

# RECORD OF ORDINANCES

Ordinance No. 2005-12Passed NOVEMBER 1, 20 05

## 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:

**SECTION 1:** 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 2005 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

**SECTION 2:** The following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

### Traffic Code

313.11	Portable Signal Preemption Devices Prohibited. (Added)
335.03	Driving With Temporary Instruction Permit; Curfew. (Amended)
337.27	Drivers and Passengers Required to Wear Seat Belts. (Amended)
337.28	Use of Sunscreening, Nontransparent and Reflectorized Materials. (Amended)
341.01	Commercial Drivers' Definitions. (Amended)
341.03	Prerequisites to Operation of a Commercial Motor Vehicle. (Amended)
341.05	Commercial Drivers Criminal Offenses. (Amended)

### General Offenses Code

501.05	Criminal Law Jurisdiction. (Amended)
525.02	Falsification. (Amended)
525.15	Assaulting Police Dog or Horse or Service Dog. (Amended)
533.07	Public Indecency. (Amended)
537.17	Criminal Child Enticement. (Amended)
545.01	Theft and Fraud Definitions. (Amended)
545.05	Petty Theft. (Amended)
545.06	Vehicle Trespass. (Amended)
545.09	Passing Bad Checks. (Amended)
545.21	Identity Fraud. (Repealed)

**SECTION 3:** 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:** 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.

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Dayton Legal Blank, Inc.

Form No. 30043

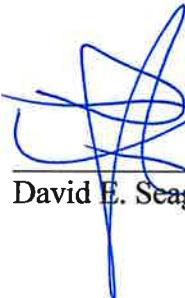
Ordinance No. 2005-12

Passed NOVEMBER 1, 2005

PASSED this 1st day of November, 2005

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. 2005-12, passed by the Council of the City of Brookville, Ohio, on the 1st day of November, 2005.

  
Sonja M. Keaton, Clerk

## CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2005-12 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 2nd day of November, 2005 to the 2nd day of December, 2005, both days inclusive.

  
Sonja M. Keaton, Clerk