

BEREA CITY COUNCIL

City of Berea, Ohio

ORDINANCE NO. 2022- __

By: _____ Sponsor: 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 2022 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 That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law:

Administrative Code

101.03	Rules of Construction.	(Amended)
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Traffic Code

703.082	Private Tow-Away Zones.	(Amended)
703.083	Impounding Vehicles on Public Property.	(Added)
731.211	Report of Vehicle Failing to Yield Right of Way to Public Safety Vehicle.	(Amended)
733.03	Maximum Speed Limits.	(Amended)
735.02	Permitting Operation Without Valid License; One License Permitted.	(Amended)
735.021	Ohio Driver's License Required for In State Residents.	(Amended)
735.09	Display of License Plates or Validation Stickers; Temporary License Placard.	(Amended)
771.13	Operation of Personal Delivery Device on Sidewalks and Crosswalks.	(Added)

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General Offenses Code

913.15	Sale of Dextromethorphan.	(Added)
917.01	Gambling Definitions.	(Amended)
917.02	Gambling.	(Amended)
917.06	Methods of Conducting a Bingo Game; Prohibitions.	(Amended)
917.08	Raffles.	(Amended)
917.09	Charitable Instant Bingo Organizations.	(Amended)
917.11	Bingo or Game of Chance Records.	(Amended)
917.13	Bingo Exceptions.	(Amended)
917.14	Instant Bingo Conduct by a Veteran's or Fraternal Organization.	(Amended)
917.16	Skill-Based Amusement Machines.	(Amended)
917.17	Electronic Instant Bingo; Prohibited Conduct.	(Added)
925.13	Interfering with Civil Rights.	(Amended)
929.01	Liquor Control Definitions.	(Amended)
929.07	Open Container Prohibited.	(Amended)
937.21	Hazing Prohibited.	(Added)
945.03	Property Exceptions as Felony Offense.	(Amended)
945.09	Passing Bad Checks.	(Amended)

Fire Prevention Code

1519.01	Fireworks Definitions.	(Amended)
1519.05	Application.	(Amended)
1519.06	Safety Requirements for Fireworks Showroom Structures.	(Added)

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 new matter contained therein.

SECTION 4. That 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 of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, property, health, safety and welfare, or providing for the usual daily operation of a municipal department, 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 to avoid practical and legal entanglements. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

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PASSED:

President of Council

ATTEST: _____
Clerk of Council

APPROVED:

APPROVED AS TO FORM:

Mayor

Director of Law