

# RECORD OF ORDINANCES

## VILLAGE OF MCCONNELSVILLE

Ordinance No. 17-03                      Passed this    7<sup>th</sup>                      day of    February    2017

**AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2017 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF MCCONNELSVILLE, OHIO, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the present general and permanent ordinances of the Village of McConnelville 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 Village of McConnelville 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 of McConnelville and for the immediate preservation of the public peace, health, safety and general welfare of the Village of McConnelville that this ordinance take effect at an early date.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MCCONNELSVILLE, OHIO** as follows:

**SECTION I.** American Legal Publishing's Ohio Basic Code, 2017 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prior version of the Ohio Basic Code which may have been previously adopted by the Village of McConnelville is hereby repealed as obsolete and is hereby replaced in its entirety by the Ohio Basic Code, 2017 Edition.

**SECTION II.** One copy of American Legal Publishing's Ohio Basic Code, 2017 Edition, certified as correct by the Mayor and Clerk of the Village of McConnelville, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the Village of McConnelville and retained as a permanent ordinance record of the Village of McConnelville. The Clerk of the Village of McConnelville is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".

**SECTION III.** All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2017 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows: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, 2017 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 therefor. 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;

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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 instruments 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 IV.** Whenever reference is made in any documents, publications, or signs of the municipality, 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 V.** This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Passed this 7<sup>th</sup> day of February, 2017.

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John W. Finley  
Mayor

ATTEST:

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Ellen M. Henry  
Fiscal Officer