



# ORDINANCE 2021-04

## OF THE VILLAGE OF ASHVILLE

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE ASHVILLE CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY



WHEREAS, on January 2020, the Village of Ashville retained the Building Company of Toole & Associates and in particular, Certified Building Official (CBO) William R. Toole, to serve as its Building Inspector and Planning & Zoning Advisor; and

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 Village has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ASHVILLE, PICKAWAY COUNTY, OHIO THAT:

### SECTION I

That the ordinances of the Village of Ashville, Ohio, of a general and permanent nature, as revised, re-codified, rearranged and consolidated into component codes, titles, chapters and sections within the 2021 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

### SECTION II

That the following sections and chapters are hereby added, amended, or repealed as respectively indicated in order to comply with current State law.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

- 331.43 Wearing Earplugs or Earphones Prohibited. (Amended)
- 335.09 Display of License Plates or Validation Stickers; Temporary License Placard. (Amended)
- 335.091 Operating Without Dealer or Manufacturer License Plates. (Added)

#### General Offenses Code

- 501.99 Penalties for Misdemeanors. (Amended)
- 505.04 Abandoning Animals. (Amended)
- 513.01 Drug Abuse Control Definitions. (Amended)
- 521.08 Littering and Deposit of Garbage, Rubbish, Junk, Etc. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 537.17 Reserved. (Previously "Criminal Child Enticement")

Prepared: 02/24/2021  
Revised Date:  
Review Date:

#### CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of the ordinance adopted by the Village of Ashville Council held on 1<sup>st</sup> day of March 2021, and that I am duly authorized to execute this certificate.

\_\_\_\_\_  
(Original signature of April D. Grube)

Clerk-Fiscal Officer  
(TITLE)



**SECTION III**

The complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

**SECTION IV**

That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the Municipality and its inhabitants for the reason that there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the Municipality, so as to facilitate administration, daily operation and avoid practical and legal entanglements, and shall go into full force and effect immediately upon its passage by Council.

Offered by: Nelson R. Embrey

Seconded to the Motion Offered by: Darryl E. Ward

Upon roll call on the adoption of the ordinance, the vote was as follow:

Council Member	Yes	No	Council Member	Yes	No	Council Member	Yes	No	Council Member	Yes	No	Council Member	Yes	No	Council Member	Yes	No
Roger L. Clark	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Nelson R. Embrey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Randy S. Loveless	<input checked="" type="checkbox"/>	<input type="checkbox"/>	R. David Rainey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Tracie N. Sorvillo	<input type="checkbox"/>	<input type="checkbox"/>	Darryl E. Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Excused Absences																	

PASSED THIS 1<sup>st</sup> DAY OF MARCH, 2021

ATTEST:

  
April D. Grube, Clerk-Fiscal Officer

DATE: 3/4/2021

APPROVED:

  
Charles K. Wise, Mayor

DATE: 04 MAR 2021