
- 440.01 Load limits.
- 452.03 Prohibited standing or parking places.
- 452.04 Manner of parallel and angle parking; handicapped persons.
- 606.01 Definitions relating to general offenses.
- 606.06 Limitation on criminal prosecutions.
- 606.12 Failure to report a crime or death.
- 606.24 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.
- 624.01 Definitions relating to drugs.
- 624.17 Pseudoephedrine sales. (Correction)
- 630.01 Definitions relating to gambling.
- 630.02 Gambling in general.
- 636.04 Aggravated menacing.
- 636.045 Menacing by stalking,
- 636.05 Menacing.
- 636.08 Criminal child enticement.
- 636.20 Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans.
- 642.01 Definitions relating to property offenses.
- 642.165 Medicaid fraud.
- 642.19 Securing writings by deception.
- 642.22 Receiving stolen property.
- 642.24 Determining property value in theft offense.
- 666.08 Soliciting; loitering to engage in.
- 666.23 Unlawful advertising of massage.
- 698.02 Penalties for misdemeanor.