

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 2008-08

Passed OCTOBER 21, 2008

**AN ORDINANCE TO APPROVE AND ADOPT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES, AND DECLARING IT 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**, Council has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council in the form of replacement pages to the Codified Ordinances;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE MUNICIPALITY OF BROOKVILLE, OHIO THAT:**

**SECTION I:** The ordinances of the Municipality of Brookville, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2008 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

**SECTION II:** The following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

- 301.20 Definition of Motor Vehicle. (Amended)
- 333.08 Operation Without Reasonable Control. (Amended)
- 335.072 Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
- 337.10 Lights on Slow-Moving Vehicles. (Amended)
- 337.26 Child Restraint System Usage. (Amended)
- 339.11 Use of Studded Tires and Chains. (Amended)

General Offenses Code

- 501.06 Limitation on Criminal Prosecution. (Amended)
- 509.06 Inducing Panic. (Amended)
- 513.01 Drug Abuse Control Definitions. (Amended)
- 513.03 Controlled Substance Possession or Use. (Amended)
- 517.01 Gambling Definitions. (Amended)
- 517.06 Methods of Conducting a Bingo Game. (Amended)
- 517.08 Raffles. (Added)
- 517.09 Charitable Instant Bingo Organizations. (Added)
- 517.14 Instant Bingo Conduct By a Veteran's or Fraternal Organization. (Added)
- 517.15 Skill-Based Amusement Machines. (Added)
- 525.10 Having an Unlawful Interest in a Public Contract. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 533.01 Obscenity and Sexual Offenses' Definitions. (Amended)
- 537.051 Menacing by Stalking. (Amended)
- 537.08 Unlawful Restraint. (Amended)
- 537.17 Criminal Child Enticement. (Amended)
- 549.02 Carrying Concealed Weapons. (Amended)
- 549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)

Fire Prevention Code

- 1501.01 Ohio Fire Code Adopted. (Amended)

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**SECTION III:** 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 IV:** This ordinance is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the Municipality, the emergency being the immediate necessity to approve and distribute current Replacement Pages to the Codified Ordinances so as to facilitate administration, daily operation and avoid practical and legal entanglements; and it shall therefore take effect immediately upon passage by two-thirds of the members of Council of the Municipality of Brookville, Ohio.

PASSED this 21st day of October 2008.

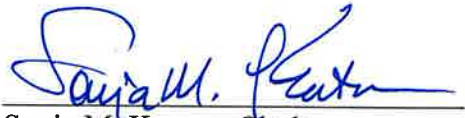
ATTEST:

  
Sonja M. Keaton, Clerk

  
David E. Seagraves, Mayor

**CERTIFICATE**

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2008-08, passed by the Council of the City of Brookville, Ohio, on the 21st day of October 2008.

  
Sonja M. Keaton, Clerk

**CERTIFICATE OF POSTING**

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2008-08 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 23rd day of October 2008 to the 23rd day of November 2008, both days inclusive.

  
Sonja M. Keaton, Clerk