

COUNCIL CHAMBER

City of Berea, Ohio

ORDINANCE No. 2015-50

By Richard T. Malott Sponsored By Mayor Cyril M. Kleem

AN ORDINANCE

REVISING THE CODIFIED ORDINANCES OF THE CITY OF BEREA BY ADOPTING CURRENT REPLACEMENT PAGES, 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 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 Berea, County of Cuyahoga, State of Ohio:

SECTION 1. That the Ordinances of the City of Berea, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2015 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 That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law: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

701.161	Highway Maintenance Vehicle.	(Added)
701.162	Highway Traffic Signal.	(Added)
703.04	Road Workers, Motor Vehicles and Equipment Excepted.	(Amended)
703.081	Impounding Vehicles on Private Residential Property.	(Amended)
703.082	Tow Away Zones.	(Amended)
731.45	Vehicular Operation on Street Closed Due to Rise in Water Level.	(Added)
733.031	Approaching a Stationary Public Safety, Emergency or Road Service Vehicle.	(Amended)
735.072	Driving Under Financial Responsibility Law Suspension or Cancellation.	(Amended)
735.074	Driving Under License Forfeiture or Child Support Suspension.	(Amended)
737.16	Number of Lights; Limitations on Flashing.	(Amended)
737.17	Focus and Aim of Headlights.	(Amended)

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General Offenses Code

901.07	Requirements for Criminal Liability	(Amended)
901.08	Culpable Mental States.	(Amended)
925.05	Failure to Report a Crime, Injury or Knowledge of Death.	(Amended)
933.09	Soliciting.	(Amended)
933.14	Unlawful Advertising of Massage.	(Added)
937.05	Aggravated Menacing.	(Amended)
937.051	Menacing by Stalking.	(Amended)
937.06	Menacing.	(Amended)
937.16	Illegal Distribution of Cigarettes, Other Tobacco Products or Alternate Nicotine Products.	(Amended)
945.01	Theft and Fraud Definitions.	(Amended)
945.02	Determining Property Value in Theft Offense.	(Amended)
945.05	Petty Theft.	(Amended)
945.15	Securing Writings by Deception.	(Amended)
949.01	Weapons Definitions.	(Amended)

Fire Prevention Code

1511.01	Open Burning Definitions.	(Amended)
1511.03	Open Burning in Restricted Areas.	(Amended)
1511.04	Permission to Individuals and Notification to the Ohio EPA.	(Amended)

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". Notice of adoption of each new section by reference to its title shall constitute sufficient publication of a new matter contained therein.

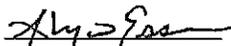
SECTION 4. That it is found a determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SECTION 5. 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 current replacement pages to the officials and residents of the City, so as to facilitate administration, daily operation and avoid practical and legal entanglements; wherefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

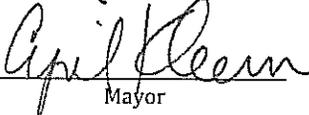
PASSED: June 15, 2015



President of Council

ATTEST: 
Clerk of Council

APPROVED: June 22, 2015



Mayor

Approved as to Form:



Director of Law