

ORDINANCE NO. 2019-73

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

**AN EMERGENCY ORDINANCE APPROVING THE  
EDITING AND INCLUSION OF CERTAIN ORDINANCES  
AS PART OF THE VARIOUS COMPONENT CODES OF  
THE CODIFIED ORDINANCES OF THE VILLAGE OF  
OAKWOOD**

**WHEREAS**, various ordinances of a general and permanent nature have been passed which should be included in the Codified Ordinances of Oakwood, Ohio; and

**WHEREAS**, numerous sections in the Traffic and General Offenses Codes need to be updated to reflect legislation enacted by the Ohio General Assembly;

**WHEREAS**, Council has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision of the Codified Ordinances;

**WHEREAS**, the codification of such ordinances, together with the new matter to be adopted, the matters to be amended and those to be replaced are before Council;

**NOW THEREFORE, BE IT ORDAINED** by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

**SECTION 1.** The editing, arrangement and numbering or renumbering of the following ordinances or parts of ordinances are hereby approved as parts of the various component codes of the Codified Ordinances of Oakwood, Ohio, so as to conform to the classification and numbering system of the Codified Ordinances, to-wit:

<b><u>Ordinance No.</u></b>	<b><u>Date</u></b>	<b><u>Codified Ordinance Section</u></b>
2019-16	4-9-19	133.07
2019-34	Passed by voters 11-5-18	1169.03(b)(3)H., 1173.02(a)(4), 1173.03(a)(4), 1175.01(48)
2019-42	6-25-19	122.01, 505.16, 505.161, 505.17
2019-44	7-30-19	140.07
2019-45	7-9-19	551.01, 551.02
2019-49	7-30-19	751.01 to 751.03, 751.05 to 751.07, 751.99; Repeals 751.04

**SECTION 2.** The following sections of the Traffic and General Offenses Codes, as amended are hereby approved and adopted as amended or enacted so as to conform to enactment of the Ohio General Assembly:

### Traffic Code

301.04 Bicycle, Motorized Bicycle, Moped, Electric Bicycle. (Amended)  
301.20 Motor Vehicle. (Amended)  
301.251 Predicate Motor Vehicle Offense. (Amended)  
301.361 Shared-Use Path. (Amended)  
301.51 Vehicle. (Amended)  
303.06 Freeway Use Restricted. (Amended)  
313.09 Driver's Duties Upon Approaching Ambiguous Traffic Signal. (Amended)  
331.03 Overtaking, Passing to Left; Driver's Duties. (Amended)  
331.14 Signals Before Changing Course, Turning or Stopping. (Amended)  
331.15 Hand and Arm Signals. (Amended)  
331.37 Driving Upon Sidewalks, Street Lawns or Curbs. (Amended)  
333.03 Maximum Speed Limits. (Amended)  
337.27 Drivers and Passengers Required to Wear Seat Belts. (Amended)  
341.03 Prerequisites to Operation of a Commercial Motor Vehicle. (Amended)  
373.01 Code Application to Bicycles. (Amended)  
373.02 Riding Upon Seats. (Amended)  
373.03 Attaching Bicycle to Vehicle. (Amended)  
373.04 Riding Bicycles and Motorcycles Abreast. (Amended)  
373.05 Signal Device on Bicycle. (Amended)  
373.06 Lights and Reflector on Bicycle. (Amended)  
373.07 Riding Bicycle on Right Side of Roadway. (Amended)  
373.08 Reckless Operation. (Amended)  
373.09 Parking of Bicycle. (Amended)  
373.10 Motorized Bicycle Operation. (Amended)  
373.13 Electric Bicycles. (Added)

### General Offenses Code

509.03 Disorderly Conduct. (Amended)  
513.01 Drug Abuse Control Definitions. (Amended)  
513.03 Drug Abuse; Controlled Substance Use. (Amended)  
529.07 Open Container Prohibited. (Amended)  
533.04 Sexual Imposition. (Amended)  
533.07 Public Indecency. (Amended)  
533.19 Dissemination of Private Sexual Images. (Added)  
537.16 Illegal Distribution of Cigarettes, Other Tobacco Products, or  
Alternate Nicotine Products. (Amended)  
549.01 Weapons Definitions. (Amended)  
549.06 Unlawful Transactions in Weapons. (Amended)

**SECTION 3.** Pursuant to Charter Sections 7.13 and 7.14, the Clerk of Council shall post copies of the 2019 Replacement Pages along with a copy of this Ordinance in the Council Chambers and in the five public places as provided by Section 113.01 of the Codified Ordinances.



**SECTION 4.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that the same relates to the daily operation of a municipal department, therefore, provided it receives two-thirds ( $\frac{2}{3}$ ) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: December 3, 2019

Debra Hladky  
Clerk of Council

John H. Worrison  
President of Council

Presented to the Mayor December 4, 2019

Approved: December 4, 2019  
Gary C. Kosch  
MAYOR

I, Debra L. Hladky, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2019-73 was duly and regularly passed by this Council at the meeting held on the 3 day of December 2019.

Debra Hladky  
Clerk of Council

#### POSTING CERTIFICATE

I, Debra L. Hladky, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that Ordinance No. 2019-73 was duly posted on the 3 day of December 2019 and will remain posted for a period of fifteen (15) days thereafter in the Council Chambers and in not less than (5) of the most public places in the municipality as determined by the Council of the said Village.

Debra Hladky  
Clerk of Council

DATED: December 4, 2019

# THE WALTER H. DRANE COMPANY

Municipal Codes  
One West Fourth Street  
3rd Floor  
Cincinnati, Ohio 45202

*Phone (216) 514-1022*

*E-Mail: whdrane1@aol.com*

*Fax (216) 514-4740*

*Web Site: www.walterdrane.com*

Village of Oakwood  
Debra Hladky, Clerk of Council  
24800 Broadway Ave.  
Oakwood, OH 44146

DATE November 21, 2019

P.O.

CONTRACT

INVOICE NO. 900961

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Oakwood, OH Code of Ordinances	0.00
Editorial	700.00
117 Changed Pages @ \$22.00	2,574.00
67 Photo Pages @ \$10.00	670.00
Updating Internet	402.50
Shipping and Handling	14.46

Total	<hr/> \$4,360.96
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Payments/Credits	\$0.00
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Balance Due	<hr/> \$4,360.96
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