

SPONSOR Peters / Elliott

ORDINANCE NO. 48-23

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. 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 April 2023 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 That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law: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

- 303.081 Impounding Vehicles on Private Residential or Agricultural Property. (Amended)
- 303.082 Private Tow-Away Zones. (Amended)
- 303.083 Impounding Vehicles on Public Property. (Amended)
- 303.09 Leaving Junk and Other Vehicles on Private or Public Property Without Permission or Notification. (Amended)
- 303.991 Committing an Offense While Distracted Penalty. (Amended)
- 331.35 Occupying Travel Trailer, Fifth Wheel Vehicle or Manufactured or Mobile Home While in Motion. (Amended)
- 333.01 OVI; Willful Misconduct; Speed. (Amended)
- 333.03 Maximum Speed Limits; Assured Clear Distance Ahead. (Amended)
- 333.11 Electronic Wireless Communication Device Use Prohibited While Driving. (Amended)
- 335.07 Driving Under Suspension or License Restriction. (Amended)
- 335.071 Driving Under OVI Suspension. (Amended)
- 335.072 Driving Under Financial Responsibility Law Suspension or Cancellation; Driving Under a Nonpayment of Judgment Suspension. (Amended)
- 335.073 Driving Without Complying With License Reinstatement Requirements. (Amended)

Traffic Code (Cont.)

- 335.074 Driving Under License Forfeiture or Child Support Suspension.  
(Amended)  
337.22 Windshield and Windshield Wiper; Sign or Poster Thereon. (Amended)  
341.01 Commercial Drivers Definitions. (Amended)  
351.18 Parking Near Curb; Handicapped Locations on Public and Private Lots  
and Garages. (Amended)

General Offenses Code

- 501.01 General Provisions and Penalty Definitions. (Amended)  
501.99 Penalties for Misdemeanors. (Amended)  
505.071 Cruelty to Companion Animals. (Amended)  
505.12 Coloring Rabbits or Baby Poultry; Sale or Display of Poultry. (Amended)  
509.04 Disturbing a Lawful Meeting. (Amended)  
509.16 Impeding Public Passage of an Emergency Service Responder. (Added)  
513.01 Drug Abuse Control Definitions. (Amended)  
513.03 Drug Abuse; Controlled Substance Possession or Use. (Amended)  
513.04 Possessing Drug Abuse Instruments. (Amended)  
513.12 Drug Paraphernalia. (Amended)  
513.121 Marihuana Drug Paraphernalia. (Amended)  
517.08 Raffles. (Amended)  
521.12 Spreading Contagion. (Added)  
525.05 Failure to Report a Crime, Injury or Knowledge of Death. (Amended)  
525.16 Assaulting Police Dog or Horse or an Assistance Dog. (Amended)  
529.07 Open Container Prohibited. (Amended)  
533.01 Obscenity and Sex Offenses Definitions. (Amended)  
533.06 Voyeurism. (Amended)  
533.08 Procuring; Engagement in Sexual Activity for Hire. (Amended)  
537.03 Assault. (Amended)  
537.06 Menacing. (Amended)  
537.07 Endangering Children. (Amended)  
537.15 Temporary Protection Order. (Amended)  
545.05 Misdemeanor Theft. (Amended)  
549.02 Carrying Concealed Weapons. (Amended)  
549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)

Section Three. That 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 Four. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety and for the further reason that there exists an imperative necessity for the earliest publication and distribution of the current replacement pages to the officials and residents of the City, so as to facilitate administration, daily operation and avoid practical and legal entanglements. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor.

Section Five. In the event that the Ordinance receives 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.

PASSED AND ADOPTED by the City Council of the City of Jackson, Ohio on this 28<sup>th</sup> day of August 2023.

David D. Jahn  
President of Council

ATTEST:  
Amie Kuhn  
Clerk of Council

Approved this 28<sup>th</sup> day of August, 2023

Ronnyman  
Mayor

