

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 34 -2012

6
7 AN ORDINANCE AMENDING VARIOUS SECTIONS OF
8 THE CODIFIED ORDINANCES TO CONFORM TO STATE
9 LAW, APPROVING THE 2011 REPLACEMENT PAGES TO
10 THE CODIFIED ORDINANCES OF THE CITY OF
11 CUYAHOGA FALLS, AND DECLARING AN EMERGENCY.
12

13 WHEREAS, Article XVIII, Section 3 of the Ohio Constitution provides that
14 municipalities shall have the authority to enforce local police, sanitary and other similar
15 regulations as are not in conflict with general laws, and
16

17 WHEREAS, certain provisions within the Codified Ordinances of the City of
18 Cuyahoga Falls should be amended to conform to current State laws that have been
19 amended, so as to avoid conflict in matters that are not subject to the City's powers of
20 local self-government; and
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22 WHEREAS, various ordinances and ordinance amendments of a general and
23 permanent nature have been passed by this Council which should be included in the
24 published Codified Ordinances; and
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26 WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane
27 Company to prepare and publish such revisions as are approved by this Council,
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29 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
30 County of Summit and State of Ohio, that:
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32 Section 1. The Ordinances of the City of Cuyahoga Falls, Ohio, of a general and
33 permanent nature, as revised, recodified, rearranged and consolidated into component
34 codes, titles, chapters and sections within the 2011 Replacement Pages to the Codified
35 Ordinances, are hereby approved and adopted.
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37 Section 2. The following sections and chapters are hereby added, amended or
38 repealed as respectively indicated, to read in full as set forth in the document
39 referenced in Section 3 hereof, in order to conform to current State law:
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41 Traffic Code

- 42
- 43 333.01 Driving or Physical Control While Under the Influence.
- 44 (Amended)
- 45 335.01 Driver's License or Commercial Driver's License Required.
- 46 (Amended)
- 47 335.02 Permitting Operation Without a Valid License. (Amended)
- 48 335.05 Wrongful Entrustment of Motor Vehicle. (Amended)
- 49 335.06 Display of License. (Amended)
- 50 335.07 Driving Under License Suspension or Restriction. (Amended)
- 51 335.071 Driving Under OVI Suspension. (Amended)
- 52 335.072 Driving Under Financial Responsibility Law Suspension or
- 53 Cancellation. (Amended)
- 54

54	335.073	Driving Without Complying With License Reinstatement
55		Requirements (Amended)
56	335.074	Driving Under License Forfeiture or Child Support Suspension.
57		(Added)
58	335.12	Stopping After Accident Upon Streets. (Amended)
59	335.13	Stopping After Accident Upon Property Other Than Street.
60		(Amended)
61	335.14	Vehicle Accident Resulting in Damage to Realty. (Amended)
62	337.22	Windshield and Windshield Wipers. (Amended)
63	351.04	Parking Near Curb; Handicapped Parking. (Amended)
64	373.02	Riding Upon Seats; Handlebars; Helmets. (Amended)

65
66 General Offenses Code

67		
68	501.01	Definitions. (Amended)
69	501.02	Classification of Offenses. (Amended)
70	501.14	Conspiracy. (Added)
71	501.99	Penalties for Misdemeanors. (Amended)
72	509.06	Inducing Panic. (Amended)
73	509.07	Making False Alarms. (Amended)
74	517.05	Cheating. (Amended)
75	525.01	Law Enforcement and Public Office Definitions. (Amended)
76	525.02	Falsification. (Amended)
77	529.07	Open Container Prohibited. (Amended)
78	541.02	Arson. (Amended)
79	545.02	Determining Property Value in Theft Offense. (Amended)
80	545.04	Detention of Shoplifters. (Amended)
81	545.05	Petty Theft. (Amended)
82	545.07	Insurance Fraud. (Amended)
83	545.08	Unauthorized Use of Property. (Amended)
84	545.09	Passing Bad Checks. (Amended)
85	545.10	Misuse of Credit Cards. (Amended)
86	545.13	Criminal Simulation. (Amended)
87	545.14	Tampering With Records. (Amended)
88	545.15	Securing Writings by Description. (Amended)
89	545.17	Defrauding Creditors. (Amended)
90	545.18	Receiving Stolen Property. (Amended)
91	549.04	Improperly Handling Firearms in a Motor Vehicle. (Amended)

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93 Section 3. The complete text of the sections listed above is set forth in full in the
94 current replacement pages to the Codified Ordinances which are on file with the Clerk
95 of Council in Council File No. _____, and are incorporated as if fully rewritten
96 herein. The listing above of each new section by reference to its title shall constitute
97 sufficient publication of new matter contained therein.

98
99 Section 4. Any ordinances or resolutions or portions of ordinances and resolutions
100 inconsistent herewith are hereby repealed, but any ordinances and resolutions not
101 inconsistent herewith and which have not previously been repealed are hereby ratified
102 and confirmed.

103
104 Section 5. It is found and determined that all formal actions of this Council
105 concerning and relating to the adoption of this ordinance were adopted in an open
106 meeting of this Council and that all deliberations of this Council and any of its
107 committees that resulted in such formal action were in meetings open to the public, in

108 compliance with all legal requirements including Chapter 107 of the Codified
109 Ordinances.

110
111 Section 6. This ordinance is hereby declared to be an emergency measure necessary
112 for the preservation of the public peace, health and safety of the Municipality and its
113 inhabitants for the reason that there exists an imperative necessity for the earliest
114 publication and distribution of current Replacement Pages to the officials and residents
115 of the Municipality, so as to facilitate administration, daily operation and avoid practical
116 and legal entanglements, and provided that it receives the affirmative vote of two-thirds
117 of the members elected or appointed to Council, it shall take effect and be in force
118 immediately upon its passage and approval by the Mayor, otherwise, it shall take effect
119 and be in force at the earliest period allowed by law.

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122 Passed: 3-26-12

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Mark Shary
President of Council

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Catherine J. Meacham
Clerk of Council

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131 Approved: 3/27/12

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D. Robert
Mayor

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