

**ORDINANCE NO. 2024 – 30**

**AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; TO PROVIDE FOR THE PUBLICATION OF SUCH NEW MATTER; TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.**

**WHEREAS**, American Legal Publishing Corporation has completed its most recent updating and revision of the Codified Ordinances of the City, and

**WHEREAS**, various ordinances of a general and permanent nature that have been passed by Council since the date of the last updating and revision of the Codified Ordinances (August 1, 2022) have been included in the Codified Ordinances of the City, 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 Parma Heights, Cuyahoga County, State of Ohio:

Section 1. The editing, arrangement and numbering or renumbering of the following ordinances and resolutions and parts of ordinances and resolutions 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>
2022-3	3-14-22	153.12
2022-23	8-15-22	618.10
2022-24	8-15-22	618.15
2022-25	8-15-22	618.21
2022-32	10-11-22	933.01, 933.03, 933.99
2022-42	2-13-23	1195.06
2023-4	2-13-23	1301.01 to 1301.03, 1301.99
2023-12	4-10-23	779.04
2023-13	4-10-23	351.15
2023-15	4-10-23	648.17
2023-16	4-10-23	179.03
2023-17	4-10-23	Repeals 141.03
2023-32	6-26-23	1301.01 to 1301.03, 1301.99
2023-38	6-26-23	1303.01 to 1303.04, 1303.07 to 1303.09, 1303.99
2023-47	8-21-23	965.11

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2023-53	10-10-23	105.08
2023-60	9-25-23	151.01
2023-61	9-25-23	151.04
2023-62	10-23-23	153.01
2023-63	10-23-23	153.02
2023-67	11-27-23	194.03, 194.05, 194.18, 194.26
2023-77	1-8-24	1105.01 to 1105.15, 1105.99
2023-78	1-8-24	1106.01 to 1106.18, 1106.99
2023-79	1-8-24	1107.01 to 1107.99
2023-80	1-8-24	1108.01 to 1108.12, 1108.99

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

101.02, 301.067, 301.35, 303.09, 331.37, 333.03, 335.071, 335.09, 335.16, 337.16, 337.22, 337.28, 339.01, 341.01, 341.03, 341.05, 351.04, 351.055, 606.01, 606.06, 606.12, 606.37, 612.02, 612.07, 620.01, 620.03, 620.04, 620.14, 624.12, 630.01, 630.02, 630.05, 636.02, 636.045, 636.05, 636.10, 636.21, 642.02, 642.24, 648.06, 648.08, 648.18, 660.02, 666.01, 666.05, 666.06, 666.07, 672.04, 672.17, 672.18, 698.02, 698.03

Section 3. Pursuant to R.C. § 731.23 and Sections 123.01 et seq. of the Codified Ordinances, the Clerk of Council shall post a copy of this ordinance, together with a summary of the new matter contained in the 2024 Replacement Pages hereby approved, adopted and enacted, a copy of which summary is attached hereto as Exhibit A, for a period of not less than fifteen days in the five public places as required by law.

Section 4. 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 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 January 8, 2024.

Section 5. Council finds and determines that all formal action of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the

members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 6. This ordinance is hereby declared to be an emergency measure immediately necessary for the public peace, health and safety of the City and for the further reason that it is immediately necessary to have an up-to-date codification of the legislation of the City, one which is consistent with the latest State law, where and as required by the Ohio Constitution, with which to administer the affairs of the City, ensure law and order, and avoid practical and legal entanglements; wherefore, this ordinance, together with the 2024 Replacement Pages, shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: March 25, 2024 Thomas Rounds  
PRESIDENT OF COUNCIL

ATTEST: Barbara Allen March 25, 2024  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: March 25, 2024 Marie Gallo  
MAYOR MARIE GALLO

## EXHIBIT A

### SUMMARY OF NEW MATTER CONTAINED IN THE 2024 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF PARMA HEIGHTS, OHIO

New matter in the Codified Ordinances of Parma Heights, Ohio, as contained in the 2024 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
101.02	General definitions.
301.067	Child care center or Type A family child care home definition.
301.35	School bus definition.
303.09	Willfully leaving vehicles on private or public property.
331.37	Stopping for school bus; actuating visual signals; discharging children.
333.03	Maximum speed limits; assured clear distance ahead.
335.071	Driving under suspension or in violation of license restriction.
335.09	Display of license plates; registration; obstructions.
335.16	Removal of vehicles after accidents.
337.16	Number of lights permitted; red and flashing lights.
337.22	Windshield required; sign or poster upon windshield; windshield wiper.
337.28	Vehicles transporting preschool children.
339.01	Oversize or overweight vehicle operation on State routes; State permit.
341.01	Definitions pertaining to drivers of commercial vehicles.
341.03	Licensing requirements.
341.05	Criminal offenses.
351.04	Manner of parallel parking; privileges for persons with disabilities.
351.055	Parking prohibitions on private property; private tow-away zones.
606.01	Definitions pertaining to general provisions; administration and enforcement.
606.06	Limitation on criminal prosecutions.
606.12	Failure to report a crime or death.
606.37	Misuse of 9-1-1 system.
612.02	Sales to underage persons; prohibitions and misrepresentations.
612.07	Open container prohibited.
620.01	Definitions pertaining to drugs.
620.03	Drug possession offenses.
620.04	Possession of drug abuse instruments.
620.14	Use or possession of paraphernalia.
624.12	Raffle drawings.
630.01	Endangering children.
630.02	Interference with custody.
630.05	Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans.
636.02	Assault.
636.045	Menacing by stalking.

- 636.05 Menacing.
- 636.10 Nonsupport of dependents.
- 636.21 Failing to provide for a person with a functional impairment.
- 642.02 Theft.
- 642.24 Assaulting police dog or horse or assistance dog.
- 648.06 Disturbing a lawful meeting.
- 648.08 Inducing panic.
- 648.18 Impeding public passage of an emergency service responder.
- 660.02 Spreading contagion.
- 666.01 Definitions pertaining to sex related offenses.
- 666.05 Voyeurism.
- 666.06 Polygraph examinations for victims: restrictions on use.
- 666.07 Procuring; engagement in sexual activity for hire.
- 672.04 Improperly handling firearms in a motor vehicle.
- 672.17 Possession of an object indistinguishable from a firearm in a school safety zone.
- 672.18 possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.
- 698.02 Penalties for misdemeanor.
- 698.03 Imposing sentence for misdemeanor.