

ORDINANCE NO. 21-02  
ADOPTED ON January 25 2021

AN ORDINANCE APPROVING, ADOPTING, AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2021 EDITION, AS THE CODE OF ORDINANCES FOR THE VILLAGE OF THORNVILLE, OHIO AND DECLARING AN EMERGENCY

WHEREAS, the present general and permanent ordinances of the Village of Thornville are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the municipality and for the proper conduct of its affairs.

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the Village and for the immediate preservation of the public peace, health, safety and general welfare of the Village that this Ordinance take effect at an early date.

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

SECTION 1: American Legal Publishing's Ohio Basic Code, 2021 Edition, as reviewed and approved by Council for the Village of Thornville, is hereby approved, adopted, and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the Village of Thornville is hereby repealed as obsolete and hereby replaced in its entirety by the Ohio Basic Code, 2021 Edition.

SECTION 2: One copy of American Legal Publishing's Basic Code, 2021 Edition, certified as correct by the Mayor and Clerk of Council, as required by R.C. 731.23, shall be kept in its initial form on file in the office of the Clerk. The Clerk of Council is hereby authorized and directed to publish a summary of all new matters contained in the Code of Ordinance as required R.C. 731.23. Such summary is attached hereto as "Exhibit A" and incorporated herein by reference.

SECTION 3: All ordinances and resolutions or parts thereof which are in conflict or inconsistent with all provisions of the Ohio Basic Code, 2021 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this Ordinance, except as follows:

(A) The enactment of the Ohio Basic Code, 2021 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 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 provision, 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 or obligation.
5. The issuance and delivery or any bonds, obligations or other instrument of indebtedness.
6. The levy or imposition of taxes, or assessments of charges.
7. The establishment, naming, vacating or grade level of any street or public way.
8. The dedication of property or plat approval.
9. The annexation or detachment of territory.
10. Any legislation enacted subsequent to the adoption of this Ordinance.
11. Any legislation specifically superseding the provisions of the Ohio Basic Code.

SECTION 4: Whenever reference is made in any documents, publications, or signs of the Village of Thornville, 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, recodified, or renumbered.


SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision-making bodies of the Village of Thornville which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio

SECTION 6: This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety and for the further reason that there exists an imperative necessity for the earliest publication and distribution or current Code, so as to facilitate administration, daily operation and avoid practical and legal entanglements. Wherefore, provided this Ordinance receives the required affirmative votes of Council, it shall take effect and be in full force immediately upon passage.

Passed in Council this 25<sup>th</sup> day of January, 2021

  
Dan Harmon, Mayor

ATTEST:

  
Stephanie Reyher  
Clerk of Council


APPROVED:

Approved as to form this 25<sup>th</sup> day of January 2021.

  
Brian M. Zets, Esq.  
Village Solicitor

**CERTIFICATION OF CODIFIED ORDINANCES**

We, Dan Harmon, Mayor, and Stephanie Reyher, 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, as revised, rearranged, compiled, renumbered as to sections, codified and printed herewith in component codes and titles are correct as and constitute the Code of Ordinance for the Municipality of Thornville, Ohio.

  
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Mayor

  
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Clerk of Council