

**AN EMERGENCY ORDINANCE
TO APPROVE CURRENT REPLACEMENT PAGES TO THE
MAYFIELD VILLAGE CODIFIED ORDINANCES.**

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 MAYFIELD VILLAGE, OHIO, THAT:

SECTION 1. The ordinances of the Municipality of Mayfield Village, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2013 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

SECTION 2. The following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

301.031	Beacon; Hybrid Beacon. (Added)
301.161	Highway Traffic Signal. (Added)
301.17	Intersection. (Amended)
301.181	Median. (Added)
301.26(b)	Private Road or Driveway. (Added)
301.361	Shared-Use Path. (Added)
301.45	Traffic (Amended).
301.46	Traffic Control Device. (Amended)
301.47	Traffic Control Signal. (Amended)
303.01	Compliance With Order of Police Officer. (Amended)
303.041	Emergency, Public Safety and Coroner's Vehicles Exempt. (Amended)
303.99	General Traffic Code Penalty. (Amended)
313.03	Traffic Signal Indications. (Amended)
313.04	Lane-Use Control Signal Indications. (Amended)
313.05	Special Pedestrian Control Signals. (Amended)
313.06	Flashing Traffic Signals. (Repealed)
331.12	U-Turns Restricted. (Amended)
335.07	Driving Under License Suspension or Restriction. (Amended)

- 335.072 Driving Under Financial Responsibility Law Suspension or Cancellation. (Amended)
- 335.074 Driving Under License Forfeiture or Child Support Suspension. (Amended)
- 339.03 Maximum Width, Height and Length. (Amended)
- 341.01 Commercial Vehicle Definitions. (Amended)
- 341.03 Prerequisites to Operation of a Commercial Motor Vehicle. (Amended)
- 341.05 Commercial Drivers' Criminal Offenses. (Amended)

General Offenses Code

- 501.01 Definitions. (Amended)
- 501.02 Classification of Offenses. (Amended)
- 501.11 Organizational Criminal Liability. (Amended)
- 501.13 Conspiracy. (Added)
- 513.03 Drug Abuse; Controlled Substance Possession. (Amended)
- 513.12 Marihuana Drug Paraphernalia. (Added)
- 517.01 Gambling Definitions (Amended)
- 517.02 Gambling. (Amended)
- 517.05 Cheating. (Amended)
- 517.06 Methods of Conducting a Bingo Game. (Amended)
- 517.07 Instant Bingo Conduct. (Amended)
- 517.08 Raffles. (Amended)
- 517.09 Charitable Instant Bingo Organizations. (Amended)
- 517.10 Location of Instant Bingo. (Amended)
- 517.11 Bingo or Game of Chance Records. (Amended)
- 517.13 Bingo Exceptions. (Amended)
- 517.15 Skill-Based Amusement Machines. (Amended)
- 525.01 Law Enforcement and Public Office Definitions. (Amended)
- 529.021 Purchase by Minors. (Amended)
- 529.04 Liquor Consumption in Motor Vehicle. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 533.08 Procuring. (Amended)
- 533.09 Soliciting. (Amended)
- 537.12 Misuse of 9-1-1 System. (Amended)
- 545.05 Petty Theft. (Amended)
- 549.13 Possessing Replica Firearms in School. (Added)

Fire Prevention Code

- 1511.05 Open Burning; Recreational Fires; Portable Outdoor Fireplaces. (Amended)

**CODIFIED
ORDINANCES
OF
MAYFIELD VILLAGE
OHIO**

Complete to January 1, 2013

Exhibit A

We, Bruce Rinker, Mayor, and Mary Beth Betsa, Council Clerk, of Mayfield Village, Ohio, pursuant to Ohio Revised Code 731.23 and 731.42, hereby certify that the general and permanent ordinances of Mayfield Village, Ohio, as revised, rearranged, compiled, renumbered as to sections, codified and printed herewith in component codes are correctly set forth and constitute the Codified Ordinances of Mayfield Village, Ohio, 1987, as complete to January 1, 2013.

/s/ Bruce Rinker
Mayor

/s/ Mary Beth Betsa
Council Clerk

Codified, edited and prepared for
publication by
THE WALTER H. DRANE COMPANY
Cleveland, Ohio

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ROSTER OF OFFICIALS
MAYFIELD VILLAGE, OHIO

(2013)

MAYOR

Bruce Rinker

COUNCIL

Ward 1	William Marquardt
Ward 2	Lillian (Patsy) Mills
Ward 3	Dr. Stephan Parker
Ward 4	William Buckholtz
At Large	Nick Delguyd
At Large	Joanne Cinco
At Large	Thomas Marrie

OFFICIALS

Finance Director	Ronald C. Wynne
Law Director	Joseph Diemert
Prosecutor	Vincent Feudo
Police Chief	Richard Edelman
Service Director	Douglas Metzong
Building Commissioner	John Marrelli
Engineer	Thomas Cappello
Clerk of Council	Mary Beth Betsa
Parks and Recreation Director	William Thomas
Director of Administration	Diane Wolgamuth

The publisher
expresses his appreciation
to

JOSEPH W. DIEMERT
Director of Law

MARY BETH BETSA
Clerk of Council

and all other Mayfield Village officials
who gave their time and counsel to the
1987 codification
and the preparation of current
replacement pages.

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2007-28	12-17-07	1179.01 to 1179.05, 1179.99	2009-25	7-20-09	1521.1501, 1521.1511, 1521.1519
2007-30	12-17-07	1501.01	2009-26	7-20-09	1519.02(c)
2007-44	10-23-07	907.03	2009-27	7-20-09	1501.14(a)
2008-01	1-22-08	767.01	2009-28	7-20-09	Repeals 747.01 to 747.05, 747.99
2008-04	4-21-08	1130.01 to 1130.10	2009-29	8-17-09	739.03(a)(11)
2008-05	4-21-08	1128.01 to 1128.18, 1128.99; repeals Ch. 1127	2009-30	8-17-09	709.02
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2008-16	3-17-08	131.05(c)	2009-49	10-19-09	1309.05(g)(5)
2008-27	8-18-08	1381.01, 1381.03	2009-52	11-16-09	133.02(b)
2008-32	8-18-08	1185.14(c)	2009-53	11-5-09	153.17(g)
2008-39	1-20-09	977.01	2009-54	11-16-09	1523.01, 1523.02
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2009-04	2-16-09	1523.01, 1523.02	2009-60	12-21-09	Repeals 945.01 to 945.37
2009-05	3-16-09	Repeals 311.04	2009-61	12-21-09	1119.17
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2009-07	3-16-09	Repeals 733.04	2009-63	12-21-09	1343.05
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2009-21	6-15-09	Repeals 1345.01 to 1345.08, 1345.99	2010-21	5-17-10	1501.01(a)
2009-22	7-20-09	1501.13	2010-27	6-21-10	Repeals 153.03(b)
2009-23	7-20-09	1501.15	2010-32	10-19-10	1321.02, 1321.99
2009-24	7-20-09	Repeals 931.01, 931.02	2010-33	8-16-10	1389.01 to 1389.05, 1389.99
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			2010-41	1-18-11	1183.01 to 1183.12

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2011-01	1-18-11	Repeals Ch. 907
2011-07	5-16-11	1523.01, 1523.02
2011-14	4-25-11	157.01 to 157.05
2011-15	4-25-11	1525.01
2011-16	4-25-11	1377.01 to 1377.05
2011-17	4-25-11	Repeals 1173.07
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2011-32	10-17-11	1363.02
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2011-42	12-19-11	1501.01; repeals 1501.13
2011-43	12-19-11	1325.01
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2012-01	1-17-12	Repeals 131.05
2012-02	1-17-12	Repeals 131.08
2012-03	1-17-12	Repeals 131.07
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TABLE B - EASEMENTS (Cont.)

<u>Ord. No.</u>	<u>Date</u>	<u>Description</u>
Res. 88-64	12-19-88	Authorizing acceptance of easement from James T. and Jane M. Krivanek for repair and maintenance of a storm sewer on Permanent Parcel No. 831-19-48.
Res. 89-46	8-21-89	From Milan and Maria Buzdon for drainage channel improvement at 6848 Creekwood Lane.
Res. 89-47	8-21-89	From Dennis and Laura Cardarelli for drainage channel improvement at 6878 Creekwood Lane.
Res. 89-48	8-21-89	From Bruce and Helene Finke for drainage channel improvement at 6868 Creekwood Lane.
Res. 89-49	8-21-89	From Robert and Shirley Newkirk for drainage channel improvement at 6858 Creekwood Lane.
Res. 89-50	8-21-89	From Charles and Patricia Grosel for drainage channel improvement at 6877 Deepwood Lane.
Res. 89-63	9-18-89	From Progressive Insurance Co. for traffic sign pole on Wilson Mills Rd.
Res. 89-64	9-18-89	From Transcon Builders, Inc. for traffic sign pole on Wilson Mills Rd.
Res. 91-32	3-25-91	From Village Trails Development Co. for drainage channel on Wilson Mills Rd.
Res. 91-44	6-26-91	From Village Trails Development Co. for water main in Village Trails Subdivision No. 1.
Res. 91-45	6-26-91	From Village Trails Development Co. for water main in Village Trails Subdivision No. 2.
92-33	9-21-92	Release and replacement of easements for water main installation and maintenance for Progressive Insurance project.
94-40	6-20-94	Appropriates easement in Permanent Parcel Nos. 831-28-001 and 831-30-001 for water detention facility.
97-31	8-11-97	Accepts easement for detention basin purposes from the City School District.
97-34	9-15-97	Approves easement between Beta Business Mall and Cleveland for installation and maintenance of water main to supply water service.
99-03	2-15-99	Authorizes acquisition of r-o-w easement for portions of properties of G. and J. Rivers on S.O.M. Center Rd.
2000-13	5-15-00	Authorizes acceptance of easements (ingress, egress, parking and utilities) for Governor's Village site.
2000-40	9-18-00	Authorizes electric utility easement with First Energy on N side of Parkview Dr.

TABLE B - EASEMENTS (Cont.)

<u>Ord. No.</u>	<u>Date</u>	<u>Description</u>
2002-11	4-22-02	Grants water line easement to Cuyahoga County Bd. of Commissioners and City of Cleveland in conjunction with widening of S.O.M. Center Rd. between Wilson Mills Rd. N to White Rd.
2002-12	4-22-02	Accepts grant of water line easement from Cleveland Electric Illuminating Co. in conjunction with widening of S.O.M. Center Rd. between Wilson Mills Rd. N to White Rd.
2002-18	5-20-02	Authorizes granting easement for ingress/egress and sign purposes to Governor's Village, LLC over Mayfield Village property fronting along North Commons Blvd. (PPN 831-05-135 and 831-05-44).
2002-38	10-21-02	Grants various easements to East Ohio Gas Co. d/b/a Dominion East Ohio for relocation of gas pipe line in connection with S.O.M. Center Rd. widening project.
2004-09	2-16-04	Grants various easements to East Ohio Gas Co. d/b/a Dominion East Ohio for relocation of gas pipe line in connection with S.O.M. Center Rd. widening project.
2005-38	8-22-05	Directs entering bike path easement agreement with AIK Mayfield Village LLC and SOM Court Development Corp.
2005-39	8-22-05	Directs entering conservation, bike path and bio-detention area easement agreement with AIK Mayfield Village LLC and SOM Court Development Corp.
2005-50	11-21-05	Authorizes entering easement termination agreement terminating easement of 4-28-80 between Village and P. Galier and E.C. Carlini for water main at 651 Beta Drive.
2008-09	1-22-08	Authorizes entering into an easement agreement with Progressive Direct Insurance Co. for the right of the Village to obtain an easement over Progressive property and for Progressive to obtain an easement over Village property.
2009-40	8-17-09	Accepts release of a certain easement previously reserved for street and utility purposes located along the premises known as Wiley Park (Permanent Parcel No. 831-13-011).
2010-05	1-19-10	Directs entering into easement for water meter vault on S.O.M. Center Rd. with Cleveland Division of Water relative to construction of Mayfield Village Police Station.
2011-38	10-17-11	Authorizing a standard easement for the installation and maintenance of a water main for the purpose of supplying water service at the Mayfield City School District High School.
2012-07	3-19-12	Directs entering into a hike and bike trail access easement agreement with the Board of Trustees of the Cuyahoga County Public Library.
2012-08	3-19-12	Directs entering into an access easement agreement with the Board of Trustees of the Cuyahoga County Public Library ("Library") for the purposes of parking, ingress and egress to the Library's property.

TABLE F- LEASE OF REAL PROPERTY

<u>Ord. No.</u>	<u>Date</u>	<u>Description</u>
202	1-19-42	Certain quarters in City of South Euclid as headquarters for Civilian Report Area No. 17.
422	11-6-52	Premises from Lucretia Van Curen for ice skating rink.
673	9-21-59	Terminates lease designating Elizabeth Dunbar as custodian at 6609 Wilson Mills Rd.
925	1-3-66	Premises on Wilson Mills Rd. for ice skating rink.
Res. 725	5-20-68	Approximately 10 acres from Cuyahoga County for recreational purposes.
69-40	10-9-69	Space at 6675 Wilson Mills Rd. for Police Dept.
70-15	3-16-70	Terminates lease with Board of Cuyahoga County Commissioners for land known as Cuyahoga County Auditor's Permanent Parcel 831-40-1.
87-2	1-19-87	Parcel in Wiley Park to Mayfield Historical Society for relocation of George Bennet House.
98-02	1-19-98	Authorizes lease with Whiting Turner Contracting Co. for Parkview Golf Course club house at 320 SOM Center Rd.
98-35	10-19-98	Authorizes lease of real property at 386 S.O.M. Center Rd.
99-41	11-15-99	Authorizes lease of real property at 386 S.O.M. Center Rd.
2003-20	6-16-03	Directs lease with Mayfield City School District Bd. of Education to lease its Central Administration Building.
2004-47	10-18-04	Directs lease with Word of Grace Church for space within Mayfield Village Civic Center for religious services.
2006-42	9-25-06	Authorizes a lease agreement for 6827 Thornapple Drive with James Deacon.
2006-45	10-23-06	Authorizes a lease agreement for real estate located at 6492 Wilson Mills Road with Ruth and James Vitek.
2006-46	10-23-06	Authorizes a lease agreement for real estate located at 6492 Wilson Mills Road with Ruth and James Vitek.
2006-48	10-23-06	Authorizes a lease agreement for real estate located at 6522 Wilson Mills Road with Shirley Shatten.
2006-53	12-18-06	Authorizes a lease agreement for real estate located at 6484 Wilson Mills Road with John and Cathlyn Murphy.
2007-03	1-29-07	Authorizes a lease agreement for real estate located at 6536 Wilson Mills Road with Stephanie Kozel.
2007-08	3-26-07	Authorizes a lease agreement for real estate located at 6434 Highland Road with Wes and Jennifer Shofner.
2007-13	4-30-07	Authorizes a lease agreement for real estate located at 6484 Wilson Mills Road with Doreen Difiore.
2007-42	9-25-07	Authorizes a lease agreement for real estate located at 6827 Thornapple Drive with James Deacon.
2007-46	10-23-07	Authorizes a lease agreement for real estate located at 6492 Wilson Mills Road with Ruth and James Vitek, Trustees.
2007-48	10-23-07	Authorizes a lease agreement for real estate located at 6522 Wilson Mills Road with Shirley Shatten.

TABLE F- LEASE OF REAL PROPERTY (Cont.)

<u>Ord. No.</u>	<u>Date</u>	<u>Description</u>
2007-53	12-18-07	Authorizes a lease agreement for the real estate located at 6484 Wilson Mills Road with John and Cathlyn Murphy.
2008-14	3-17-08	Authorizes a lease agreement for the real estate located at 470 S.O.M. Center Road with Hugh and Michelle Shannon.
2008-37	10-20-08	Authorizes lease agreement with James Deacon to lease real estate located at 6827 Thornapple Drive.
2008-38	10-20-08	Authorizes lease agreement with Edwin Scott Nethery and Regina M. Nethery to lease real estate located at 691 S.O.M. Center Road.
2009-17	4-20-09	Authorizes lease agreement with Lenny Tierney and Terry Tierney to lease real estate located at 6500 Wilson Mills Road.
2009-57	12-21-09	Authorizes lease agreement with George Ballash to lease real estate located at 6826 Meadowood Drive.
2010-07	2-15-10	Directs lease agreement with Cuyahoga East Vocational Education Consortium ("CEVEC") to lease real estate at 6532 White Rd.
2010-39	10-18-10	Directs lease agreement with R. Heidenthal and C. Olivo to lease real estate located at 6536 Wilson Mills Road.
2012-20	6-18-12	Directs entering into a lease agreement with John Dasher for the purpose of leasing the real estate located at 6120 Wilson Mills Road.
2012-21	6-18-12	Directs entering into a lease agreement with Chad LaGrasso for the purpose of leasing the real estate located at 6128 Wilson Mills Road.