

ORDINANCE NO. 3282-23

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF McDONALD, OHIO, and declaring an emergency.

WHEREAS, various ordinances of a general and permanent nature have been passed which should be included in the Codified Ordinances of McDonald, Ohio; and

WHEREAS, numerous sections in the Traffic and General Offenses Codes need to be updated to reflect legislation enacted by the Ohio General Assembly;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF McDONALD, TRUMBULL COUNTY, STATE OF OHIO, TWO-THIRDS OF THE MEMBERS ELECTED THERETO CONCURRING;

SECTION I. That the editing, arrangement and numbering or renumbering of the ordinances and parts of ordinances of the Village of McDonald are hereby approved as parts of the various component codes of the Codified Ordinances of McDonald, Ohio, as set forth in the 2023 Replacement Pages so as to conform to the classification and numbering system of the Codified Ordinances.

SECTION II. The following sections of the Traffic and General Offenses Codes, as amended, are hereby approved and adopted as amended or enacted so as to conform to enactments of the Ohio General Assembly.

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)
- 303.10 Leaving Junk Vehicles on Private Property With Permission of Owner. (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)

### Traffic Code (Cont.)

- 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)
- 335.074 Driving Under License Forfeiture or Child Support Suspension.  
(Amended)
- 337.10 Lights, Emblems, and Reflectors on Slow-Moving Vehicles, Farm  
Machinery, Agricultural Tractors, and Animal-Drawn Vehicles.  
(Amended)
- 337.16 Number of Lights; Limitations on Flashing, Oscillating or Rotating Lights.  
(Amended)
- 337.22 Windshield and Windshield Wiper; Sign or Poster Thereon. (Amended)
- 341.01 Commercial Drivers Definitions. (Amended)
- 351.04 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)
- 509.13 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)
- 521.10 Nonsmoking Areas in Places of Public Assembly. (Amended)
- 521.13 Spreading Contagion. (Added)
- 525.05 Failure to Report a Crime, Injury or Knowledge of Death. (Amended)
- 525.15 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 Petty Theft. (Amended)
- 549.02 Carrying Concealed Weapons. (Amended)
- 549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)
- 549.13 Possessing Replica Firearm in School. (Amended)

SECTION III. The complete text of the Traffic and General Offenses Code sections listed above are set forth in full in the 2023 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 IV. The passage of this ordinance and all deliberations relating to the passage of this ordinance were held in open meetings in accordance with the provisions of the Ohio Revised Code Section 121.22.

SECTION V. In order to preserve the public peace, health, welfare and safety, and for the further reason that said editing and inclusion of certain ordinances is necessary, forthwith this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this 16<sup>th</sup> day of August, 2023.

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Mayor

Attest to:

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Clerk