CITY OF FOSTORIA, OHIO

Ordinance No.: 2024 - \_\_\_\_\_\_\_\_\_

Introduced by:\_\_\_\_\_\_\_\_\_\_\_

AN ORDINANCE

To approve and adopt current replacement pages to the Codified Ordinances, and declaring an emergency to exist.

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 Fostoria, Seneca, Hancock, and Wood Counties, Ohio:

SECTION 1: That the ordinances of the City of Fostoria, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters, and sections within the 2024 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SECTION 2: That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.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

301.35 School Bus. (Amended)

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)

331.38 Stopping for School Bus; Discharging Children. (Amended)

331.45 Restrictions on the Operation of School Buses. (Added)

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)

Traffic Code (Cont.)

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)

337.26 Child Restraint System Usage. (Amended)

337.32 Lights and Sign on Transportation for Preschool Children. (Added)

339.01 Permit Required to Exceed Load Limits. (Amended)

341.01 Commercial Drivers Definitions. (Amended)

341.04 Commercial Drivers Prohibitions. (Amended)

341.05 Criminal Offenses. (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)

505.27 Rights of Blind, Deaf or Hearing Impaired, or Mobility Impaired Person, or Trainer with Assistance Dog. (Added)

509.04 Disturbing a Lawful Meeting. (Amended)

509.06 Inducing Panic. (Amended)

509.10 Impeding Public Passage of an Emergency Service Responder. (Added)

513.18 Sale of Dextromethorphan. (Added)

513.19 Adult Use Cannabis Control; Limitations on Conduct by Individuals. (Added)

517.08 Raffles. (Amended)

521.10 Nonsmoking Areas in Places of Public Assembly. (Amended)

521.16 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)

529.01 Liquor Control Definitions. (Amended)

529.02 Sales to and Use By Underage Persons; Securing Public Accommodations. (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)

537.12 Misuse of 9-1-1 System. (Amended)

537.15 Temporary Protection Order. (Amended)

537.16 Illegal Distribution of Cigarettes, Other Tobacco Products, or Alternative Nicotine Products; Transaction Scans. (Amended)

General Offenses Code (Cont.)

545.05 Misdemeanor Theft. (Amended)

549.02 Carrying Concealed Weapons. (Amended)

549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)

549.12 Possessing Replica Firearm in School. (Amended)

549.14 Concealed Handgun Licenses; Possession of Revoked or Suspended License; Additional Restrictions; Posting Signs Prohibiting Possession. (Added)

Fire Prevention Code

1519.01 Fireworks Definitions. (Amended)

1519.04 Possession, Sale or Discharge Prohibited; Exceptions. (Amended)

1519.05 Application. (Amended)

1519.06 Safety Requirements for Fireworks Showroom Structures. (Added)

1519.07 Manufacturing or Wholesale Sale Without a License; Prohibitions. (Added)

1519.08 Purchase to Comply with Law; Unauthorized Purchases. (Added)

SECTION 3: The complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which can be viewed in the Law Director’s Office. 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 publications of new matter contained therein.

SECTION 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 5: This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare. The reason for such emergency lies in the fact that said laws herein need to be immediately effective so they can be enforced by the City.

THEREFORE, upon the affirmative vote of two-thirds (2/3) of all members elected to Council, and signature by the Mayor, this ordinance shall go into immediate force and effect.

Passed this \_\_\_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2024.

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Brian Shaver, Council President

ATTEST:

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Tamara L. Drake, Clerk of Council

Filed with me and approved by me this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_, 2024.

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Donald L. Mennel, Mayor