

## EMERGENCY ORDINANCE NO. 2020-21

AN ORDINANCE AMENDING AND SUPPLEMENTING THE TRAFFIC CODE AND GENERAL OFFENSES CODE OF THE CODIFIED ORDINANCES TO BRING CITY LAW INTO CONFORMITY WITH STATE LAW AND DECLARING AN EMERGENCY.

WHEREAS, certain changes were made in the Codified Ordinances to bring City law into conformity with State law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONROE, STATE OF OHIO, THAT:

SECTION 1: The following sections of the Codified Ordinances are or contain new matter in the Traffic Code and General Offenses Code and are hereby approved, adopted, and enacted:

402.20, 402.22, 408.04, 412.05, 414.01, 416.01, 416.02, 416.09, 432.01, 432.02, 432.03, 432.04, 432.05, 432.06, 432.07, 432.08, 432.09, 432.10, 432.11, 432.12, 432.13, 432.14, 432.15, 432.155, 432.16, 432.17, 432.18, 432.195, 432.20, 432.21, 432.22, 432.24, 432.25, 432.26, 432.27, 432.28, 432.29, 432.32, 432.33, 432.34, 432.39, 432.42, 434.03, 434.035, 434.04, 434.05, 436.071, 436.073, 436.074, 436.075, 438.16, 438.285, 474.01, 474.02, 474.03, 474.04, 474.05, 474.11, 624.01, 636.001, 636.10, 636.20, 642.15, 648.04, 666.03, 666.04, 672.01, 672.04, 672.05, 672.07, and 672.18.

SECTION 2: Pursuant to Section 7.16 of the City Charter, Ohio R.C. 731.23, and Section 222.01 of the Codified Ordinances, the Clerk of Council shall publish, in a manner required by law, a notice of the enactment of this Ordinance, containing the title of this Ordinance, together with a summary of the new matter contained in Exhibit "A" attached hereto and made a part hereof.

SECTION 3: All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter adopted in Section 1 of this Ordinance are hereby repealed as of the effective date of this Ordinance, except as follows:

(a) The enactment of such sections and subsections 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 therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and recodification.

(b) The repeal provided above shall not affect any legislation enacted subsequent to June 9, 2020.

SECTION 4: This measure is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and further for the reason that it is necessary to have an up-to-date codification of the traffic and general offenses laws of the City consistent with the latest State law, where such consistency is required by the Ohio Constitution. Therefore, this measure shall take effect and be in full force from and after its passage.

PASSED: June 9, 2020

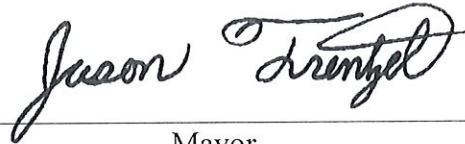
ATTEST:



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Clerk of Council

APPROVED:



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Mayor

This legislation was enacted in an open meeting pursuant to the terms and provisions of the Sunshine Law, Section 121.22 of the Ohio Revised Code.

**"I, the undersigned Clerk of Council of the city of Monroe, Ohio, hereby certify the foregoing (ordinance or resolution) was published as required by Section 7.16 of the Charter of the City of Monroe.**



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Clerk of Council  
City of Monroe, Ohio

EXHIBIT "A"  
SUMMARY OF NEW MATTER  
CONTAINED IN THE TRAFFIC CODE AND GENERAL OFFENSES CODE  
OF THE CODIFIED ORDINANCES OF THE CITY OF MONROE

<u>Section</u>	<u>New or amended matter regarding:</u>
402.20	Motor vehicle.
402.22	Motorized bicycle or moped.
408.04	Enhanced penalty for committing moving violation while distracted if distraction is contributing factor to commission of violation.
412.05	Freeway use prohibited by pedestrians, bicycles and animals.
414.01	Obedience to traffic control devices.
416.01	Duties of pedestrians and drivers at crosswalks.
416.02	Right-of-way of blind person.
416.09	Right-of-way on sidewalks.
432.01	Driving upon right side of roadway; exceptions.
432.02	Passing to right when proceeding in opposite directions.
432.03	Overtaking, passing to left; driver's duties.
432.04	Overtaking, passing to right of vehicle.
432.05	Overtaking, passing to left of centerline.
432.06	Driving upon left side of roadway.
432.07	Hazardous or no passing zones.
432.08	Driving within lanes or continuous lines of traffic.
432.09	Following too closely.
432.10	Turning at intersections.
432.11	"U" turns restricted.
432.12	Starting and backing vehicles.
432.13	Signals before changing course, turning or stopping.
432.14	Hand and arm signals.
432.15	Right-of-way at intersections.
432.155	Intersections at which traffic control signals fail or malfunction.
432.16	Right-of-way when turning left. <sup>4</sup>
432.17	Operation of vehicle at stop and yield signs.
432.18	Emergency or public safety vehicles at stop signals or signs.
432.195	Driving while approaching certain vehicles with caution.
432.20	Right-of-way at private driveway, alley or building.
432.21	Right-of-way of funeral procession.
432.22	Driving upon sidewalks, tree lawns or curbs.
432.24	Driving upon street posted as closed for repair.
432.25	Following and parking near emergency or safety vehicles.
432.26	Driving over fire hose.
432.27	Driving through safety zone.
432.28	One-way streets and rotary traffic islands.
432.29	Driving upon divided roadways.

432.32 Stopping at grade crossings.  
432.33 Slow-moving vehicles or equipment at grade crossings.  
432.34 Obstructing intersections, crosswalks or grade crossings.  
432.39 Operation on paths set aside for bicycles.  
432.42 Use of earphones while driving.  
434.03 Maximum speed limits; assured clear distance ahead.  
434.035 Speed limits on private roads and driveways.  
434.04 Slow speed; posted minimum speeds.  
434.05 Speed limitations over bridges.  
436.071 Driving under suspension or in violation of license restriction.  
436.073 Driving under O.V.I. suspension.  
436.074 Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.  
436.075 Failure to reinstate license.  
438.16 Number of lights permitted; red and flashing lights.  
438.285 Use of occupant restraining devices.  
474.01 Code application to bicycles.  
474.02 Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.  
474.03 Attaching bicycles, motorcycles to other vehicles.  
474.04 Riding on right side of roadway; riding abreast.  
474.05 Lights, signal devices, brakes on bicycles.  
474.11 Operation of motorized bicycles.  
624.01 Definitions.  
636.001 Definitions.  
636.10 Nonsupport of dependents.  
636.20 Illegal distribution of cigarettes or other tobacco products; transaction scans.  
642.15 Misuse of credit cards.  
648.04 Disorderly conduct.  
666.03 Sexual imposition.  
666.04 Public indecency.  
672.01 Definitions.  
672.04 Improperly handling firearms in a motor vehicle.  
672.05 License or permit to possess dangerous ordnance.  
672.07 Unlawful transactions in weapons.  
672.18 Concealed handgun licenses: possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.