

ORDINANCE NO O-2009-15

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>
0-2006-12	5-15-06	1305.01
0-2006-15	7-17-06	927.07 Repealed
0-2006-18	8-21-06	181.16(a)
0-2006-19	9-18-06	549.09
0-2006-21	11-20-06	121.01
0-2007-3	2-20-07	513.15
0-2007-4	2-20-07	513.14
0-2007-5	5-15-07	155.11
0-2007-8	7-17-07	181.091(e)
0-2007-13	10-16-07	1341.09(d)
0-2007-14	11-20-07	1341.12(b)(1)
0-2007-15	11-20-07	1341.03(d)(3)
0-2007-17	2-26-08	157.01
0-2007-18	2-26-08	549.09(b)

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

- 301.20 Definition of Motor Vehicle. (Amended)
- 331.01 Driving Upon Right Side of Roadway. (Amended)
- 331.07 Hazardous or No Passing Zones. (Amended)
- 331.14 Signals Before Changing Course. (Amended)
- 333.01 Driving or Physical Control While Under the Influence. (Amended)
- 333.08 Operation Without Reasonable Control. (Amended)
- 335.03 Driving With Temporary Instruction Permit. (Amended)
- 335.031 Driving With Probationary License. (Amended)
- 337.10 Lights on Slow-Moving Vehicles. (Amended)
- 337.18 Motor Vehicle and Motorcycle Brakes. (Amended)
- 337.26 Child Restraint System Usage. (Amended)
- 339.03 Maximum Width, Height and Length. (Amended)
- 339.05 Wheel Protectors. (Amended)
- 373.01 Code Application to Bicycles. (Amended)
- 373.02 Riding Upon Bicycle and Motorcycle Seats. (Amended)

- 373.05 Signal Device On a Bicycle. (Amended)
- 373.06 Lights and Reflector on Bicycle. (Amended)
- 373.07 Riding Bicycle on Right Side of Roadway. (Amended)

General Offenses Code

- 501.01 Definitions. (Amended)
- 513.12 Drug Paraphernalia. (Amended)
- 513.16 Offender May Be Required to Pay Costs For Controlled Substance Tests.
(Added)
- 525.02 Falsification. (Amended)
- 525.03 Impersonation of Peace Officer. (Amended)
- 525.10 Having an Unlawful Interest in a Public Contract. (Amended)
- 529.02 Sales to and Use by Underage Persons. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 533.01 Obscenity and Sexual Offenses' Definitions. (Amended)
- 533.07 Public Indecency. (Amended)
- 537.02 Vehicular Homicide and Manslaughter. (Amended)
- 537.03 Assault. (Amended)
- 537.051 Menacing by Stalking. (Amended)
- 537.08 Unlawful Restraint. (Amended)
- 537.16 Illegal Distribution of Cigarettes. (Amended)
- 537.17 Criminal Child Enticement. (Amended)
- 549.02 Carrying Concealed Weapons. (Amended)
- 549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)
- 549.11 Defacing Identification Marks of a Firearm, or Possessing a Defaced Firearm.
(Added)

Section 3. The complete text of the Traffic and General Offenses Code sections listed above are set forth in full in the 2008 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 27th day of May 2009.

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

APPROVED

ATTEST:

Mayor

Clerk