

**ORDINANCE NO. O-2009-16**

**AN ORDINANCE APPROVING THE RECODIFICATION, EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF WINDHAM, OHIO.**

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

WHEREAS, numerous sections in the Traffic and General Offenses Codes need to be amended or enacted so as to conform to State law;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WINDHAM, OHIO:

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

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2008-2	3-20-08	155.15
2008-4	3-20-08	921.01
2008-5	3-20-08	923.03(c)
2008-6	5-27-08	1341.08(c)
2008-9	6-24-08	181.01(a), repeals 181.10(d)(2)
2008-10	4-22-08	729.01
2008-13	5-27-08	155.05
2008-25	1-27-09	155.051
2008-29	12-23-08	155.07(b), 155.15
2008-30	2-24-09	155.16
2008-31	2-24-09	155.05(a)
2008-33	12-23-08	921.01(a)(5)
2008-34	12-23-08	923.03(a)(4)
2009-2	1-27-09	927.04(c)
2009-3	1-27-09	Repeals 927.05
2009-6	2-24-09	Repeals 155.06

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 enactments of the Ohio General Assembly:

Traffic Code

- 333.01 Driving or Physical Control While Under the Influence. (Amended)
- 335.05 Wrongful Entrustment of a Motor Vehicle. (Amended)
- 335.072 Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
- 337.26 Child Restraint System Usage. (Amended)
- 339.11 Use of Studded Tires and Chains. (Amended)
- 373.02 Riding Upon Bicycle and Motorcycle Seats. (Amended)

General Offenses Code

- 509.06 Inducing Panic. (Amended)
- 513.01 Drug Abuse Control Definitions. (Amended)

- 513.03 Controlled Substance Possession or Use. (Amended)
- 525.02 Falsification. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 549.01 Weapons and Explosives Definitions. (Amended)
- 549.02 Carrying Concealed Weapons. (Amended)
- 549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)

Section 3. The complete text of the Traffic and General Offenses Code sections listed above are set forth in full in the 2009 replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption 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 the 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 that resulted in such formal actions were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL this 27<sup>th</sup> day of May, 2009.

Vote of Council: Ayes: Mr. Snyder, Mrs. Barrett, Mrs. Meszaros, Mrs. Rininger, Mr. Slusher  
Nays: None.

APPROVED

ATTEST:

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Mayor

\_\_\_\_\_  
Clerk