

ORDINANCE NO. 05-02 AC CMS

AN ORDINANCE TO APPROVE AND ADOPT THE CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; 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 presently before Council:

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That the ordinances of the City of Oberlin, Ohio, of a general and permanent nature, as revised, re-codified, rearranged and consolidated into component codes, titles, chapters and sections within the 2005 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION 2. That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law: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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| 301.201 | Operate Defined. (Amended) |
| 303.08 | Impounding of Vehicles; Redemption. (Amended) |
| 333.01 | Driving or Physical Control While Under the Influence. (Amended) |
| 333.02 | Operation in Willful or Wanton Disregard of Safety. (Amended) |
| 333.07 | Street Racing Prohibited. (Amended) |
| 335.01 | Driver's License or Commercial Driver's License Required.
(Amended) |
| 335.03 | Driving With Temporary Instruction Permit; Curfew. (Amended) |
| 337.28 | Use of Sunscreening, Nontransparent and Reflectorized Materials.
(Amended) |

General Offenses Code

501.04	Rules of Construction. (Amended)
501.99	Penalties for Misdemeanors. (Amended)
509.02	Failure to Disperse. (Amended)
509.05	Misconduct at an Emergency. (Amended)
513.01	Drug Abuse Definitions. (Amended)
513.02	Gift of Marihuana. (Amended)
513.03	Drug Abuse; Controlled Substance Possession or Use. (Amended)
513.04	Possessing Drug Abuse Instruments. (Amended)
513.05	Permitting Drug Abuse. (Amended)
513.06	Illegal Cultivation of Marihuana. (Amended)
513.07	Possessing or Using Harmful Intoxicants. (Amended)
513.08	Illegally Dispensing Drug Samples. (Amended)
513.12	Drug Paraphernalia. (Amended)
517.01	Gambling Definitions. (Amended)
517.06	Methods of Conducting a Bingo Game. (Amended)
517.08	Raffles. (Added)
517.09	Charitable Instant Bingo Organizations. (Added)
517.14	Instant Bingo Conduct by a Veteran's or Fraternal Organization. (Added)
529.02	Purchase by Minor. (Amended)
529.03	Sales to Intoxicated Persons. (Amended)
529.04	Liquor Consumption in Motor Vehicle. (Amended)
529.05	Permit Required. (Amended)
529.07	Open Container Prohibited. (Amended)
537.02	Vehicular Homicide and Manslaughter. (Amended)
537.021	Vehicular Assault in a Construction Zone. (Added)
541.04	Criminal Mischief. (Amended)
541.05	Criminal Trespass. (Amended)
549.01	Weapons and Explosives Definitions. (Amended)
549.02	Carrying Concealed Weapons. (Amended)
549.04	Improperly Handling Firearms in a Motor Vehicle. (Amended)
549.10	Possessing Replica Firearm in School. (Amended)

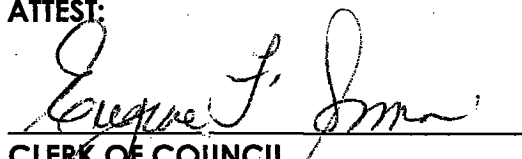
SECTION 3. The complete text of the sections of the Codified Ordinances listed above are set forth in full in the current Replacement Pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Any summary publication of this ordinance shall include a complete listing of 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 or relating to the adoption of this ordinance were adopted in any of its committees that resulted in such formal actions, were in meetings, open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. That this ordinance shall take effect at the earliest date allowed by law.

PASSED: 1st Reading – February 7, 2005 (E)
 2nd Reading -
 3rd Reading -

ATTEST:


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

POSTED: February 8, 2005

EFFECTIVE DATE: February 8, 2005

City of *Oberlin*

85 South Main Street, Oberlin, Ohio 44074
(440) 775-1531

MEMORANDUM

TO: Members of City Council
City Administration

FROM: Jean Simon, CMC – Clerk of Council 

DATE: February 2, 2005

RE: 2005 UPDATES TO YOUR CODIFIED ORDINANCES OF OBERLIN

Ordinance No. 05-02 AC CMS is presented for passage at your February 7, 2005 Council meeting. It is my hope that the Ordinance is passed on Emergency as these code were effective in 2004, but I have to wait until the end of the year to include all changes. The ordinances indicating the changes, as passed by Council during 2004, are then forwarded to the Walter H. Drane Company in Cleveland, Ohio for codification.

When Walter H. Drane Company forwards the completed updates back to me, they also include a CD-ROM with the changes on it. That CD-ROM is copied and sent to American Legal Publishing Company, Cincinnati, Ohio, who in turn ensures that the codes are placed on the Internet and linked to the City of Oberlin website www.cityofoberlin.com so the public can access our codes about the same time we are making those changes internally. Another disc is given to the Tech person, Dawn Ferritto, at the City of Oberlin to ensure that the codes are updated on the City's internal network system.

Attached are your Instructions (green sheets) for Inserting 2005 Replacement Pages for your Codified Ordinances of Oberlin Books (green cover) that should already be in your possession. You will notice at the bottom of these white pages the words "2005 Replacement".

Thank you for your consideration.

/js

cc: Department Heads

"Ohio's Best College Town"

—OHIO Magazine