

ORDINANCE NO. 2019 - 15

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; APPROVING, ADOPTING AND ENACTING NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

WHEEREAS, American Legal Publishing has completed its annual updating and revision of the Codified Ordinances of the City of Willowick; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council since the date of the last updating and revision of the Codified Ordinances (February 6, 2018) and have been included in the Codified Ordinances of the City of Willowick; and

WHEREAS, certain changes were made in the Codified Ordinances to bring City law into conformity with State law;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOWICK, LAKE COUNTY, STATE OF OHIO:

SECTION 1. That the 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 the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2018-13	4-3-18	922.06
2018-20	8-7-18	1173.08, 1173.09
2018-40	11-20-18	1163.07, 1163.09
2019-4	2-19-19	719.01

SECTION 2. That the following sections and subsections of the Codified Ordinances are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

301.52, 303.06, 303.99, 313.01, 331.01, 331.02, 331.03, 331.04, 331.05, 331.06, 331.07, 331.08, 331.09, 331.10, 331.12, 331.13, 331.14, 331.15, 331.16, 331.165, 331.17, 331.18, 331.19, 331.20, 331.215, 331.22, 331.23, 331.24, 331.26, 331.28, 331.29, 331.30, 331.31, 331.33, 331.37, 331.41, 331.45, 331.46, 333.03, 333.035, 333.04, 333.05, 337.16, 371.01, 371.02, 371.07, 373.02, 373.03, 373.04, 375.08, 505.07, 513.01, 513.02, 513.025, 513.03, 513.05, 513.08, 513.13, 537.10, 545.08, 545.10, 549.04, 549.19

SECTION 3. That all ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter adopted in Section 2 of this ordinance are hereby repealed as of the effective date of this ordinance, except as follows:

- (a) The enactment of such sections and subsections shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and recodification.
- (b) The repeal provided above shall not affect any legislation enacted subsequent to February 19, 2019.

SECTION 4. That pursuant to Section 3.14 of the City Charter, Section 123.03 of the Codified Ordinances and R.C. § 731.23, the Clerk of Council shall post, in the five public places set forth in Section 123.03, for not less than fifteen days, as required by Section 3.14 of the City Charter, a notice of the enactment of this ordinance, containing the title of this ordinance, together with a summary of the new matter contained in the 2019 Replacement Pages for the Codified Ordinances hereby adopted, a copy of which summary is attached hereto as Exhibit A.

SECTION 5. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, welfare and dignity of the residents of the City of Willowick and therefore shall be in full force and take effect immediately upon its passage by Council and its approval by the Mayor, or at the earliest period allowed by law

Adopted by Council: 5/7/19


Robert Patton, Council President

Attest: MAY 07 2019
Clerk of Council

Approved by Mayor: 5/7/2019



Richard J. Regovich, Mayor

EXHIBIT A

SUMMARY OF NEW MATTER CONTAINED IN THE 2019 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF WILLOWICK, OHIO

New matter in the Codified Ordinances of Willowick, Ohio, as contained in the 2019 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
301.52	Definition of "waste collection vehicle".
303.06	Freeway use prohibited by pedestrians, bicycles and animals.
303.99	Traffic Code misdemeanor classifications and penalties; suspension of driver's license.
313.01	Obedience to traffic control devices.
331.01	Driving upon right side of roadway; exceptions.
331.02	Passing to right when proceeding in opposite directions.
331.03	Overtaking, passing to left; driver's duties.
331.04	Overtaking, passing to right of vehicle.
331.05	Overtaking, passing to left of centerline.
331.06	Additional restrictions on driving upon left side of roadway.
331.07	Hazardous or no passing zones.
331.08	Driving in marked lanes or continuous lines of traffic.
331.09	Following too closely.
331.10	Turning at intersections.
331.12	"U" turns restricted.
331.13	Starting and backing vehicles.
331.14	Signals before changing course, turning or stopping.
331.15	Hand and arm signals.
331.16	Right-of-way at intersections.
331.165	Intersections at which traffic control signals fail or malfunction.
331.17	Right-of-way when turning left.
331.18	Operation of vehicle at yield signs.
331.19	Operation of vehicle at stop signs.
331.20	Emergency or public safety vehicles at stop signals or signs.
331.215	Driving while approaching stationary public safety vehicle and certain other vehicles with flashing lights.
331.22	Driving onto roadway from place other than roadway; duty to yield.
331.23	Driving onto roadway from place other than roadway; stopping at sidewalk.
331.24	Right-of-way of funeral procession.
331.26	Driving upon street posted as closed for repair.

<u>Section</u>	<u>New or amended matter regarding:</u>
331.28	Driving over fire hose.
331.29	Driving through safety zone.
331.30	One-way streets and rotary traffic islands. 331.31
	Driving upon divided roadways.
331.33	Obstructing intersection, crosswalk or grade crossing.
331.37	Driving upon sidewalks, street lawns or curbs.
331.41	Stopping at grade crossings.
331.45	Texting while driving prohibited.
331.46	Use of electronic wireless communication devices by minors or probationary drivers while driving prohibited.
333.03	Speed limits.
333.035	Speed limits on private roads and driveways.
333.04	Slow speed; posted minimum speeds.
333.05	Speed limitations over bridges.
337.16	Number of lights; limitations on flashing, oscillating or rotating lights.
371.01	Right-of-way in crosswalk.
371.02	Right-of-way of blind person.
371.07	Right-of-way on sidewalk
373.02	Riding upon seats; handle bars; helmets and glasses.
373.03	Attaching bicycle or sled to vehicle.
373.04	Riding bicycles and motorcycles abreast.
375.08	Registration of vehicles.
505.07	Cruelty to animals; cruelty to companion animals.
513.01	Definitions concerning drugs.
513.02	Trafficking in controlled substances; gift of marihuana.
513.025	Cultivation of marihuana.
513.03	Drug possession offenses; controlled substance possession of use.
513.05	Permitting drug abuse.
513.08	Illegal dispensing of drug samples.
513.13	Counterfeit controlled substances.
537.10	Telecommunication harassment.
545.08	Unauthorized use of property.
545.10	Misuse of credit cards.
549.04	Improperly handling firearms in a motor vehicle.
549.19	Concealed handgun licenses; possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.