

# City of Willoughby Hills

## **ORDINANCE NO. 2016-45**

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### **AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the Ohio Constitution requires that Ohio municipal ordinances comply with State law if they are an exercise of the Municipality's police powers; 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 COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:***

**SECTION 1.** The editing, arrangement and numbering of those ordinances and resolutions enacted by Council from May 1, 2015 to August 15, 2016 as listed in the Comparative Section Table, are hereby approved and adopted as printed in the 2016 Replacement Pages to the Codified Ordinances so as to achieve uniformity of style and classification. A copy of 2016 Replacement Pages for the Codified Ordinances is on file in the office of the Clerk of Council and is incorporated herein by reference.

**SECTION 2.** The following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

### **Traffic Code**

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| 301.19  | Motorcycle. (Amended)  |
| 303.081 | Impounding Vehicles on Private Residential Property. (Amended)     |
| 303.082 | Tow Away Zones. (Amended)  |
| 335.021 | Ohio Driver's License Required for In State Residents. (Added)     |
| 335.031 | Driving With Probationary License; Curfew. (Amended)               |
| 335.09  | Display of License Plates. (Amended)                               |
| 335.10  | Expired or Unlawful License Plates. (Amended)                      |
| 335.111 | Registration Within Thirty Days of Residency. (Added)              |
| 335.12  | Stopping After Accident Upon Streets. (Amended)                    |
| 335.13  | Stopping After Accident Upon Property Other Than Street. (Amended) |
| 341.01  | Definitions. (Amended)   |
| 341.03  | Prerequisites to Operation of a Commercial Vehicle. (Amended)      |
| 341.05  | Criminal Offenses. (Amended)                                       |
| 341.06  | Employment of Drivers of Commercial Vehicles. (Amended)            |
| 351.04  | Parking Near Curb; Handicapped Parking. (Amended)                  |
| 373.02  | Riding Upon Seats; Handle Bars; Helmets and Glasses. (Amended)     |

**General Offense Code**

- 505.061 Cruelty to Companion Animals. (Amended)
- 513.01 Drug Abuse Definitions. (Amended)
- 513.03 Drug Abuse; Controlled Substance Possession or Use. (Amended)
- 525.15 Assaulting Police Dog or Horse or an Assistance Dog. (Amended)
- 529.01 Liquor Control Definitions. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 537.051 Menacing by Stalking. (Amended)
- 537.10 Telecommunications Harassment. (Amended)

**SECTION 3.** The complete text of the sections listed above are set forth in full in the current replacement pages to the Codified 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.** The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 5.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills insofar as it provides for the usual daily operation of the Police Department, and further reason being that there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the Municipality, so as to facilitate administration, daily operation and avoid practical and legal entanglements, including conflict with general State law, and shall go into effect immediately; wherefore, this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED October 27, 2016

Nancy E. Fellows  
Nancy E. Fellows  
President of Council

Submitted to the Mayor for his approval  
on this 27 day of October, 2016

Approved by the Mayor

October 27, 2016

ATTEST:

Victoria Ann Savage  
Victoria Ann Savage, CMC  
Clerk of Council

Robert M Weger  
Robert M Weger  
Mayor