



City of Powell, Ohio

ORDINANCE 2015-10

Adopted March 17, 2015

AN ORDINANCE TO APPROVE THE 2015 REPLACEMENT PAGES TO THE POWELL CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Constitution requires that Ohio municipal ordinances regarding traffic and criminal offenses substantially conform to State law; and

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law; 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 before Council;

NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section 1: That the ordinances of the City of Powell, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2015 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Section 2: That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to substantially conform to current State law:

Traffic Code

- 301.161 Highway Maintenance Vehicle. (Added)
- 301.162 Highway Traffic Signal. (Added)
- 333.01 Driving or Physical Control While Under the Influence. (Amended)
- 333.03 Maximum Speed Limits. (Amended)
- 333.031 Approaching a Stationary Public Safety, Emergency or Road Service Vehicle. (Amended)
- 337.16 Number of Lights; Limitations on Flashing. (Amended)
- 337.17 Focus and Aim of Headlights. (Amended)
- 339.01 Oversize or Overweight Vehicles on State Routes. (Amended)
- 351.03 Prohibited Standing or Parking Places. (Amended)
- 351.04 Parking Near Curb; Handicapped Parking. (Amended)

General Offenses Code

- 505.071 Cruelty to Companion animals. (Amended)
- 521.08 Littering and Deposit of Garbage, Rubbish, Junk, Etc. (Amended)
- 525.01 Law Enforcement and Public Office Definitions. (Amended)
- 525.05 Failure to Report a Crime, Injury or Knowledge of Death. (Amended)
- 529.01 Liquor Control Definitions. (Amended)
- 529.07 Open Container Prohibited. (Amended)

General Offenses Code, continued

- 533.09 Soliciting. (Amended)
- 533.14 Unlawful Advertising of Massage. (Added)
- 537.03 Assault. (Amended)
- 537.05 Aggravated Menacing. (Amended)
- 537.051 Menacing by Stalking. (Amended)
- 537.06 Menacing. (Amended)
- 537.12 Misuse of 9-1-1 System. (Amended)
- 537.16 Illegal Distribution of Cigarettes, Other Tobacco Products or Alternate Nicotine Products. (Amended)
- 537.17 Criminal Child Enticement. (Amended)
- 545.01 Theft and Fraud Definitions. (Amended)
- 545.02 Determining Property Value in Theft Offense. (Amended)
- 545.05 Petty Theft. (Amended)
- 545.15 Securing Writings by Deception. (Amended)
- 553.03 Duties of Locomotive Engineer. (Amended)

Fire Prevention Code

- 1511.01 Open Burning Definitions. (Amended)
- 1511.03 Open Burning in Restricted Areas. (Amended)
- 1511.04 Permission and Notice to Open Burn. (Amended)



Section 3: That the complete text of the sections listed above are set forth in full in the current replacement pages to the Codification Ordinances which are hereby attached to this ordinance as Exhibit A. The listing above 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 and relating to passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 5: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the City and its inhabitants for the reason that there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the City, so as to facilitate administration, daily operation, and avoid practical and legal entanglements, including conflict with general State law; wherefore, this ordinance shall take effect and be in force from and after its passage.

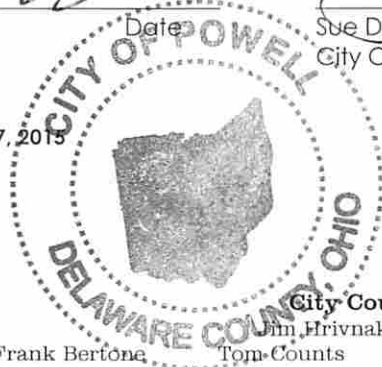
VOTE ON RULES SUSPENSION: Y 5 N 0

VOTE ON ORDINANCE 2015-10: Y 5 N 0

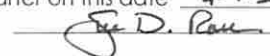

Date 4-6-15

Date 4-7-2015

Jim Hrivnak, Mayor Sue D. Ross, City Clerk

EFFECTIVE DATE: March 17, 2015



The legislation has been posted in accordance with the City Charter on this date 4-7-2015.

 City Clerk