

RECORD OF ORDINANCES

Ordinance No. 2021- 18

Passed SEPTEMBER 13 20 21

**AN ORDINANCE AMENDING SECTION 660 OF THE
GENERAL OFFENSES CODE (SAFETY, SANITATION AND HEALTH)
TO INCLUDE A NEW SECTION 660.035 (PLACING INJURIOUS MATERIAL
ON HIGHWAY OR DEPOSITING LITTER FROM MOTOR VEHICLE)**

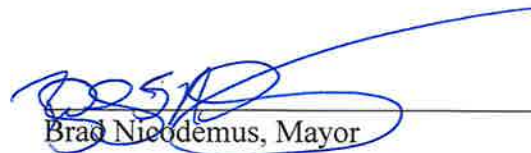
WHEREAS, the Village has previously adopted Section 660 of the General Offenses Code (Safety, Sanitation and Health), and desires to amend the same to include a new provision titled "Placing Injurious Material on Highway or Depositing Litter from Motor Vehicle;" and,

WHEREAS, Safety Committee has reviewed the matter and recommends the adoption of the new provision;

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL
OF THE VILLAGE OF BALTIMORE, FAIRFIELD COUNTY,
OHIO, A MAJORITY OF ITS MEMBERS CONCURRING:**


SECTION 1: Section 660 of the General Offenses Code (Safety, Sanitation and Health), is hereby amended to include a new Section 660.035, titled "Placing Injurious Material on Highway or Depositing Litter from Motor Vehicle." A copy of the new Section 660.035 is attached hereto and incorporated herein in its entirety.

SECTION 2: This ordinance shall become effective at the earliest period authorized by law.


Brad Nicodemus, Mayor

DATE OF PASSAGE: 9-13-2021

EFFECTIVE DATE: 10-13-2021

ATTEST: 
Brian Bibler, Fiscal Officer

SPONSOR: HAMILTON

APPROVED AS TO FORM: 
Jeffrey Feyko, Village Solicitor

660.035 PLACING INJURIOUS MATERIAL ON HIGHWAY OR DEPOSITING LITTER FROM MOTOR VEHICLE.

(A) (1) No person shall place, sweep or knowingly drop upon any part of a highway, lane, road, street, or alley any ashes, stone, brick, tacks, bottles, wire, glass, nails, grass, weeds, leaves, dirt, mud, or other articles which may damage or injure any person, vehicle, or animal traveling along or upon the highway, except such substances that may be placed upon the roadway by proper authority for the repair or construction thereof.

(2) Any person who drops or permits to be dropped or thrown upon any highway any destructive or injurious material shall immediately remove the same.

(3) Any person authorized to remove a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance dropped upon the highway from such vehicle.

(4) No person shall place any obstruction in or upon a highway without proper authority.

(B) No person, with intent to cause physical harm to a person or a vehicle, shall place or knowingly drop upon any part of a highway, lane, road, street, or alley any ashes, stone, brick, tacks, bottles, wire, glass, nails, grass, weeds, leaves, dirt, mud, or other articles which may damage or injure any person, vehicle, or animal traveling along or upon the highway, except such substances that may be placed upon the roadway by proper authority for the repair or construction thereof.

(C) No operator or occupant of a motor vehicle shall, regardless of intent, throw, drop, discard or deposit litter from any motor vehicle in operation upon any street, road or highway, except into a litter receptacle in a manner that prevents its being carried away or deposited by the elements.

(D) No operator of a motor vehicle in operation upon any street, road, or highway shall allow litter to be thrown, dropped, discarded, or deposited from the motor vehicle, except into a litter receptacle in a manner that prevents its being carried away or deposited by the elements.

(E) As used in this section, LITTER means garbage, trash, waste, rubbish, ashes, stone, brick, tacks, bottles, wire, glass, nails, grass, weeds, leaves, dirt, mud, paper, cartons, boxes, automobile parts, furniture or anything of an unsightly or unsanitary nature.

(F) (1) Except as otherwise provided in this division, whoever violates division (A), (C) or (D) of this section is guilty of a misdemeanor of the third degree (M3). If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to such an offense, the offender is guilty of a misdemeanor of the second degree (M2). If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to two or more such

offenses, the offender is guilty of a misdemeanor of the first degree (M1).

(2) Whoever violates division (B) of this section is guilty of a misdemeanor of the first degree (M1).