

**CITY OF VANDALIA
MONTGOMERY COUNTY, OHIO**

ORDINANCE NO. 11-03

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 Corporation has completed its updating and revision of the Codified Ordinances of the City; and

WHEREAS, various ordinances and resolutions of a general and permanent nature that have been passed by Council since the last update of the Codified Ordinances (December 31, 2009) 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;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF VANDALIA, MONTGOMERY COUNTY, OHIO:

Section 1. The editing, arrangement and numbering or renumbering of the following ordinances and resolution are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ordinance or Resolution No.</u>	<u>Date</u>	<u>C.O. Section</u>
Res.		
10-R-07	Passed by voters 5-4-10	880.03, 880.06
10-05	9-7-10	Pt. 12, Appx. I
10-06	9-7-10	Pt. 12, Appx. I
10-07	9-7-10	1276.29
10-09	10-4-10	1276.34
10-10	10-4-10	1256.09, 1258.09, 1264.09, 1273.05
10-12	10-4-10	220.01
10-13	10-18-10	618.01
10-15	12-7-10	1044.06

Section 2. The following sections of the Codified Ordinances are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

434.01, 436.01, 436.071, 436.072, 436.074, 436.11, 436.12, 608.19, 612.07, 618.01, 630.01, 630.02, 630.06, 630.10, 636.05, 636.16, 636.18, 636.22, 636.23, 642.03, 672.06, 698.02

Section 3. All ordinances and resolutions or parts thereof that are in conflict or inconsistent with any provision of the new matter adopted in Section 2 of this ordinance are hereby repealed as of the effective date of this ordinance except as follows:

- (a) The enactment of such sections 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, nor 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, 2010.

Section 4. Pursuant to Section 4-6 of the City Charter and Ohio R.C. 731.23, the Clerk of Council shall publish this ordinance at least once within ten days after its final passage or adoption, together with a summary of the new matter contained in the 2011 Replacement Pages hereby adopted, a copy of which Summary of New Matter is attached hereto as Exhibit A.

Section 5. This ordinance shall take full force and effect from and after the earliest period allowed by law.

Passed this 7th day of March 2011.

APPROVED:

William M. Loy, Mayor

ATTEST:

Robert L. Anderson
Clerk of Council

EXHIBIT A

SUMMARY OF NEW MATTER CONTAINED IN THE 2011 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF VANDALIA, OHIO

New matter in the Codified Ordinances of Vandalia, Ohio, as contained in the 2011 Replacement Pages therefore, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
434.01	Driving or physical control of vehicle while under the influence of alcohol or drugs.
436.01	Driver's or commercial driver's license required.
436.071	Driving under suspension or in violation of license restriction.
436.072	Operating motor vehicle without valid license.
436.074	Driving under financial responsibility law suspension or cancellation.
436.11	Stopping after accident upon streets; collision with unattended vehicle.
436.12	Stopping after accident upon property other than streets.
608.19	Misuse of 9-1-1 system.
612.07	Open container prohibited.
618.01	Dogs and other animals running at large; dangerous and vicious dogs. (Correction)
630.01	Definitions relating to gambling.
630.02	Gambling in general.
630.06	Responsibility of charitable organization conducting bingo game.
630.10	Prohibitions where instant bingo game is conducted.
636.05	Violating a protection order, consent agreement, anti-stalking protection order or order issued by a court of another state.
636.16	Threatening or harassing telecommunications.
636.18	Domestic violence.
636.22	Failing to provide for a functionally impaired person. (Correction)
636.23	Unlawful collection of bodily substances.
642.03	Unauthorized use of property.
672.06	Prosecutions for theft of utilities.
698.02	Penalties for misdemeanor.