

ORDINANCE NO. 3-2020

AN EMERGENCY ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; AND TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH.

WHEREAS, The Walter H. Drane Company has completed its updating and revision of the Codified Ordinances of the Village; and

WHEREAS, various ordinances and resolutions of a general and permanent nature that have been passed by Council since the last updating of the Codified Ordinances 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;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LOUDONVILLE, STATE OF OHIO:

SECTION 1. That the recodification, 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 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>
35-2019	10-21-19	478.01 to 478.03, 478.99
40-2019	11-18-19	1431.01 to 1431.07

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

Traffic Code

- 434.03 Maximum Speed Limits. (Amended)
- 438.27 Drivers and Passengers Required to Wear Seat Belts. (Amended)
- 442.03 Prerequisites to Operation of a Commercial Motor Vehicle. (Amended)
- 474.03 Attaching Bicycle to Vehicle. (Amended)
- 474.10 Motorized Bicycle Operation. (Amended)

General Offenses Code

- 612.07 Open Container Prohibited. (Amended)
- 624.01 Drug Abuse Control Definitions. (Amended)
- 636.21 Illegal Distribution of Cigarettes, Other Tobacco Products, or  
Alternate Nicotine Products. (Amended)
- 672.01 Weapons Definitions. (Amended)

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in conflict with any of the provisions of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed, except as follows: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 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 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 December 31, 2019.

SECTION 4. That pursuant to Ohio R.C. 731.23, the Fiscal Officer shall cause to be published, in a manner required by law, a notice of the enactment of this ordinance, containing the title of this ordinance and a summary of the new matters covered by it.

SECTION 5. That this ordinance is hereby declared to be an emergency measure in the best interests of the health, safety and welfare of the residents of the Village of Loudonville in that its immediate passage is necessary to adopt an up-to-date Code of laws of the Village, one which is consistent with the latest State law, as required by the Ohio Constitution, with which to administer the affairs of the Village, ensure law and order and prevent practical and legal entanglements. This ordinance shall become effective at the earliest date provided by law.

PASSED: \_\_\_\_\_

By: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Fiscal Officer

APPROVED:

\_\_\_\_\_  
Solicitor