

RECORD OF ORDINANCES

Ordinance No. 2016-6

July 11, 2016

City of Bellbrook

Ordinance No. 2016-6

An Ordinance Amending Part Six – General Offenses Code of the Bellbrook Municipal Code.

WHEREAS, the City of Bellbrook periodically reviews its policies and procedures; and

WHEREAS, the City has determined that sections of the General Offenses Code are duplicated from sections of the Ohio Revised Code; and

WHEREAS, the City will use the Ohio Revised Code section when appropriate; and

WHEREAS, the City desires to eliminate the sections of the General Offenses Code that are duplicates of the Ohio Revised Code.

Now, Therefore, The City of Bellbrook Hereby Ordains:

Section 1. That Chapter 606 “General Provisions; Administration and Enforcement” of the Bellbrook Municipal Code be deleted in its entirety.

Section 2. That Chapter 612 “Alcoholic Beverages” of the Bellbrook Municipal Code be deleted in its entirety.

Section 3. That the following sections of Chapter 618 “Animals” of the Bellbrook Municipal Code be deleted in their entirety:

- §618.01 Dogs and other animals running at large; nuisance, dangerous and vicious dogs; hearings.
- §618.02 Abandoning animals.
- §618.08 Registration of dogs required.
- §618.09 Hindering capture of unregistered dog.
- §618.095 Dogs required to wear tags.
- §618.10 Unlawful tags.
- §618.11 Rabies quarantine.
- §618.17 Dogs with blind, deaf or hearing impaired, or mobility impaired persons, or trainer with assistance dog.
- §618.18 Animal fights.
- §618.20 Dangerous and vicious dogs. (Recodified)

Section 4. That Chapter 624 “Drugs” of the Bellbrook Municipal Code be deleted in its entirety.

RECORD OF ORDINANCES

Ordinance No. 2016-6

July 11, 2016

Section 5. That Chapter 626 “Fair Housing” of the Bellbrook Municipal Code be deleted in its entirety.

Section 6. That Chapter 630 “Gambling” of the Bellbrook Municipal Code be deleted in its entirety.

Section 7. That the following sections of Chapter 636 “Offenses Relating to Persons” of the Bellbrook Municipal Code be deleted in their entirety:

- §636.001 Definitions.
- §636.01 Negligent homicide.
- §636.02 Assault.
- §636.03 Negligent assault.
- §636.04 Aggravated menacing.
- §636.045 Menacing by stalking.
- §636.05 Menacing.
- §636.06 Unlawful restraint.
- §636.07 Child stealing. (Repealed)
- §636.08 Criminal child enticement.
- §636.09 Coercion.
- §636.10 Nonsupport of dependents.
- §636.11 Endangering children.
- §636.12 Interference with custody.
- §636.13 Failing to provide for a functionally impaired person.
- §636.14 Party lines to be yielded in emergencies. (Repealed)
- §636.15 Threatening or harassing telecommunications.
- §636.16 Placing harmful substance or objects in food or confection.
- §636.17 Domestic violence.
- §636.18 Safety of crowds attending live entertainment performances.
- §636.19 Hazing.
- §636.20 Illegal distribution of cigarettes or other tobacco products; transaction scans.
- §636.21 Contributing to the unruliness or delinquency of a child.
- §636.22 Ethnic intimidation.
- §636.23 Intimidation in connection with housing.
- §636.25 Failure to perform viability testing.

Section 8. That the following sections of Chapter 642 “Offenses Related to Property” of the Bellbrook Municipal Code be deleted in their entirety:

- §642.01 Definitions.
- §642.02 Theft.
- §642.03 Degree of offense when certain property involved.
- §642.035 Evidence of theft of rented property.
- §642.04 Unauthorized use of a vehicle; vehicle trespass.
- §642.05 Unauthorized use of property.

RECORD OF ORDINANCES

Ordinance No. 2016-6

July 11, 2016

- §642.06 Injuring vines, bushes, trees or crops.
- §642.07 Desecration.
- §642.08 Assaulting police dog or horse or assistance dog.
- §642.09 Arson.
- §642.10 Criminal damaging or endangering; vehicular vandalism.
- §642.11 Criminal mischief.
- §642.12 Criminal trespass.
- §642.125 Aggravated trespass.
- §642.13 Tampering with coin machines.
- §642.14 Passing bad checks.
- §642.145 Forging or selling forged identification cards.
- §642.146 Criminal simulation.
- §642.15 Misuse of credit cards.
- §642.155 Recording credit card, telephone or Social Security numbers.
- §642.16 Making or using slugs.
- §642.17 Prima facie evidence of purpose to defraud.
- §642.18 Tampering with records.
- §642.19 Securing writings by deception.
- §642.20 Personating an officer.
- §642.205 Diminishing or interfering with forfeitable property.
- §642.21 Defrauding creditors.
- §642.22 Receiving stolen property.
- §642.23 Possession of Municipal property.
- §642.24 Determining property value in theft offense.
- §642.25 Determining property value in arson.
- §642.26 Prosecutions for theft of utilities.
- §642.27 Food stamps. (Repealed)
- §642.28 Insurance fraud.
- §642.29 False statements alleging theft of motor vehicles. (Repealed)
- §642.30 Misconduct involving a public transportation system.
- §642.35 Workers' compensation fraud.
- §642.36 Medicaid fraud.
- §642.37 Motion picture piracy.

Section 9. That the following sections of Chapter 648 "Peace Disturbances" of the Bellbrook Municipal Code be deleted in their entirety:

- §648.01 Riot.
- §648.02 Failure to disperse.
- §648.03 Justifiable use of force to suppress riot.
- §648.04 Disorderly conduct.
- §648.05 Disturbing a lawful meeting.
- §648.06 Misconduct at an emergency.
- §648.07 Inducing panic.
- §648.08 Making false alarms.

RECORD OF ORDINANCES

Ordinance No. 2016-6

July 11, 2016

§648.12 Inciting to violence.

Section 10. That the following sections of Chapter 660 “Safety, Sanitation and Health” of the Bellbrook Municipal Code be deleted in their entirety:

- §660.01 Venting of heaters and burners.
- §660.02 Spreading contagion.
- §660.03 Littering.
- §660.04 Noxious odors; filthy accumulations; polluting and diverting watercourses.
- §660.06 Abandoned refrigerators and airtight containers.
- §660.08 Open burning.
- §660.16 Smoking in places of public assembly.

Section 11. That Chapter 666 “Sex Related Offenses” of the Bellbrook Municipal Code be deleted in its entirety.

Section 12. That the following sections of Chapter 672 “Weapons and Explosives” of the Bellbrook Municipal Code be deleted in their entirety:

- §672.01 Definitions.
- §672.02 Carrying concealed weapons.
- §672.025 Possession of deadly weapon while under detention.
- §672.03 Using weapons while intoxicated.
- §672.04 Improperly handling firearms in a motor vehicle.
- §672.05 License or permit to possess dangerous ordnance.
- §672.06 Failure to secure dangerous ordnance.
- §672.07 Unlawful transactions in weapons.
- §672.085 Underage purchase of a firearm or handgun.
- §672.095 Discharge of a firearm on or near prohibited premises.
- §672.10 Fireworks.
- §672.11 Fireworks display permits. (Repealed)
- §672.12 Endangering aircraft and airport operations.
- §672.15 Throwing stones at persons or vehicles.
- §672.16 Possessing criminal tools.
- §672.17 Possession of an object indistinguishable from a firearm in a school safety zone.
- §672.18 Concealed handgun licenses: possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.
- §672.19 Defaced firearms.

Section 13. That Chapter 698 “Penalties and Sentencing” of the Bellbrook Municipal Code be deleted in its entirety.

Section 14. This ordinance shall take effect September 1, 2016.

RECORD OF ORDINANCES

Ordinance No. 2016-6

July 11, 2016

PASSED this ____ day of _____, 2016.

Robert L. Baird, Mayor

Jami L. Kinion, Clerk of Council

APPROVED AS TO FORM:
Patricia N. Campbell, Municipal Attorney