

See box 2

ORDINANCE NO. 1014

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2004 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF GEORGETOWN, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the present general and permanent ordinances of the municipality are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the municipality and for the proper conduct of its affairs.

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF GEORGETOWN, OHIO:

- Section 1.** American Legal Publishing's Ohio Basic Code, 2004 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2004 Edition.
- Section 2.** One copy of American Legal Publishing's Ohio Basic Code, 2004 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".
- Section 3.** All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2004 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:
- (A) The enactment of the Ohio Basic Code, 2004 Edition, 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 codification.

Exhibit A

OHIO BASIC CODE, 2004 EDITION — SUMMARY OF CONTENTS

Notice is hereby given that on the 8th day of January, 2004, there was enacted by the Legislative Authority of the Municipality of Georgetown, Ohio, an ordinance entitled "An Ordinance Approving, Adopting and Enacting American Legal Publishing's Ohio Basic Code, 2004 Edition, as the Code of Ordinances for the Municipality of Georgetown, Ohio."

A summary of the subjects, including all new matters contained in the Code of Ordinances, as adopted, are as follows. The majority of Basic Code provisions are based directly on state law.

TITLE I: GENERAL PROVISIONS

Chapter 10: General Provisions

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10.01	Short titles
10.02	Definitions
10.03	Rules of construction
10.04	Revivor; effect of amendment or repeal
10.05	Construction of section references
10.06	Conflicting provisions
10.07	Severability
10.08	Reference to offices
10.09	Errors and omissions
10.10	Ordinances repealed
10.11	Ordinances unaffected
10.12	Ordinances saved
10.13	Application to future ordinances
10.14	Interpretation
10.15	Amendments to code; amendatory language
10.16	Statutory references
10.17	Preservation of penalties, offenses, rights and liabilities
10.18	Determination of legislative intent
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- 32.29 Award to lowest responsive and responsible bidder

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- 32.41 Passage procedure
- 32.42 Style of ordinances
- 32.43 Subject and amendment of ordinances and resolutions
- 32.44 Authentication and recording of ordinances and resolutions
- 32.45 Publication of ordinances and resolutions; proof of publication and circulation
- 32.46 Notice for proposed amendments to the municipal Charter
- 32.47 Times of publication required
- 32.48 Publication and certification of ordinances in book form
- 32.49 Adoption of technical ordinances and codes
- 32.50 Certificate of Clerk as to publication
- 32.51 Publication when no newspaper published in municipality
- 32.52 Effect of not making publication
- 32.53 Ordinances providing for appropriations or street improvements; emergency ordinances

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- 32.73 Presentation of petitions
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- 32.77 Itemized statement by circulator of petition
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- 32.81 Application of subchapter if Charter adopted

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- 33.03 Duties of Mayor and Mayor's Court Magistrate; fees; office; seal
- 33.04 Mayor's Court Magistrate
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- 33.20 Summary punishment for contempt
- 33.21 Acts in contempt of court
- 33.22 Hearing
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- 70.06 Prohibitions against pedestrians and slow-moving vehicles on freeways
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- 70.08 Names of persons damaging real property by operation of vehicle to be provided to owner
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- 70.10 Through highways
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- 70.20 Obeying traffic-control devices
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- 71.04 Operation or sale without certificate of title
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- 72.55 Obstruction and interference affecting view and control of driver
- 72.56 Occupying travel trailer while in motion
- 72.57 Driving upon closed highway prohibited
- 72.58 Driving upon sidewalk area or paths exclusively for bicycles
- 72.59 Obstructing passage of other vehicles
- 72.60 Following an emergency or public vehicle prohibited; approaching stationary public safety vehicle with caution
- 72.61 Driving over unprotected fire hose
- 72.62 Placing injurious material on highway or depositing litter from motor vehicle
- 72.63 Transporting child not in child-restraint system prohibited
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- 72.65 (Reserved)
- 72.66 Operating motor vehicle while wearing earphones or earplugs
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- 72.81 Violation of regulations; report; investigation; citation; warning
- 72.82 Restrictions on the operation of school buses
- 72.83 School bus inspection
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- 73.011 Implied consent
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- 73.11 Slow speed or stopping
- 73.12 Emergency vehicles excepted from speed limitation
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- 74.49 Wheel protectors required on heavy commercial vehicles
- 74.50 Liability for damages; prosecution; application of monies
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- 75.31 Accident reports
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- 90.02 Confining animal found at large; publication of notice; lien
- 90.03 Unavoidable escapes
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- 90.05 Rabies quarantine orders of Mayor
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- 96.37 Prima facie evidence of negligence
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| 110.03 | Issuance of license |
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- 136.17 Intimidation of crime victim or witness
- 136.18 Using sham legal process
- 136.19 Making false allegation of peace officer misconduct
- 136.20 Misuse of 9-1-1 system

This summary of contents has been verified and authorized for publication by the Legislative Authority of the Municipality of Georgetown, Ohio.

Signed:

John James
Mayor


Vicki Bradley
Clerk of the Legislative Authority

CERTIFICATION OF CODIFIED ORDINANCES

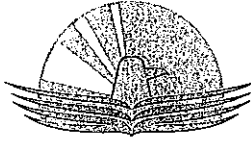
We, John Jandes, Mayor, and Vickie Bradley, Clerk of the Legislative Authority, of the Municipality of Georgetown, Ohio, pursuant to Ohio Revised Code §§ 731.23 and 731.42, hereby certify that the general and permanent ordinances of the Municipality, as revised, rearranged, compiled, renumbered as to sections, codified and printed herewith in component codes and titles are correct as and constitute the Code of Ordinances for the Municipality of Georgetown, Ohio.



Mayor



Clerk of the Legislative Authority



AMERICAN LEGAL
Publishing Corporation

To: Village Officials

December 31, 2003

Re: *Subscription to the Ohio Basic Code, 2004 Edition*

Enclosed please find the *Ohio Basic Code, 2004 Edition*. This model Code of Ordinances has been adopted by the Village as their own Code, and the 2004 Edition replaces any previous editions of the Village Code. Please note, however, that if you have received a looseleaf "Title 17: Municipal Regulations," this **Title 17 is not affected by this 2004 Edition and should be retained**. Please mail any Village ordinances to update your Title 17 to our office at your earliest convenience.

Enclosed you will also find a sample adopting ordinance, a summary of new matter (for publication notification), and a certification of codified ordinances, all provided for your convenience in adopting the *Ohio Basic Code, 2004 Edition*. The invoice covering the billing for this 2004 Edition is also enclosed. Your prompt attention in processing the invoice will be appreciated. We are pleased to provide the *Ohio Basic Code, 2004 Edition*, and we look forward to continuing to serve Ohio villages.

NEW! As an additional service to our Ohio Basic Code subscribers, the Ohio Basic Code is **now available on-line at no additional charge**. You can access the Ohio Basic Code on our website one of two ways:

- 1) Go to http://www.amlegal.com/online_library.htm, scroll down to the list of Ohio municipalities, and then simply click on the Village's name; or
- 2) Go directly to <http://www.amlegal.com/ohiobasiccode>.

If you have a "Title 17: Municipal Regulations" and would like to have these posted on our website too, please contact us for pricing.

Very truly yours,

Todd Paul Myers, J.D.

Director of Editorial Services

tmyers@amlegal.com

NOTICE OF PASSAGE OF ORDINANCE

Notice is hereby given that the Council of the Village of Georgetown, Brown County, Ohio did, on the 8th day of January, 2004, pass Ordinance No. 1014, entitled:

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2004 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF GEORGETOWN, OHIO, AND DECLARING AN EMERGENCY.

A summary of the subjects, including all new matters contained in the Code of Ordinances, as adopted, are as follows. The majority of Basic Code provisions are based directly on state law.

TITLE I: GENERAL PROVISIONS

Chapter

- 10. General Provisions

TITLE III: ADMINISTRATION

- 30. General Provisions
- 31. Executive Authority
- 32. Legislative Authority
- 33. Judicial Authority
- 34. Police Department
- 35. Fire Department
- 36. Civil Actions Against the Municipality

TITLE VII: TRAFFIC CODE

- 70. General Provisions
- 71. Licensing Provisions
- 72. Traffic Rules
- 73. Motor Vehicle Crimes
- 74. Equipment and Loads
- 75. Bicycles, Motorcycles, and Off-Road Vehicles
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- 90. Animals
- 91. Fireworks, Explosives, Fire Prevention
- 92. Intoxicating Liquors
- 93. Nuisances
- 94. Streets and Sidewalks
- 95. Unclaimed and Abandoned Vehicles
- 96. Watercraft

TITLE XI: BUSINESS REGULATIONS

Chapter

- 110. General Provisions
- 111. Taxicabs
- 112. Peddlers, Itinerant Merchants, and Solicitors
- 113. Commercial Amusements
- 114. Tattooing and Body Piercing Services

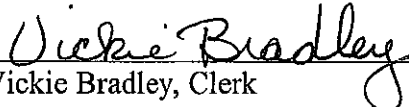
TITLE XIII: GENERAL OFFENSES

- 130. General Provisions
- 131. Offenses Against Property
- 132. Offenses Against Public Peace
- 133. Sex Offenses
- 134. Gambling Offenses
- 135. Offenses Against Persons
- 136. Offenses Against Justice and Administration
- 137. Weapons Control
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TITLE XV: LAND USAGE

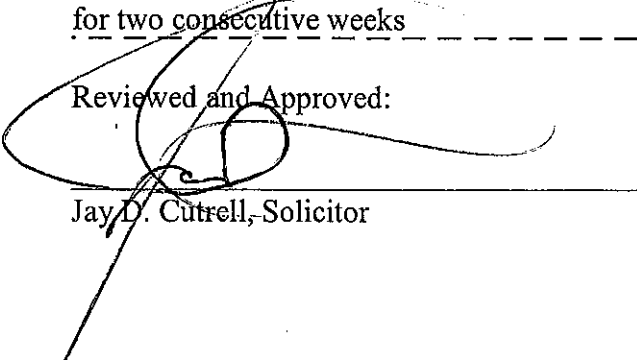
- 150. General Provisions

Notice is further given that the complete text of such ordinance may be obtained or viewed at the office of the clerk of the legislative authority of the Village of Georgetown, 301 South Main Street, Georgetown, Ohio 45121.


Vickie Bradley, Clerk

to be published once per week
for two consecutive weeks

Reviewed and Approved:


Jay D. Cutrell, Solicitor

Fax Cover Sheet

VILLAGE OF GEORGETOWN
VICKIE BRADLEY, VILLAGE CLERK-TREASURER
301 S. MAIN STREET
GEORGETOWN, OH 45121
937-378-6395
FAX: 937-378-4505

Send to: NEWS DEMOCRAT	From: VICKIE BRADLEY
Attention: PRESS RELEASE	Date: 1/22/2004
Office Location:	Office Location:
Fax Number: 378-2004	Phone Number: 378-6395

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- For your Information

Total pages, including cover: 3

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Fax-History Report for
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937-378-4505
Jan 22 2004 7:16am

Last Transaction

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
Jan 22	7:15am	Fax Sent	3782004	1:18	3	OK
