

CITY OF VANDALIA
MONTGOMERY COUNTY, OHIO

ORDINANCE NO. 12-05

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND A RESOLUTION 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, 2010) 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. 11-R-13	2-22-11	234.09
11-02	2-22-11	Pt. 12, Appx. I
11-05	4-18-11	1276.11
11-06	4-18-11	1282.08
11-14	9-6-11	1271.01, 1271.05, 1271.08, 1271.09, 1281.08 to 1281.10
11-15	9-6-11	824.01 to 824.14, 824.99
11-17	10-3-11	Pt. 12, Title 6, App. II
Res. 11-R-45	10-3-11	Ch. 254, Ed. Note
11-18	11-21-11	1476.01 to 1476.06

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, 436.06, 436.071 to 436.075, 436.11 to 436.13, 438.22, 444.02, 452.04 to 452.06, 606.01, 606.02, 608.01, 608.16, 608.17, 612.07, 618.01, 624.01, 624.02, 624.03, 630.01, 630.05, 636.08, 636.11, 636.16, 642.01, 642.03, 642.06, 648.07, 648.08, 660.03, 660.06, 672.01 to 672.03, 672.09, 672.10, 672.15, 672.16, 672.18 to 672.23, 678.04, 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are in conflict or inconsistent with any provision of the new matter adopted in Section 2 of this ordinance are hereby repealed as of the effective date of this ordinance except as follows: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 therefore. 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, 2011.

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 2012 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 21st day of February, 2012.

APPROVED:

Arlene J. Setzer, Mayor

ATTEST:

Robert L. Anderson
Clerk of Council

EXHIBIT A

SUMMARY OF NEW MATTER CONTAINED IN THE 2012 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF VANDALIA, OHIO

New matter in the Codified Ordinances of Vandalia, Ohio, as contained in the 2012 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.
436.06	Display of license.
436.071	Driving under suspension or in violation of license restriction; driving under suspension for failure to appear in court, failure to pay a fine or failure to pay child support.
436.072	Operating motor vehicle or motorcycle without valid license.
436.073	Driving under O.V.I. suspension.
436.074	Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.
436.075	Failure to reinstate license.
436.11	Stopping after accident upon streets; collision with unattended vehicle.
436.12	Stopping after accident upon property other than streets.
436.13	Vehicle accident resulting in damage to realty.
438.22	Windshield required; sign or poster upon windshield; windshield wiper.
444.02	Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
452.04	Manner of parallel and angle parking; handicapped persons.
452.05	Willfully leaving vehicles on private or public property.
452.06	Parking prohibitions on private property; private tow-away zones.
606.01	Definitions relating to general offenses
606.02	Classification of offenses.
612.07	Open container prohibited.
618.01	Dogs and other animals running at large; dangerous and vicious dogs.
624.01	Definitions relating to drugs.
624.02	Trafficking in controlled substances; gift of marihuana.
624.04	Drug possession offenses.
630.01	Definitions relating to gambling.
630.05	Cheating.
636.11	Nonsupport of dependents.
636.16	Threatening or harassing telecommunications.
636.08	Failure to perform viability testing.
642.01	Definitions relating to property offenses.
642.03	Unauthorized use of property.

<u>Section</u>	<u>New or amended matter regarding:</u>
642.06	Arson.
648.07	Inducing panic.
648.08	Making false alarms.
608.01	Falsification.
608.16	Disposition of unclaimed or forfeited property held by Police Department.
608.17	Detention of shoplifters and those committing motion picture piracy; protection of institutional property.
660.03	Littering.
660.06	Abandoned refrigerators and airtight containers.
672.01	Theft.
672.02	Receiving stolen property.
672.03	Determining property value in theft offense.
672.09	Passing bad checks.
672.10	Misuse of credit cards.
672.19	Criminal simulation.
672.15	Tampering with records.
672.16	Securing writings by deception.
672.18	Defrauding creditors.
672.20	Insurance fraud.
672.21	Workers' compensation fraud.
672.22	Medicaid fraud.
672.23	Diminishing or interfering with forfeitable property.
678.04	Improperly handling firearms in a motor vehicle.
698.02	Penalties for misdemeanor.