

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 18-43

INTRODUCED BY: Kasaris, Marnecheck, Langshaw

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>
16-149	10-18-16	1481.08
16-160	11-15-16	214.02
16-169	12-6-16	1045.08
17-07	2-21-17	1464.02, 1464.03, 1464.101, 1464.105 1464.11, 1464.13, Repeals 1464.10
17-08	2-21-17	1486.01, 1486.105, 1486.02, 1486.03 1486.045, 1486.06, 1486.07, 1486.08
17-63	5-2-17	618.12, 618.125
17-65	5-2-17	258.03
17-70	6-20-17	1278.04
17-76	6-6-17	214.07
17-99	9-19-17	618.12
17-100	9-5-17	626.02
17-138	12-19-17	1045.08

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:

402.22, 402.24, 402.53, 404.03, 416.13, 432.03, 432.155, 432.32, 434.01, 434.011, 434.03, 434.07, 434.09, 436.09, 436.14, 452.05, 452.055, 452.06, 474.02, 476.01, 476.08, 606.01, 606.12, 606.24, 612.07, 612.08, 618.20, 618.23, 624.01, 624.13, 636.045, 636.13, 636.15, 642.09, 672.01, 672.02, 672.04, 672.13, 672.15

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 12-31-17.

Section 4. Pursuant to Article III, Section G), 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, in the five public places 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 passage of this ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all requirements, including Section 121.22 of the Ohio Revised Code.

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 A. Stefanik
MAYOR

DATE PASSED: April 17, 2018

DATE APPROVED: April 18, 2018

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

First reading suspended
Second reading suspended
Third reading April 17, 2018

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

NAYS: none

EXHIBIT A

SUMMARY OF NEW MATTER
CONTAINED IN THE 2018 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES
OF NORTH ROYALTON, OHIO

New matter in the Codified Ordinances of North Royalton, Ohio, as contained in the 2018 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
402.22	Definition of "motorized bicycle or moped."
402.24	Definition of "pedestrian."
402.53	Definition of "vehicle."
404.03	Road workers, motor vehicles and equipment excepted.
416.13	Operation of personal delivery device on sidewalks and crosswalks.
432.03	Overtaking, passing to left; driver's duties.
432.155	Intersections at which traffic control signals fail or malfunction.
432.32	Stopping at grade crossings.
434.01	Implied consent.
434.011	Immobilizing or disabling device violation.
434.03	Maximum speed limits; assured clear distance ahead.
434.07	Street racing prohibited.
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.
452.05	Willfully leaving vehicles on private or public property.
452.055	Parking prohibitions on private property; private tow-away zones.
452.06	Unattended vehicles; duty to lock ignition, remove key, set brake, etc.; unattended children.
474.02	Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
476.01	Definitions related to snowmobiles and all-purpose vehicles.
476.08	Registration of vehicles.
606.01	Definitions related to general offenses.
606.12	Failure to report a crime or death.
606.24	Disposition of unclaimed or forfeited property held by Police Department.
612.07	Open container prohibited.
612.08	Hours of sale or consumption.
618.20	Animal fights.
618.23	Sexual conduct with an animal.
624.01	Definitions relating to drugs.
624.13	Controlled substance or prescription labels.
636.045	Menacing by stalking.
636.13	Contributing to the unruliness or delinquency of a child.
636.15	Telecommunications harassment.
642.09	Arson.
672.01	Definitions relating to weapons and explosives.
672.02	Carrying concealed weapons.
672.04	Improperly handling firearms in a motor vehicle.
672.13	Concealed handgun licenses: possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.
672.15	Possession of an object indistinguishable from a firearm in a school safety zone.