

**ORDINANCE NO. 2015-49
INTRODUCED BY ADMINISTRATION**

**AN ORDINANCE TO REVISE THE CODIFIED
ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES
AND DECLARING AN EMERGENCY.**

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to prepare replacement pages to the Codified Ordinances which are before Council; Now, Therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST,
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1: The ordinances of the City of Lyndhurst, Ohio, of a general and permanent nature, as revised, recodified, rearranged, and consolidated into component codes, titles, chapters and sections within the 2015 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SECTION 2: The following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.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

- 432.45 Vehicular Operation on Street Closed Due to Rise in Water Level. (Added)
- 436.072 Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
- 436.074 Driving Under License Forfeiture or Child Support Suspension. (Amended)
- 438.16 Number of Lights; Limitations on Flashing. (Amended)
- 438.18 Focus and Aim of Headlights. (Amended)

General Offenses Code

- 606.01 Definitions. (Amended)
- 606.02 Culpable Mental States. (Amended)
- 606.07 Requirements For Criminal Liability. (Amended)
- 636.04 Aggravated Menacing. (Amended)
- 636.045 Menacing by Stalking. (Amended)
- 636.05 Menacing. (Amended)
- 636.14 Misuse of 9-1-1 System. (Added)

- 642.01 Theft and Fraud Definitions. (Amended)
- 642.02 Petty Theft. (Amended)
- 642.19 Securing Writings by Deception. (Amended)
- 642.24 Determining Property Value in Theft Offense. (Amended)
- 666.08 Soliciting. (Amended)
- 666.23 Unlawful Advertising of Massage. (Added)
- 672.01 Weapons Definitions. (Amended)

Fire Prevention Code

- Ch. 1511. Open Burning.
- Ch. 1519. Fireworks.

SECTION 3: The complete text of the sections listed above is set forth in full in the current replacement pages to the Codified Ordinances. 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 hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Municipality and its inhabitants for the reason that there exists an imperative necessity for the earliest publication and distribution of the current replacement pages to the Codified Ordinances to the officials and residents of the Municipality, so as to facilitate administration, daily operation and avoid practical and legal entanglements. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: July 6, 2015

MAYOR

VICE-MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Resolution by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on July 16, 2015 and July 23, 2015.

Clerk of Council

First Reading: July 6, 2015

Second Reading: Suspended

Third Reading: Suspended