

ORDINANCE NO. 18-01

AN ORDINANCE APPROVING, ADOPTING, AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2018 EDITION, AS THE CODE OF ORDINANCES FOR THE VILLAGE OF THORNVILLE, OHIO AND DECLARING AN EMERGENCY

WHEREAS, like many Ohio municipalities, the present general and permanent ordinances of the Village currently are arranged and classified by American Legal Publishing's Ohio Basic Code; and

WHEREAS, American Legal Publishing Corporation has published an updated 2018 Edition of the Ohio Basic Code suitable for adoption by municipalities in Ohio; and

WHEREAS, Council for the Village of Thornville believe it is necessary, to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, healthy, safety and general welfare of the residents of Thornville, to approve, adopt, and enact American Legal Publishing's Ohio Basic Code, 2018 Edition.

NOW, **THEREFORE, BE IT ORDAINED** by the Council of the Village of Thornville, County of Perry, State of Ohio:

SECTION 1: Council for the Village of Thornville hereby approves, adopts, and enacts American Legal Publishing's Ohio Basic Code, 2018 Edition. Any prior version of the Ohio Basic Code, which previously was adopted by the Village, is hereby repealed.

SECTION 2: One copy of American Legal Publishing's Ohio Basic Code, 2018 Edition, certified as correct by the Mayor and Clerk, as required by the R.C. 731.23, shall be kept in its initial form on file in the Clerk's Office and retained as a permanent ordinance record of the municipality. The Clerk is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by R.C. 731.23. Such summary is attached hereto and marked as "Exhibited".

SECTION 3: All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2018 Edition, as adopted in Section 1 are hereby repealed as the effective date of this ordinance, except as follows:

(A) The enactment of the Ohio Basic Code, 2018 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative, nor to affect an indictment or prosecution thereof. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

(B) The repeal provided above shall not affect:

- (1) The grant or creation of a franchise, license, right, easement or privilege;
- (2) The purchase, sale, lease, or transfer of property;
- (3) The appropriation or expenditure of money or promise or guarantee of payment;
- (4) The assumption of any contract of obligation;
- (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
- (6) The levy or imposition of taxes, assessments or charges;
- (7) The establishment, naming, vacating or grade level of any street or public way;
- (8) The dedication of property or plat territory;
- (9) The annexation or detachment of territory;
- (10) Any legislation enacted subsequent to the adoption of this ordinance.
- (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

SECTION 4: Whenever reference is made in any document, publication, or sign of the Village, including but not limited to traffic tickets and traffic-control signs, to a section as it existed in a former edition of the Ohio Basic Code, the reference shall extend and apply to the section referred to as subsequently amended, revised, recodifies, or renumbered.

SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that results in such formal action were in meetings open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

SECTION 6: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that the Village needs to adopt this 2018 Edition of the Ohio Basic Code as soon as possible. Wherefore, provided this Ordinance receives the required affirmative votes of Council, it shall take effect and be in full force immediately upon passage of Council.

Passed in Council this 26th day of Feb 2018.


Gavin Renner, Mayor

ATTEST


Sharon Brussee, Clerk of Council

APPROVED:


Approved as to form this 31st day of January 2018.



Brian M. Zets, Esq.
Village Solicitor

CERTIFICATION OF CODIFIED ORDINANCES

We, Gavin Renner, Mayor, and Sharon Brussee, Clerk of the Legislative Authority, of the Municipality of Thornville, Ohio, pursuant to Ohio Revised Code 731.23 and 731.42 hereby certified that the general and permanent ordinances of the Municipality, are revised, rearranged, complied, renumbered as to sections, codified and printed herewith in component code and titles are correct as and constitute the Code of Ordinances for the Municipality of Thornville, Ohio.



Mayor



Sharon Brussee- Clerk of Legislative Authority