

ORDINANCE NO. 034-17

AN ORDINANCE TO APPROVE CURRENT MARCH 2017 REPLACEMENT PAGES TO THE CITY OF NAPOLEON, OHIO CODIFIED ORDINANCES

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 before Council;

Now Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, the Ordinances of the City of Napoleon, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the March 2017 replacement pages to the Codified Ordinances are hereby approved and adopted; such having been certified as correct by the Clerk of Council and the Mayor.

Section 2. That, among others, the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

301.04	Bicycle; Motorized Bicycle; Moped. (Amended)
301.19	Motorcycle. (Amended)
313.09	Driver's Duties Upon Approaching Ambiguous Traffic Signal. (Amended)
331.03	Overtaking, Passing to Left; Driver's Duties. (Amended)
331.21	Right of Way of Public Safety or Coroner's Vehicle. (Added)
331.211	Report of Vehicle Failing to Yield Right of Way to Public Safety Vehicle. (Added)
335.021	Ohio Driver's License Required for In State Residents. (Added)
335.111	Registration Within Thirty Days of Residency. (Added)
335.12	Stopping After Accident Upon Streets. (Amended)
335.13	Stopping After Accident Upon Property Other Than Street. (Amended)
373.02	Riding Upon Seats; Handlebars; Helmets and Glasses. (Amended)

General Offenses Code

None

Fire Prevention Code

1519.04	Fireworks Possession, Sale or Discharge Prohibited. (Amended)
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Section 3. That, the complete text of all current Codified changes are set forth in the current replacement pages to the City of Napoleon's Codified Ordinances, said pages which are attached to this Ordinance as Exhibit "A." Any summary publication of this Ordinance shall include a complete listing of these sections. 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 City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon, Ohio.

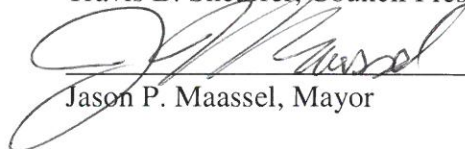
Section 5. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 6. That, upon passage, this Ordinance shall take effect at the earliest time permitted by law.

Passed: June 19, 2017


Travis B. Sheaffer, Council President

Approved: June 19, 2017

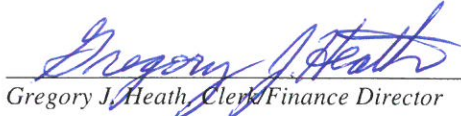

Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:


Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 034-17 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 26th day of June, 2017; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.


Gregory J. Heath, Clerk/Finance Director

STATE OF OHIO
COUNTY OF HENRY

Kimberly Imm, being first duly sworn, states that she is the Assistant Publisher of The Bryan Publishing Company, owner of The Northwest Signal, a daily newspaper, published and of general circulation in the county of Henry aforesaid, and that the annexed notice was published in one issue in said paper, on the 26th day of June 2017.

Kimberly Imm
Kimberly Imm

Subscribed and sworn to before me this 26th day of June, 2017

Beverly Griteman
Beverly Griteman
Notary Public,
State of Ohio
My Commission Expires
February 13, 2021

Printer's Fee: \$244.20
Notary Fee: \$1.50

Summary of Ordinance No.(s) 034-17;
and Resolution No.(s) 041-17, 042-17, 043-17, 044-17

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 8.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of the above named Ordinance(s) and Resolution(s) are on file in the office of the City Finance Director and may be viewed or obtained during business hours of 7:30 AM to 4:00 PM, Monday through Friday, at the office of the Finance Director, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of the above named Ordinances and Resolutions, or any item mentioned in this notice, may be obtained from the City Finance Director upon the payment of a reasonable fee therefore.

Ordinance 034-17

AN ORDINANCE TO APPROVE CURRENT MARCH 2017 REPLACEMENT PAGES TO THE CITY OF NAPOLEON, OHIO CODIFIED ORDINANCES

In this legislation, the City of Napoleon authorized the approval of the current March 2017 replacement pages to the City's Codified Ordinances, specifically the Traffic Code and Fire Code.

Resolution 041-17

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO APPLY FOR, ACCEPT, AND ENTER INTO AN OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) DIVISION OF ENVIRONMENTAL AND FINANCIAL ASSISTANCE (DEFA) WATER POLLUTION CONTROL LOAN FUND (WPCLF) AGREEMENT ON BEHALF OF THE CITY OF NAPOLEON, OHIO FOR PLANNING, DESIGN, AND/OR CONSTRUCTION OF WASTEWATER PUMPING FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized the City Manager to apply for, accept, and enter into an agreement for funding for the planning, design and/or construction of the Wastewater Pumping Facilities.

Resolution 042-17

A RESOLUTION IN SUPPORT OF A SECOND RIVER BRIDGE IN AND FOR THE CITY OF NAPOLEON, OHIO

In this legislation, the City of Napoleon documented support of a second river bridge.

Resolution 043-17

A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF NAPOLEON, OHIO AND THE COUNTY COMMISSIONERS OF WOOD COUNTY, OHIO FOR THE PURPOSE OF RESIDENTIAL CODE INSPECTION SERVICES; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized an agreement between the City and Wood County for residential code inspection services.

Resolution 044-17

A RESOLUTION AUTHORIZING, CONTINGENT UPON THE PRESENTATION OF A PROPER PERFORMANCE BOND, THE EXPENDITURE OF FUNDS OVER TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE PURPOSE OF CONSTRUCTION OF A TRAINING FACILITY FOR THE CITY OF NAPOLEON, OHIO FIRE DEPARTMENT LOCATED WITHIN THE CITY OF NAPOLEON, OHIO, AND AUTHORIZING THE SOLE SOURCING OF THE PROJECT TO W.R. MEYERS CO. INC., AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR SAID CONSTRUCTION; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorized the expenditure of funds over twenty five thousand dollars (\$25,000.00) related to the construction of a training facility for the City Fire Department contingent upon the presentation of a proper performance bond.

All of the above summaries are approved as to form and correctness by Billy D. Harmon, City Law Director