

2  
3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. 17 -2017

6  
7 AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE CODIFIED  
8 ORDINANCES TO CONFORM TO STATE LAW, APPROVING THE 2016  
9 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF THE CITY  
10 OF CUYAHOGA FALLS, AND DECLARING AN EMERGENCY.  
11

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

16 WHEREAS, certain provisions within the Codified Ordinances of the City of Cuyahoga Falls should be  
17 amended to conform to current State laws that have been amended, so as to avoid conflict in matters that  
18 are not subject to the City's powers of local self-government; and  
19

20 WHEREAS, various ordinances and ordinance amendments of a general and permanent nature have  
21 been passed by this Council which should be included in the published Codified Ordinances; and  
22

23 WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to  
24 prepare and publish such revisions as are approved by this Council,  
25

26 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of  
27 Summit and State of Ohio, that:  
28

29 Section 1. The Ordinances of the City of Cuyahoga Falls, Ohio, of a general and permanent nature,  
30 as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections  
31 within the 2016 Replacement Pages to the Codified Ordinances, are hereby approved and adopted.  
32

33 Section 2. The following sections and chapters are hereby added, amended or repealed as  
34 respectively indicated in order to comply with current State law.  
35

36 Traffic Code  
37

- 38 301.04 Bicycle; Motorized Bicycle; Moped. (Amended)
- 39 301.19 Motorcycle. (Amended)
- 40 331.21 Right of Way of Public Safety or Coroner's Vehicle. (Amended)
- 41 331.211 Report of Vehicle Failing to Yield Right of Way to Public Safety Vehicle.  
42 (Added)
- 43 335.021 Ohio Driver's License Required for In State Residents. (Added)
- 44 335.09 Display of License Plates. (Amended)
- 45 335.111 Registration Within Thirty Days of Residency. (Added)
- 46 335.12 Stopping After Accident Upon Streets. (Amended)
- 47 335.13 Stopping After Accident Upon Property Other Than Street. (Amended)
- 48 373.02 Riding Upon Seats; Handlebars; Helmets and Glasses. (Amended)

49  
50 General Offenses Code  
51

- 52 501.06 Limitation of Criminal Prosecution. (Amended)
- 53 505.081 Cruelty to Companion Animals. (Amended)
- 54 513.02 Gift of Marihuana. (Amended)
- 55 513.03 Drug Abuse; Controlled Substance Possession or Use. (Amended)

- 56 513.04 Possessing Drug Abuse Instruments. (Amended)
- 57 513.05 Permitting Drug Abuse. (Amended)
- 58 513.07 Possessing or Using Harmful Ingredients. (Amended)
- 59 513.08 Illegally Dispensing Drug Samples. (Amended)
- 60 513.11 Possessing Nitrous Oxide in Motor Vehicle. (Amended)
- 61 513.12 Drug Paraphernalia. (Amended)
- 62 513.121 Marihuana Drug Paraphernalia. (Amended)
- 63 513.13 Counterfeit Controlled Substances. (Amended)
- 64 525.15 Assaulting Police Dog or Horse or an Assistance Dog. (Amended)
- 65 529.01 Liquor Control Definitions. (Amended)
- 66 529.07 Open Container Prohibited. (Amended)
- 67 537.051 Menacing by Stalking. (Amended)
- 68 537.18 Criminal Child Enticement. (Amended)
- 69 541.04 Criminal Mischief. (Amended)
- 70 541.09 Vehicular Vandalism. (Amended)

Fire Prevention Code


- 74 1519.04 Fireworks Possession, Sale or Discharge Prohibited. (Amended)


76 Section 3. The complete text of the sections listed above are set forth in full in the current  
 77 replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A.  
 78 The listing above of each new section by reference to its title shall constitute sufficient publication of new  
 79 matter contained therein.

81 Section 4. It is found and determined that all formal actions of this Council concerning and relating  
 82 to the adoption of this ordinance were adopted in an open meeting of this Council and that all  
 83 deliberations of this Council and any of its committees that resulted in such formal action were in  
 84 meetings open to the public, in compliance with all legal requirements including Chapter 107 of the  
 85 Codified Ordinances.


87 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the  
 88 preservation of the public peace, health and safety of the Municipality and its inhabitants for the reason  
 89 that there exists an imperative necessity for the earliest publication and distribution of current  
 90 Replacement Pages to the officials and residents of the Municipality, so as to facilitate administration,  
 91 daily operation and avoid practical and legal entanglements, and provided that it receives the affirmative  
 92 vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force  
 93 immediately upon its passage and approval by the Mayor, otherwise, it shall take effect and be in force at  
 94 the earliest period allowed by law.

95  
 96  
 97 Passed: 2-27-17

  
 President of Council

  
 Clerk of Council

102  
 103  
 104  
 105 Approved: 3-2-2017

  
 Mayor