

RECORD OF ORDINANCES

Ordinance No. 2021-21

Passed 20 21

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 AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES IN CONFLICT THEREWITH; AND THE DECLARATION OF AN EMERGENCY

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

WHEREAS, various ordinances of a general and permanent nature have been passed by Council since the date of the last updating and revision of the Codified Ordinances and have been included in the Codified Ordinances of the Village; and,

WHEREAS, certain changes were made in the Codified Ordinances to bring Village law into conformity with State law; and,

WHEREAS, this ordinance will need to be passed as an emergency measure for the immediate preservation of the public peace, health and safety, the emergency being the necessity of having an up-to-date Code of laws with which to administer the affairs of the Village, one which is consistent with the latest State law, as required by the Ohio Constitution;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BALTIMORE, FAIRFIELD COUNTY, OHIO, THREE-FOURTH'S (3/4'S) OF ITS MEMBERS CONCURRING:

SECTION 1: That the editing, arrangement and numbering or renumbering of the following ordinances are hereby approved as parts of the various component codes of the Codified Ordinances of the Village, 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>
6-12-2017-4	7-10-17	T.S.O. I, 1230.01 - 1230.08, 1232.01 - 1232.05, 1234.01 - 1234.05, 1236.01 - 1236.07, 1238.01 - 1238.08, 1240.01 - 1240.06, 1242.01 - 1242.08, 1244.01 - 1244.20, 1246.01 - 1246.09, 1248.01 - 1248.04, 1250.01 - 1250.04, 1252.01 - 1252.04, 1254.01 - 1254.04, 1256.01 - 1256.10, 1258.01 - 1258.04, 1260.01 - 1260.04, 1262.01 - 1262.04, 1264.01 - 1264.04, 1266.01 - 1266.10, 1268.01 - 1268.10, Ch. 1270, 1272.01 - 1272.20, 1274.01
2019-1	1-28-19	240.01
2019-06	3-25-19	240.01
2019-07	3-25-19	1026.11
2019-08	3-25-19	250.01
2019-13	5-13-19	Repeals 660.07
2019-15	11-25-19	1024.03, 1024.04, 1024.07
2019-17	6-10-19	240.01
2019-18	6-10-19	1244.06, 1272.05
2019-19	7-8-19	1026.10, 1026.11
2019-23	7-8-19	830.01
2019-25	7-8-19	814.01 to 814.15, 814.99
2019-28	7-22-19	1026.03
2019-34	9-9-19	1354.01 to 1354.08, 1354.9
2019-38	10-28-19	452.22
2019-39	10-14-19	1050.06, 1050.99

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2019-44	1-27-20	1024.05
2019-50	12-16-19	830.28
2020-03	4-13-20	830.28
2020-11	5-11-20	260.01
2020-12	5-11-20	240.01
2020-14	6-8-20	260.01
2020-17	7-13-20	452.20
2020-19	8-10-20	446.03
2020-32	10-12-20	T.S.O. H
2020-33	11-9-20	452.99
2020-34	10-26-20	240.01
2020-35	11-23-20	260.01

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

414.10, 432.43, 434.03, 436.01, 436.074, 436.09, 436.14, 438.30, 440.01, 440.05, 444.03, 444.11, 612.07, 624.01, 630.14, 636.21, 642.13, 660.03, 678.01, 678.10, 698.02

SECTION 3: That the following section of the Codified Ordinances is hereby repealed:

636.09 Criminal child enticement.

SECTION 4: That all ordinances 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 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 November 23, 2020.

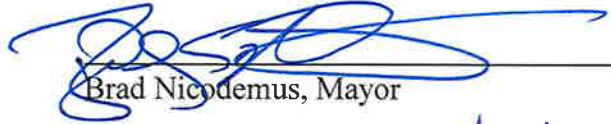
SECTION 5: That pursuant to Ohio Revised Code §731.23, the Fiscal Officer of Council shall publish, in a manner required by law, a notice of the enactment of this ordinance, containing the title of this ordinance, together with a summary of the new matter contained in the 2021 S-15 supplement, a copy of which summary is attached hereto as EXHIBIT A.

SECTION 6: That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, the emergency being the necessity of having an up-to-date Code of laws with which to administer the affairs of the Village, one which is consistent with the latest State law, as required by the Ohio Constitution, and as such, this ordinance, and the 2021 S-15 Supplement pages hereby approved, shall be in full force and effect from and after its passage.

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Brad Nicodemus, Mayor

DATE OF PASSAGE: 8/23/21

EFFECTIVE DATE: 8/23/21

ATTEST: 

Brian Bibler, Fiscal Officer

SPONSOR: HANKISON

APPROVED AS TO FORM:



Jeffrey Feyko, Village Solicitor

EXHIBIT A

SUMMARY OF NEW MATTER IN THE 2021 S-15 SUPPLEMENT PAGES FOR THE CODIFIED ORDINANCES OF BALTIMORE, OHIO

New matter in the Codified Ordinances of Baltimore, as contained in the 2021 S-15 Supplement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
414.10	Signal preemption devices; prohibitions.
432.43	Use of earphones while driving.
434.03	Speed limits.
436.01	Driver's or commercial driver's license required.
436.074	Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.
436.09	Display of license plates or validation stickers; registration.
436.14	Removal of vehicles after accidents.
438.30	Use of occupant restraining devices.
440.01	Load limits.
440.05	Towing requirements; exception to size and weight restrictions.
444.03	Prohibition against attaching bicycles and sleds to vehicles.
444.11	Operation of motorized bicycles.
612.07	Open container prohibited; exception.
624.01	Definitions relating to drugs.
630.14	Skill-based amusement machines; prohibited conduct.
636.09	Criminal child enticement. (Repealed)
636.21	Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans.
642.13	Railroad vandalism; criminal trespass; interference with operation of train grade crossing device vandalism.
660.03	Discarding litter prohibited.
678.01	Weapons definitions.
678.10	Fireworks.
698.02	Penalties for misdemeanor.