

**NOTICE OF ADOPTION**

I, Teri Davis, do hereby certify:

1. That I am the Clerk of Council of the Council of the City of Centerville, Ohio;  
and
2. That on the 10th day of January, 2022,  
Ordinance No. 01-22 was adopted by the Centerville City Council; and
3. That a certified copy of Ordinance No. 01-22 was published in the  
posting locations prescribed by the City of Centerville Council.

  
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Clerk of Council

ORDINANCE NO. 01-22

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Mark Engert ON THE 10<sup>th</sup> DAY OF January, 2022

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, American Legal Publishing 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 (December 7, 2020) 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 applicable 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. No.</u>	<u>Date</u>	<u>C.O. Section</u>
02-21	1-25-21	Repeals Ch. 211
Res. 82-21	9-20-21	213.01 - 213.16, Ch. 213 Appendix

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

402.193, 402.53, 416.13, 416.14, 432.19, 432.22, 432.33, 434.03, 436.01, 436.02, 436.04, 436.09, 452.03, 472.10, 474.12, 606.20, 606.31, 612.01,

612.07, 618.05, 618.18, 624.01, 636.08, 636.20, 642.03, 642.11, 642.12, 642.125, 642.14, 642.33, 648.08, 666.07, 666.08, 666.085, 666.09, 672.10, 698.02

SECTION 3. 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.
- (2) The repeal provided above shall not affect any legislation enacted subsequent to October 4, 2021.


SECTION 4. That pursuant to Section 5.03 of the City Charter, 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 hereon and for its consideration by the Council, by posting the same in the three 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 5. That this ordinance shall take effect and be in force at the expiration of 30 days after final adoption of this ordinance, as provided in Section 5.04 of the City Charter.

PASSED this 10<sup>th</sup> day of January, 2022.

  
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Mayor of the City of Centerville, Ohio

ATTEST:

  
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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 01-22, passed by the Council of the City of Centerville, Ohio, on the 10<sup>th</sup> day of January, 2022.

  
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Clerk of Council

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

Department of Law  
Scott A. Liberman  
Municipal Attorney

## EXHIBIT A

### SUMMARY OF NEW MATTER CONTAINED IN THE 2021 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF CENTERVILLE

New matter in the Codified Ordinances of Centerville, Ohio, as contained in the 2020 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
402.193	Traffic definitions
402.53	Traffic definitions
416.13	Operation of personal delivery device on sidewalks and crosswalks
416.14	Low-speed micromobility devices
432.19	Right-of-way of public safety or coroner's vehicle
432.22	Driving upon sidewalk area or paths exclusively for bicycles
432.33	Operating motor vehicle while wearing earphones or earplugs.
434.03	Speed limits
436.01	License required as driver or commercial driver on public or private property
436.02	Nonresident exemption
436.04	Prohibited acts
436.09	Display of license plates or validation stickers; registration
452.03	Parking prohibitions
472.10	Operation of motorized bicycle.
474.12	Electric bicycles
606.20	Interfering with civil rights
606.31	Self defense; Limitations on duty to retreat prior to using force
612.01	Alcohol definitions
612.07	Open container prohibited; exception.
618.05	Cruelty to animals; cruelty to companion animals
618.18	Sexual conduct with an animal
624.01	Definitions relating to drug offenses
636.08	Criminal child enticement.
636.20	Illegal distribution of cigarettes, tobacco products, alternative nicotine products
642.03	Degree of offense when certain property involved
642.11	Criminal mischief
642.12	Criminal trespass
642.125	Aggravated trespass
642.14	Passing bad checks
642.33	Railroad vandalism; criminal trespass; interference with operation of train; grade crossing device vandalism
648.08	Making false alarms
666.07	Procuring; engagement in sexual activity for hire
666.08	Soliciting

<u>Section</u>	<u>New or amended matter regarding:</u>
666.085	Loitering to engage in soliciting
666.09	Prostitution
672.10	Fireworks
698.02	General offenses penalty