

ORDINANCE NO. 08-2011

An Ordinance to Revise the Codified Ordinances by
Adopting Current Replacement Pages.

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, the Walter H. Drane Company has prepared a supplement to the Codified Ordinances containing such new material;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, Franklin County, State of Ohio:

SECTION 1. That the ordinances of the City of Worthington, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2010 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

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 That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law:

Traffic Code

- 333.01 Driving or Physical Control While Under the Influence. (Amended)
- 333.031 Approaching a Public Safety, Emergency or Road Service Vehicle. (Amended)
- 335.01 Driver's License or Commercial Driver's License Required. (Amended)
- 335.02 Permitting Operation Without a Valid License. (Amended)
- 335.07 Driving Under License Suspension or Restriction. (Amended)
- 335.072 Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
- 335.10 Expired or Unlawful License Plates. (Amended)
- 335.12 Stopping After Accident Upon Streets. (Amended)
- 335.13 Stopping After Accident Upon Property Other Than Street. (Amended)
- 337.28 Use of Sunscreening Materials. (Amended)
- 337.29 Bumper Heights. (Amended)

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General Offenses Code

- 501.99 Penalties for Misdemeanors. (Amended)
- 517.01 Gambling Definitions. (Amended)
- 517.02 Gambling. (Amended)
- 517.06 Methods of Conducting a Bingo Game. (Amended)
- 517.07 Instant Bingo Conduct. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 537.10 Telecommunication Harassment. (Amended)
- 537.11 Threatening or Harassing Telephone Calls. (Repealed)
- 537.14 Domestic Violence. (Amended)
- 537.15 Temporary Protection Order. (Amended)

SECTION 3. That the complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances. A summary of the amendments to such sections is hereby attached to this ordinance as Appendix A.

SECTION 4. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed March 7, 2011

[Signature on File]
President of Council

Attest:

[Signature on File]
Clerk of Council

Introduced February 22, 2011
P.H. March 7, 2011
Effective March 30, 2011

2010

APPENDIX A

Traffic Code

- 333.01 Driving or Physical Control While Under the Influence. (Adds “an emergency medical technician - intermediate, an emergency medical technician-paramedic” in subsections (e)(1)B., C. and (g))
- 333.031 Approaching a Stationary Public Safety, Emergency, or Road Service Vehicle. (Adds to section requirements for a driver approaching an emergency or road service vehicle.)
- 335.01 Driver’s License or Commercial Drivers’ License Required. (Modifies the penalty for repeat offenders under “operating a motor vehicle without a valid license” who never have held a valid driver’s or commercial driver’s license or permit, and to clarify the manner of sentencing for that offense.)
- 335.02 Permitted Operation Without Valid License. (Clarifies the manner of sentencing for this offense when it is an unclassified misdemeanor.)
- 335.07 Driving Under Suspension or License Restriction. (Clarifies the manner of sentencing for this offense when it is an unclassified misdemeanor.)
- 335.072 Driving Under Financial Responsibility Law Suspension or Cancellation. (Makes a violation of section an unclassified misdemeanor.)
- 335.12 Stopping After Accident Upon Streets. (Substitutes “accident or collision” for “violation” in subsection (b).)
- 335.13 Stopping After Accident Upon Property Other Than Street. (Substitutes “accident or collision” for “violation” in subsection (b).)
- 337.28 Use of Sunscreening and Nontransparent Reflectorized Materials. (Changes penalty to a minor misdemeanor for all offenses.)
- 337.29 Bumper Heights. Revises subsection (c) to comply with state law and modifies the penalty to establish a two-tier misdemeanor classification system for offenders.)

General Offenses Code

- 501.99 Penalties for Misdemeanors. (Authorizes judicial release of offenders who are serving jail sentences with notification to the prosecutor in subsection (b)(2).)

General Offenses Code (Cont.)

- 517.01 Gambling Definitions. (Deletes “has been in continuous existence in this state for at least two years” in subsections (k) and (m); redefines “raffle” in subsection (hh); adds subsection (ll)(12); adds “or an instant bingo dispenser” in subsection (vv)(2).)
- 517.02 Gambling. (Changes “four times” to “twelve times” in subsection (d)(1)C.)
- 517.06 Methods of Conducting a Bingo Game. (Added “or from the landlord of a premises where bingo is conducted” in subsection (a)(1); changed “one charitable organization” to “three charitable organizations” and “two bingo sessions” to “nine bingo sessions” in subsection (b)(1); changed “two bingo sessions” to “three bingo sessions” in subsection (c)(4); changed “\$3,500” to “\$6,000” in subsection (c)(5).)
- 517.07 Instant Bingo Conduct. (Rewrote subsection (a)(12)B.; deleted subsection (a)(16) and renumbered (17) as (16); added subsection (b)(2).)
- 529.07 Open Container Prohibited. (Added D-5n and D-5o permits to subsection (c)(1)A.)
- 537.10 Telecommunication Harassment. (Deletes two references in subsection (d) to Ohio R.C. 4931.31 which has been repealed.)
- 537.11 Threatening or Harassing Telephone Calls. (Former Ohio R.C. 4931.31 from which Section 537.11 was derived was repealed by Senate Bill 162, effective September 13, 2010.)
- 537.14 Domestic Violence. (Adds “foster parents” to the definition of “family or household member”.)
- 537.15 Temporary Protection Order. (Adds references to Ohio R.C. 2151.34 allowing a juvenile court to issue a protection order against a child who is alleged to have committed certain offenses or domestic violence against the person to be protected.)