

ORDINANCE NO. 22-99

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER C. Mark King, Sr.

THE 20th DAY OF December 1999

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS 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; AND REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH.

WHEREAS, The Justinian Publishing Company has completed its annual updating and revision of the Codified Ordinances of the City, and

WHEREAS, various ordinances and resolutions of a general and permanent nature have been passed by Council since the date of the last updating and revision of the Codified Ordinances (September 1, 1998) and 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, where and as required;

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

SECTION 1. That the editing, arrangement and numbering or renumbering of the following ordinances and resolutions and parts of ordinances and resolutions are hereby approved as parts of the various component codes of the Centerville Municipal Code, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. or Res. No.</u>	<u>Date</u>	<u>C.O. Section</u>
23-98	9-21-98	270.01, 270.02
24-98	10-19-98	1482.01(p) to (r), (v), 1482.05(b), (c), 1482.07(b) to 1482.09
25-98	10-19-98	1611.04(UFC §F-403.2)
Res. 33-98	9-21-98	890.01 to 890.07
4-99	2-15-99	1462.01 to 1462.17, 1462.99
5-99	4-19-99	1424.01(a)
Res. 43-99	9-20-99	Ed. Note, Ch. 214

SECTION 2. That the following sections and subsections in the Centerville Municipal Code are or contain new matter and are hereby approved, adopted and enacted:

404.05, 416.06,	612.10, 612.24,
432.30, 434.01,	624.12, 636.02,
436.07, 436.11,	636.045, 636.15,
436.12, 438.16,	642.01, 642.07,
440.08, 476.01 to	642.10, 642.18,
476.09, 606.01,	642.24, 648.04,
606.055, 606.06,	672.10
606.24, 612.01,	

SECTION 3. That the following sections in the Centerville Municipal Code are hereby repealed:

612.12 OFF-PREMISES ALCOHOLIC BEVERAGE PRICE ADVERTISING.
612.23 PLACE WHERE BEER OR INTOXICATING LIQUOR IS SOLD IN VIOLATION OF LAW DECLARED A NUISANCE; ABATEMENT.

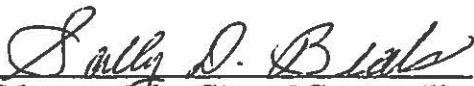
SECTION 4. That all ordinances and resolutions and parts thereof that are in conflict with any of the provisions of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed, except as follows:

- (a) The enactment of such new matter shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date 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 or to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purposes of revision and recodification.
- (b) The repeal provided above shall not affect any legislation enacted subsequent to October 19, 1999.

SECTION 5. That pursuant to Section 5.03 of the City Charter, Ohio R.C. 731.23 and Section 224.01 of the Centerville Municipal Code, the Clerk of Council shall cause this ordinance to be published, together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council, by posting the same in the five public places set forth in Section 224.01 of the Centerville Municipal Code. A public hearing shall follow said publication by at least seven days, after which, provided that this ordinance is adopted by Council, and within ten days after such adoption, the Clerk of Council shall cause this ordinance to be published again, together with a notice of its adoption, as aforesaid, and together with the Summary of New Matter attached hereto as Exhibit A.

SECTION 6. That this ordinance shall take effect and be in force at the expiration of thirty days after final adoption of this ordinance, as provided in Section 5.04 of the City Charter.

PASSED this 20th day of December, 1999.


Mayor of the City of Centerville,
Ohio

ATTEST:


Clerk of the Council of the
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a correct and true copy of Ordinance Number 22-99, passed by the Council of the City of Centerville, Ohio, on the 20th day of Dec, 1999.


Clerk of Council

Approved as to form, consistency with
the Charter and Constitutional Provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney

EXHIBIT A

SUMMARY OF NEW MATTER CONTAINED IN THE 1999 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF CENTERVILLE, OHIO

New matter in the Codified Ordinances of Centerville, Ohio, as contained in the 1999 Replacement Pages therefor, includes legislation regarding:

- (1) Impounding of vehicles; redemption.
- (2) Soliciting rides or business; riding on outside of vehicle or in cargo storage area.
- (3) Stopping for school bus; actuating visual signals; discharging children.
- (4) Driving or physical control while under the influence.
- (5) Driving under suspension or revocation or without proof of financial responsibility or in violation of license restrictions.
- (6) Stopping after accident upon streets; collision with unattended vehicle.
- (7) Stopping after accident upon property other than streets.
- (8) Number of lights permitted; red and flashing lights.
- (9) Occupying travel trailer or manufactured home while in motion.
- (10) Snowmobiles, off-highway motorcycles and all-purpose vehicles.
- (11) Definitions pertaining to the General Offenses Code.
- (12) Criminal law jurisdiction.
- (13) Limitation on criminal prosecutions.
- (14) Disposition of property held by Police Division.
- (15) Definitions pertaining to alcoholic beverages.
- (16) Restrictions on sale of beer and intoxicating liquor generally.
- (17) Procedure when injunction against sale of beer or intoxicating liquor violated.
- (18) Controlled substance schedules.
- (19) Assault.
- (20) Menacing by stalking.
- (21) Threatening or harassing telecommunications.
- (22) Definitions pertaining to offenses relating to property.
- (23) Desecration.
- (24) Criminal damaging or endangering.
- (25) Tampering with records.
- (26) Determining property value in theft offense.
- (27) Disorderly conduct.
- (28) Fireworks.