

ORDINANCE NO. 16-01

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2016 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF THE THORNVILLE, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, the present general and permanent ordinances of the municipality 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 municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality 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, 2016 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and hereby replaced in its entirety by this Ohio Basic Code, 2016 Edition.

Section 2. One copy of American Legal Publishing's Basic Code, 2016 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by the Ohio Revised Code 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality is authorized and a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinance as required by Ohio Revised Code 731.23. Such summary is attached hereto and marked as "Exhibit A."

Section 3. All ordinance and resolutions or parts thereof which are in conflict or inconsistent with all provision of the Ohio Basic Code, 2016 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows: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, 2016 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 of any bonds, obligations or other instrument 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 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 provision of the Ohio Basic Code.

Section 4. Whenever reference is made in any documents, publications, or signs of the municipality, including by 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. 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 of 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 25th day of January, 2016 ^(SB)



Gavin Renner, Mayor

ATTEST:



Sharon Brussee, Clerk of Council

APPROVED:

Approved as to form this 21st day of January 2016:



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, 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.



Mayor



Clerk of Council

Exhibit A

OHIO BASIC CODE, 2016 EDITION — SUMMARY OF CONTENTS

Notice is hereby given that on the 25th day of JANUARY, 2016, there was enacted by the Legislative Authority of the Municipality of _____, Ohio, an ordinance entitled "An Ordinance Approving, Adopting and Enacting American Legal Publishing's Ohio Basic Code, 2016 Edition, as the Code of Ordinances for the Municipality of THORNVILLE, Ohio."

A summary of the subjects, including all new matters contained in the Code of Ordinances, as adopted, are as follows. The majority of Basic Code provisions are based directly on state law.

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Signed:



Mayor



Clerk of the Legislative Authority

