

SPONSOR: Adams/Wiggins

ORDINANCE NO. 64-08

AN ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES THERETO AND DECLARING AN EMERGENCY.

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 Walter H. Drane Company has prepared a supplement containing such amendments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

Section One. That, in accordance with Ohio R.C. Section 731.23, the ordinances of the City of Jackson, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2008 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

Section Two. That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law: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

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)
333.04	Stopping Vehicle; Slow Speed. (Amended)
333.08	Operation Without Reasonable Control. (Amended)
335.03	Driving With Temporary Instruction Permit. (Amended)
335.031	Driving With Probationary License. (Amended)
335.072	Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
337.10	Lights on Slow Moving Vehicles. (Amended)
337.18	Motor Vehicle and Motorcycle Brakes. (Amended)
337.26	Child Restraint System Usage. (Amended)
337.29	Bumper Heights. (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)
501.06	Limitation on Criminal Prosecution. (Amended)
509.06	Inducing Panic. (Amended)
513.12	Drug Paraphernalia. (Amended)
513.14	Offender May be Required to Pay Costs for Controlled Substance Tests. (Added)
517.01	Gambling Definitions. (Amended)
517.15	Skill-Based Amusement Machines. (Added)
525.02	Falsification. (Amended)
525.03	Impersonation of Peace Officer. (Amended)
525.10	Having an Unlawful Interest in a Public Contract. (Amended)
525.16	Assaulting Police Dog or Horse or an Assistance Dog. (Amended)
525.18	Refusal to Disclose Personal Information in Public Place. (Added)
529.02	Sales to and Use by Underage Persons. (Amended)
529.07	Open Container Prohibited. (Amended)
529.08	Hours of Sale or Consumption. (Amended)
533.01	Obscenity and Sexual Offenses' Definitions. (Amended)
533.06	Voyeurism. (Amended)
533.07	Public Indecency. (Amended)
537.02	Vehicular Homicide and Manslaughter. (Amended)
537.03	Assault. (Amended)
537.051	Menacing by Stalking. (Amended)
537.07	Endangering Children. (Amended)
537.08	Unlawful Restraint. (Amended)
537.16	Illegal Distribution of Cigarettes. (Amended)
537.17	Criminal Child Enticement. (Amended)
545.01	Theft and Fraud Definitions. (Amended)
545.05	Petty Theft. (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 Three. That the complete text of the sections of the Codified Ordinances listed above are set forth in the current replacement pages to the Codified Ordinances, a complete copy of which is attached to this Ordinance as Exhibit "A", and made a part hereof.

Section Four. This Ordinance is hereby declared to be an emergency Ordinance, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, in that it is necessary to adopt these replacement pages as soon as possible in order to keep the City's Codified Ordinances up to date and in compliance with changes in the Ohio Revised Code. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

Section Five. In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

Section Six.

In is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Date: 7/14/08

Ronald Stace
PRESIDENT OF COUNCIL

Dea Brown
CLERK OF COUNCIL

Approved:

Date: 7/15/08

Randy R. Heath
MAYOR

SPONSOR: Adams/Elliott

ORDINANCE NO. 63-08

AN ORDINANCE TRANSFERRING APPROPRIATIONS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

Section One. City appropriations are hereby transferred as follows:

FROM	AMOUNT	TO	AMOUNT
GENERAL FUND 110-7750-56001	(\$ 2,800.00) (Transfer Out)	CATCH PROGRAM FUND 231-0900-40910	\$ 2,800.00 (Transfer In)
WATER FUND 701-7510-56001	(\$ 30,000.00) (Transfer Out)	WATER FUND 702-0900-40910	\$ 30,000.00 (Transfer In)

Section Two. This Ordinance is hereby declared to be an emergency Ordinance, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, in that it is necessary to transfer these appropriations as soon as possible in order that the respective programs can be funded for 2008 to comply with budgetary regulations. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

Section Three. In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

Section Four. In is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Date: 7-14-08

Patricia B. Beckwith
PRESIDENT OF COUNCIL

Ann Brown
CLERK OF COUNCIL

Approved:

Date: 7-15-08

Randy R. Herold
MAYOR