



City of Powell, Ohio

ORDINANCE 2007-05

Adopted February 12, 2007

AN ORDINANCE TO APPROVE THE 2007 REPLACEMENT PAGES TO THE POWELL CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Constitution requires that Ohio municipal ordinances regarding traffic and criminal offenses substantially conform to State law; and

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law; 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 before Council,

NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section 1: That the ordinances of the City of Powell, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2007 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Section 2: That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to substantially conform to current State law.

Traffic Code

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| 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) |
| 337.29 | Bumper Heights. (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 Code

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| 501.06 | Limitations of Criminal Prosecution. (Amended) |
| 513.01 | Definitions. (Amended) |
| 513.03 | Drug Abuse; Controlled Substance Possession or Use. (Amended) |
| 513.04 | Possessing Drug Abuse Instruments. (Amended) |
| 513.08 | Illegally Dispensing Drug Samples. (Amended) |
| 513.12 | Drug Paraphernalia. (Amended) |
| 513.14 | Offender May Be Required to Pay Costs For Controlled Substance Tests. (Added) |
| 525.15 | Assaulting Police Dog or Horse or an Assistance Dog. (Amended) |
| 525.17 | 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 Sex Offense Definitions. (Amended)
- 533.06 Voyeurism. (Amended)
- 537.07 Endangering Children. (Amended)
- 541.11 Trespass on a Place of Public Entertainment. (Added)
- 545.01 Theft and Fraud Definitions. (Amended)
- 545.05 Petty Theft. (Amended)
- 549.11 Defacing Identification Marks of a Firearm, or Possessing a Defaced Firearm. (Added)

Section 3: That the complete text of the sections 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. The listing above 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 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 which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 5: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the City and its inhabitants for the reason that there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the City, so as to facilitate administration, daily operation and avoid practical and legal entanglements, including conflict with general State law; wherefore, this ordinance shall take effect and be in force from and after its passage.

VOTE ON RULE SUSPENSION: Y 7 N 0

VOTE ON ORDINANCE 2007-05: Y 6 N 1 (Cline)

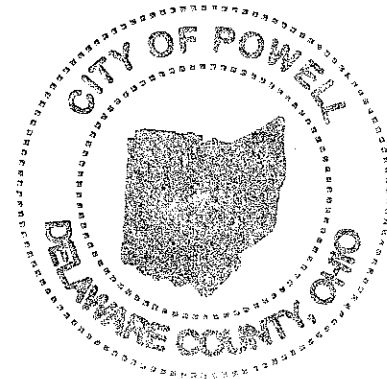
Don Grubbs 2-19-07
 Don Grubbs Date
 Mayor

Susie Ross 2/19/07
 Susie Ross Date
 City Clerk

EFFECTIVE DATE: February 13, 2007

This legislation has been posted in accordance with the City Charter on this date 2/21/07.

Sue D. Ross
 Clerk of Council



City Council

Don Grubbs, Mayor

Richard Cline Tom Counts Elmer Meider Bill Morton Art Schultz Dan Wiencek