

## ORDINANCE NO. 09-33 AC CMS

### AN ORDINANCE TO APPROVE AND ADOPT THE CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF THE CITY OF OBERLIN

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is presently before Council.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That the ordinances of the City of Oberlin, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2009 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION 2. That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law:

#### Traffic Code

301.19	Definition of Motorcycle. (Amended)
333.01	Driving or Physical Control While Under the Influence. (Amended)
335.031	Driving With Probationary License. (Amended)
335.05	Wrongful Entrustment of a Motor Vehicle. (Amended)
335.072	Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
337.26	Child Restraint System Usage. (Amended)
339.11	Use of Studded Tires and Chains. (Amended)
341.03	Prerequisites to Operation of a Commercial Vehicle. (Amended)
373.02	Riding Upon Bicycle and Motorcycle Seats. (Amended)

#### General Offenses Code

501.06	Limitation on Criminal Prosecution. (Amended)
513.01	Drug Abuse Control Definitions. (Amended)
513.03	Controlled Substance Possession or Use. (Amended)
525.02	Falsification. (Amended)
525.05	Failure to Report a Crime, Injury or Knowledge of Death. (Amended)
529.07	Open Container Prohibited. (Amended)
533.06	Voyeurism. (Amended)

General Offenses Code (Cont.)

537.03	Assault. (Amended)
537.14	Domestic Violence. (Amended)
537.15	Temporary Protection Order. (Amended)
545.01	Theft and Fraud Definitions. (Amended)
545.05	Petty Theft. (Amended)
549.01	Weapons and Explosives Definitions. (Amended)
549.02	Carrying Concealed Weapons. (Amended)
549.04	Improperly Handling Firearms in a Motor Vehicle. (Amended)
549.07	Underage Purchase of a Firearm. (Amended)

SECTION 3. The complete text of the sections of the Codified Ordinances listed above are too voluminous to set forth herein in full but are on file with the Clerk of Council and are hereby incorporated herein by reference. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.


SECTION 4. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this 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 legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. That this ordinance shall take effect at the earliest date allowed by law.

PASSED: 1st Reading – May 4, 2009  
2nd Reading – May 18, 2009  
3rd Reading – June 1, 2009 (Effective in 30 days)

ATTEST:

  
Belinda B. Anderson  
CLERK OF COUNCIL

  
David E. Sonner  
PRESIDENT OF COUNCIL

POSTED: 6/02/2009

EFFECTIVE DATE: 07/01/2009