

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11273-2022

INTRODUCED BY: COUNCILMAN ROBERTS

P/C 7-19-22 Safety
CA Prior 8-23-22
1st R _____
2nd R _____
3rd R _____
B/C _____

AN ORDINANCE
AMENDING SECTION 331.45(d)
OF THE BROOK PARK CODIFIED ORDINANCES
ENTITLED 'TEXTING WHILE DRIVING PROHIBITED,'
AND DECLARING AN EMERGENCY

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Brook Park, State of Ohio, that:

SECTION 1: Section 331.45, subsection (d), enacted by Ordinance 11022-2018, passed, May 15, 2018, which currently reads as follows:

331.45(d) Whoever violates division (a) of this section is guilty of a minor misdemeanor.

Is hereby amended to read as follows:-

331.45(d) Whoever violates division (a) of this section is guilty of a misdemeanor of the fourth degree.

SECTION 2: Former Section 331.45(d) of the Brook Park Codified Ordinances is hereby expressly repealed.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for further reason that Council desire to amend Section 331.45(d) of the Brook Park Codified Ordinances, therefore, provided this ordinance receives the affirmative vote of at least (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

RECEIVED

JUL 14 2022

BROOK PARK CITY COUNCIL

PASSED: August 23, 2022

ATTEST: Carol Johnson
Clerk of Council

[Signature]
PRESIDENT OF COUNCIL

APPROVED:

[Signature]
MAYOR

8-23-22
DATE

CERTIFICATE

Carol Johnson, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance Resolution

No. 11273-2022
passed on the 23 day of August
20 22 by said council.

Carol Johnson
Clerk of Council

I, Carol Johnson, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at five of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

commencing 8-24-22
Carol Johnson
CAROL JOHNSON
Clerk of Council

	Yea	Nay
Troyer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mencini	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Coyne	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Polindexter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Salvatore	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS

[Signature]
DIRECTOR OF LAW