

**CODIFIED
ORDINANCES
OF THE
CITY OF
MILFORD,
OHIO**

Complete to March 11, 2009

CERTIFICATION

We, David Hunter, Mayor, and Joanne Trilety, Clerk of Council of the City of Milford, Ohio, pursuant to Milford Charter Section 12.08 and Ohio Revised Code 731.23 and 731.42, hereby certify that the general and permanent ordinances of the City of Milford, 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 the City of Milford, Ohio, 1992, as complete to March 11, 2009.

/s/ David Hunter
Mayor

/s/ Joanne Trilety
Clerk of Council

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

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MILFORD, OHIO
ROSTER OF OFFICIALS
(2009)

CITY COUNCIL
David M. Hunter, Mayor

Charlene Hinnners, Vice Mayor
Amy Brewer
Bryan Hawkins

Kim McBeath
Sam Pschesang
Ralph Vilardo, Jr.

Joanne Trilety, Clerk of Council

CITY OFFICIALS

Loretta E. Rokey
Pamela Holbrook
Susan Ellerhorst
Michael Minniear
Timothy Petric
Mark Machan
John Cooper

City Manager
Assistant City Manager
Assistant to the City Manager
Law Director
Finance Director
Police Chief
Fire Chief

The publisher
expresses his appreciation
to

MICHAEL T. MINNIEAR
Law Director

and all other officers and
employees who gave their time
and counsel to this 1992 codification.

ORDINANCE NO. 93-1473

AN ORDINANCE TO APPROVE, ADOPT
AND ENACT THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES
IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW
MATTER; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Milford, Ohio, has determined the need to recodify and revise the general and permanent ordinances of Milford; and

WHEREAS, it has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such codification; and

WHEREAS, the codification of such ordinances, together with the new matter to be adopted, the matters to be amended and those to be repealed are before the Council;

Now, therefore, be it ordained by the Council of the City of Milford, Ohio:

Section 1. Pursuant to Milford Charter Section 12.08 and Ohio R.C. 731.23 and 731.42, the ordinances of the City of Milford, Ohio, of a general and permanent nature, as revised, codified, rearranged and consolidated into component codes, titles, chapters and sections are hereby approved, adopted and enacted as the Codified Ordinances of Milford, Ohio, 1992.

One book-form copy of the Codified Ordinances shall be certified as correct by the Mayor and the Clerk of Council, attached to this Ordinance as a part hereof, and filed with the permanent ordinance records of the City of Milford, Ohio.

Section 2. The provisions of this Ordinance, including all provisions of the Codified Ordinances, shall be in full force and effect from and immediately after passage of this Ordinance. All ordinances and resolutions or parts thereof which are inconsistent with any provision of the Codified Ordinances, are hereby repealed as of the effective date of this Ordinance, except as follows:

- (a) The enactment of the Codified Ordinances 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 modification.

- (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.
 - (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 June 15, 1992.

Section 3. Any section of the Codified Ordinances without a legislative history at the end thereof indicates that such section contains new matter ordained by this Adopting Ordinance.

Section 4. This Ordinance is hereby declared to be an emergency ordinance necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City and for the further reason that there exists an imperative necessity for the earliest publication and distribution of the Codified Ordinances to the officials and citizens of the City, so as to facilitate administration and daily operation and avoid practical and legal entanglements. Therefore, this Ordinance shall be in full force and effect from and after its passage by Council.

ADOPTED: January 19, 1993

/s/ Fred B. Gatch
Fred B. Gatch, Mayor

ATTESTED:

/s/ Rose Fredwest
Rose Fredwest, Clerk of Council

LAW DIRECTOR'S CERTIFICATION
I hereby approve of the form of this Ordinance.

/s/ Michael Minniear
Michael Minniear,
Law Director

CONTENTS

PRELIMINARY UNIT

General Index
Comparative Section Table

CODIFIED ORDINANCES OF MILFORD, OHIO

CHARTER

PART ONE - Administrative Code

PART THREE - Traffic Code

PART FIVE - General Offenses Code

PART SEVEN - Business Regulation Code

PART NINE - Streets, Utilities and Public Services Code

PART ELEVEN - Planning and Zoning Code

PART THIRTEEN - Building Code

PART FIFTEEN - Fire Prevention Code

EDITOR'S NOTE

The arrangement and numbering of the Codified Ordinances into component codes, titles, chapters and sections are based on an adaptation of the decimal numbering system which is similar to that used in the Ohio Revised Code, and in accord with the best accepted practice in instituting a codification. Each section is self-identifying as to code, chapter and section number. For example, 305.06 indicates that the code number is 3, the chapter number is 305 (or the 5th chapter within code 3), and the section number is .06. The code and chapter numbers appear left of the decimal, with the code number preceding the first two digits left of the decimal, and the chapter number being all digits left of the decimal. The section number appears right of the decimal. As another example, 113.10 indicates the code number is 1, the chapter number is 113 (or the 13th chapter within code 1), and the section number is .10.

This numbering system has the advantage of inherent flexibility in allowing for an almost endless amount of expansion. Codes, titles and chapters initially are odd-numbered, thus reserving the use of even numbers for future legislation. Sections within chapters are consecutively numbered, except that penalty provisions are usually assigned the number .99 as used in the Revised Code. Newly created sections subsequent to the original codification may be indicated by three digits right of the decimal in the event the law properly belongs between two consecutively numbered sections. For example, newly created 575.061, 575.062 and 575.063 follow 575.06 and precede 575.07 to be placed in their logical position.

Section histories enable a user to trace the origin of the law contained in the section. The history indicates the derivation by reference to either its passage date and the ordinance number originally assigned to it at that time, or to its inclusion in any prior code. Sections without histories indicate that the section contains new matter which was ordained by the Adopting Ordinance which enacts the Codified Ordinances.

The Comparative Section Table is included to show the disposition of every ordinance included in the Codified Ordinances. It indicates whether a given ordinance was consolidated with another into one section or split into two or more sections. Cross references direct the user to subject matter reasonably related to material contained within a given chapter.

MILFORD GENERAL INDEX

EDITOR'S NOTE: References are to individual code sections. As additional aids for locating material, users are directed to:

- (a) The Comparative Section Table, which indicates in the Codified Ordinances the disposition of the ordinances or resolutions integrated therein.
- (b) The Table of Contents preceding each component code, and the sectional analysis preceding each chapter.
- (c) The cross references to related material following the chapter analysis.

ABANDONMENT

animal	505.04
excavations	521.03
refrigerator, airtight container	521.01
vehicle	351.17(c)

ACCIDENT

impounding vehicle	303.08
injurious material on street	311.01
off-highway motorcycle	375.07
property other than street, on	335.13, 335.14
realty, damaging	335.14
street, on	335.12
unattended vehicle	335.12, 335.13

ADDRESS (see BUILDING NUMBERING)**ADMISSIONS TAX** (see CINEMA ADMISSIONS TAX)**ADOPTION BY REFERENCE**

charter provisions	Chtr. 12.03
Ohio Basic Building Code	1303.01
Residential Code of Ohio	1301.01

ADOPTION BY REFERENCE (Cont.)

Specification Drawings	
curbs and gutters	901.01
roadway and storm sewers	901.03
waterlines and sanitary sewers	901.02
Unified Fire Code	1501.01
Zoning Map	1141.03

ADULT BUSINESSES (see SEXUALLY ORIENTED BUSINESSES)**ADVERTISING** (see also SIGNS)

fireworks sale	1519.04(e)
outdoor	1191.01
posting on public property prohibited	541.09
sexually oriented businesses	729.17
traffic control device, on	313.07

AIDING OR ABETTING 501.10**AIR POLLUTION**

noxious or offensive odors	521.09
vehicle air cleaner required	337.25

AIRTIGHT CONTAINER			ANIMAL-DRAWN VEHICLES	
abandoned	521.01		freeway, prohibited on	303.06(b)
ALARMS			lights, emblem	337.10
false			ANIMALS	
charges assessed	705.01		abandoning	505.04
citation to Mayor's			assistance dog, assaulting	525.15
Court	705.04		barking or howling dogs	505.09
exclusion	705.05		bites	505.10
penalty	705.99		coloring; poultry sale	
records	705.01		or display	505.12
notification of service, testing			cruelty	
etc.	705.03		companion animals, to	505.071
repairs	705.02		generally	505.07
ALCOHOL (see INTOXICANTS;			dangerous or vicious dogs	505.14
INTOXICATION)			dog registration	505.03
ALLEY			exotic or dangerous	
defined	301.03		escape	505.13
parking in	351.11		escape	505.13
right of way			escape	505.13
entering	331.17		escape	505.13
junction of alleys	331.16		escape	505.13
leaving	331.22, 331.23		escape	505.13
speed limit	333.03		escape	505.13
turning into	331.11		escape	505.13
AMENDMENTS			escape	505.13
Charter	Chtr. 16.01		escape	505.13
Subdivision Regulations	1101.08		escape	505.13
Unified Fire Code	1501.02		escape	505.13
zoning (see ZONING ORDINANCE)			escape	505.13
AMUSEMENT ARCADES AND			escape	505.13
DEVICES			escape	505.13
additional devices	707.03		escape	505.13
definitions	707.01		escape	505.13
license requirements; fee	707.02		escape	505.13
penalty	707.99		escape	505.13
violations	707.04		escape	505.13
AMUSEMENT, PLACE OF			escape	505.13
trespass on place of			escape	505.13
public amusement	541.11		escape	505.13

ASSAULT		BICYCLE (Cont.)	
domestic violence	537.14	riding abreast	373.04
inciting to violence	509.011	right side of street	373.07
negligent	537.04	seat, use	373.02
physical harm	537.03	Traffic Code application	373.01
temporary protection order	537.15	traffic rules, obedience	373.07
vehicular assault in		vehicle, attaching to	373.03
construction zone	537.021		
ASSEMBLY		BILLIARD ROOMS	
disturbing lawful	509.04	application	710.04 to 710.06,
street, on; permit	311.02		710.09
ASSURED CLEAR		definitions	710.01
DISTANCE	331.09, 333.03	fees	710.03
		hours	710.10
		license	
		appeal	710.11
ATTEMPT	501.09	posting	710.07
		required	710.02
BAD CHECK	545.09	term	710.08
		penalty	710.99
BAKERS (see FOOD AND FOOD		specifications; requirements	710.12
HANDLERS)			
BARRICADES AND WARNING LIGHTS		BINGO	
required	521.03	definitions	517.01(r) et seq.
		exceptions	517.13
B-B GUNS	549.08	instant bingo	
		charitable organizations	517.09
BEER (see INTOXICANTS;		conduct	517.07
INTOXICATION)		location	517.10
BETTING (see GAMBLING)		veteran's or fraternal	
		organization	517.14
BICYCLE (see also MOTORCYCLE)		methods of conducting	517.06
bell, signal device	373.05	operator prohibitions	517.12
brakes	373.06	raffles	517.08
defined	301.04	records	517.11
freeway, on	303.06		
handle bars	373.02	BIRDS (see ANIMALS)	
lights	373.06		
motorized	301.04(b), 373.10	BLACKJACK (see WEAPONS)	
parking	373.09		
paths		BLIND PERSON (see HANDICAPPED	
exclusively for bicycles	373.11	PERSONS)	
parking on	351.03(q)	BOARD OF HEALTH	
reckless operation	373.02(d), 373.08	Council to organize	Chtr. 9.01
reflector	373.06		

BOARDS AND COMMISSIONS (see PUBLIC SERVANT; specific subject involved)		BUILDING CODE, OHIO BASIC	
BOAT (see RECREATIONAL VEHICLE)		adjudication or stop work order	1303.06
BOND		adoption	1303.01
fireworks exhibition	1519.02(c)	application	1303.03
officials and employees	Chtr. 15.02	compliance	1303.04
BOOKMAKING (see GAMBLING)		conflict	1303.07
BOWLING		enforcement	1303.08
license fee; hours; gambling	709.01	penalty	1303.99
BRAKES (see VEHICLE EQUIPMENT)		purpose	1303.02
BRASS KNUCKLES (see WEAPONS)		use, maintenance, rehabilitation	1303.05
BRIDGE		violation notice	1303.06
dropping objects onto highway or waters	541.10	BUILDING DEPARTMENT	
railroad cars, tracks, engine, etc.	553.04	established; administration	Chtr. 6.06
parking on prohibited	351.03	BUILDING INSPECTOR	
pedestrian on	371.10	Flood Damage Prevention Administrator	
speed on	333.05	designated as	1319.11
BUILDING (see also CONSTRUCTION; DWELLING)		duties	1319.12
key boxes required	1505.05	BUILDING MOVING	
public nuisance, as abatement	1315.02	penalty	1313.99
abatement by Building Inspector	1315.06	permit fee	1307.01(m)
appeal	1315.05	street use	1313.01
definitions	1315.01	BUILDING NUMBERING	
provisions not exclusive	1315.07	penalty	1311.99
right to make immediate repairs	1315.04	required	1311.01
service of notice	1315.03	BUILDING PERMIT	
		fees	
		refund	1307.02
		schedule	1307.01
		parks and recreation fee	149.01
		BUMPERS (see VEHICLE EQUIPMENT)	
		BURNS (see WOUNDS and BURNS)	

BUS (see also COMMERCIAL AND HEAVY VEHICLE)		CHEATING	517.05
defined	301.05	CHECKS	
school bus		passing bad	545.09
defined	301.35	CHILDREN (see JUVENILE; MINOR)	
discharging children	331.38	CHILD RESTRAINT SYSTEM	337.26
driving regulations	331.38	CIGARETTES	
stopping for	331.38	illegal distribution to minors	537.16
stops, parking in	351.10	CINEMA ADMISSIONS TAX	
BUSINESS DISTRICT		appeals	187.08
defined	301.06	collection; failure to	187.07
speed	333.03	definitions	187.01
BUTCHERS (see FOOD AND FOOD HANDLERS)		exemptions	187.03
CAB (see TAXICAB)		interest	187.06
CAMPERS (see TRAILERS AND CAMPERS)		penalty	187.99
CANDY		rate	187.02
adulterated	537.13	records	187.09
CARRYING CONCEALED WEAPONS	549.02	refunds	187.10
CAR SEAT, CHILDREN'S	337.26	reporting; remitting	187.05
CAT (see ANIMALS)		taxes a lien	187.11
CATTLE (see ANIMALS)		tickets; price on	187.04
CEMETERIES		CIRCUS, MENAGERIE, CARNIVAL OR EXHIBITION	
abandonment of IOOF Cemetery	941.02	deposit required	709.03
Greenlawn Cemetery prices and regulations	941.01	licensee	
CHARTER		fee	709.04
amendment method	Chtr. 16.01	fee waived	709.05
Charter Revision Committee	Chtr. 16.02	required	709.02
construction of	Chtr. 16.04	notice to Mayor; days	709.02
definitions	Chtr. 16.03	street carnivals, fairs and socials prohibited	709.06
savings clause	Chtr. 16.05	CITIZENS HOUSING COMMITTEE	1312.02
		CITY	
		classification change	Chtr. 1.02
		form of government	Chtr. 2.02
		municipal powers	Chtr. 2.01
		name and boundaries	Chtr. 1.01

CITY MANAGER (see also PUBLIC SERVANT)

Acting Manager appointment,	Chtr. 4.04
compensation	Chtr. 4.01
authority and duties	Chtr. 4.02
Building Department administration	Chtr. 6.06
Council, relations with	Chtr. 4.05
Income Tax Department, supervision of	131.01
interim manager	Chtr. 4.06
qualifications	Chtr. 4.01
removal from office	Chtr. 4.03
responsible for	
Sewer Department	Chtr. 6.05
Water Department	Chtr. 6.04
Waterworks Department	921.46
solid waste collection rules and regulations	943.15
Traffic Engineering and Safety Division, head of	305.01
Wastewater Department regulations	925.40

CIVIL PREPAREDNESS, OFFICE OF

Basic Plan	169.05
City Manager as Director	169.03,1
	169.04
conflicting regulations	169.09
definitions	169.02
emergency powers and duties	169.04
intent and purpose of chapter	169.01
liability, no municipal or private	169.06
organization and appointments	169.03
penalty	169.99
severability	169.08
violation of regulations	169.07

CIVIL RIGHTS

ethnic intimidation	541.08
interfering with	525.13

CIVIL SERVICE COMMISSION (see also

CIVIL SERVICE RULES)

appeals heard	157.10
conduct of business	157.055
directives, memoranda, procedures	157.06(b)
duties	Chtr. 10.03, 157.01(c)
investigations	157.12
jurisdiction	157.09
meetings	157.05
police or firefighters	
suspensions	157.10
powers and duties	157.11
recruiting	157.52

CIVIL SERVICE RULES

adoption, amendment or rescission	157.01
application	
age requirements	157.48
character and fitness of applicant	157.49
complete	157.51
false statements; fraudulent conduct	157.50
oath and certificate	157.46
residency requirements	157.47
appointments	
competition requirements	
suspended	157.73
eligible list, without emergency	157.71
medical or psychological evaluation	157.66
provisional	157.72
replacement and re-entry	157.65
time limit	157.64

CIVIL SERVICE RULES (Cont.)

certification	
automatic	157.45
limitation	157.58
notice of	157.59
number of names	
certified	157.57
reply by eligible	157.60
request to fill	
vacancy	157.56
retention	157.78
retention criteria	157.79
retention following	
position audit	157.80
temporary employment	157.62
change from classified to	
unclassified	157.17
classification	
parenthetical subtitles	157.30
plan change	
notification	157.08
plan criteria	157.31
plan, in accordance	
with	157.29
specifications	157.32
Commission (see CIVIL SERVICE	
COMMISSION)	
definitions	157.06
displacement	
appeal	157.99
notification of	157.95
order of	157.97
rights of employee	157.96
eligible lists	
fewer than three names	157.61
removal from	157.63
revocation	157.54
term	157.53
evaluations	
performance evaluations	157.85
review of	157.86
examinations	
admitting applicants	157.36
changing of grades	157.40
determination of grade	157.77

CIVIL SERVICE RULES (Cont.)

examinations (cont.)	
examiners; Board of	
Examiners	157.04
inspection of papers	157.39
passing grade	157.35
persons connected with;	
selection, duties	157.02
postponement or	
cancellation	157.41
release time	157.42
repeating	157.43
sites and notices	157.33
special examiners	157.03
subjects and	
weights	157.34
time extension	157.37
visitors	157.38
exemptions	
charter provisions	Chtr. 10.03
deputies and assistants	157.14
notice of original	
appointment	157.15
positions designated	157.13
involuntary disability	
separations	157.24(d)
job abolishment appeal	157.99
job abolishments	157.24(a)
layoffs or reductions	
appeals	157.99
appointing authority, by	157.88
classifications for	157.91
compliance with rules	157.24(b)
lack of funds or work	157.89
order of	157.92
positions abolished	157.90
notification of	157.95
order of	157.92
reinstatement rights	157.98
merit system established	Chtr. 10.02
payrolls	157.87
position audits	
general provisions	157.07
retention of	
certification	157.80

CIVIL SERVICE RULES (Cont.)		CODIFIED ORDINANCES (see also ORDINANCES AND RESOLUTIONS)	
probationary period		amendment or repeal, effect of	101.04
completion; transfer	157.81	conflicting provisions	101.06
length of	157.68	definitions	101.02
nature of	157.67	designation; citation; headings	101.01
promotions		legislative intent	101.07
method	157.75	penalty	101.99
probationary reduction		revivor	101.04
from	157.69	rules of construction	101.03
without competition	157.76	section references	101.05
reclassification appeals	157.24(c)	severability	101.08
reduction, suspension or			
removal order (Chapter 24)		COERCION	537.09
amendment or withdrawal	157.21		
appeals and appellants	157.23,	COIN MACHINE	
	157.26	definition	545.01
appeals, filing time limit	157.104	slug use	545.11
appointing authority's		tampering	545.12
burden of proof	157.22		
Commission action; Court		COIN-OPERATED DEVICE	
appeals	157.28	amusement (see AMUSEMENT ARCADES AND DEVICES)	
copy of	157.102		
discovery	157.27	COMMERCIAL AND HEAVY VEHICLE	
evidence	157.25	air cleaner required	337.25
furnishing	157.20	brakes	337.18
grounds for	157.101	chains, spikes or lugs	339.10, 339.11
Police Department	157.103	drivers (see COMMERCIAL DRIVERS)	
referral as Chapter 24		exceptions	339.23
Order	157.104	explosives, transporting	339.06
requirement	157.09	farm truck use restricted	339.12
reinstatement		hazardous material,	
layoff, after	157.98	transporting	1505.04
resignation, after	157.82	height, maximum	339.03
retention of seniority and		length, maximum	339.03
status	157.83	liability for damages; prosecution;	
retention points		application of moneys	339.18
formula for assigning	157.92(c)	lights (see VEHICLE LIGHTS)	
tie breaker	157.93	loads (see VEHICLE LOADS)	
verification	157.94	local streets, use	339.02
seasonal positions	157.83	motor transportation companies,	
severability of rules	157.100	motor carriers	339.13
temporary employment	157.62	mud flaps	339.05
transfers	157.81	mud, tracking	339.08
unclassified service		notice of arrest	339.19
change from classified to	157.17		
positions included	157.18		
unskilled labor class	157.16		

**COMMERCIAL AND HEAVY
VEHICLE (Cont.)**

parking	
City streets, on	339.02(c)
time limit	351.17(f)
penalty	339.99
permit	
highway use; identification	
device	339.20
special	339.01, 339.02
road classification	339.15
route information on request	339.04
rules and regulations	339.16(a)
signs erected	339.22
slower vehicles to use	
right lane	331.01
slow-moving, lights and emblem	337.10
speed	
limitations posted	339.16(b)
reduction during thaws	
and moisture	
State route, use	339.01, 339.02
towing on City streets	339.02(c)
towing requirements	339.07
truck defined	301.49
truck routes	339.02
unlawful operation	339.21
weight	
limitations posted	339.16(b)
reduction during thaws	
and moisture	339.14
statement of gross weight	339.17
wheel protectors	339.05
width, maximum	339.03

COMMERCIAL DRIVERS

criminal offenses	341.05
definitions	341.01
employment	341.06
exemptions	341.02
operation	341.03
prohibitions	341.04

**COMMISSIONS (see BOARDS AND
COMMISSIONS)****COMMUNITY DEVELOPMENT**

Community Reinvestment	
Program	167.06
criteria; explanation	167.05
program	
adopted	167.01
authority	167.04
description	167.02
purpose	167.03
tax abatement	
improvements eligible	167.02(b)
property improvements	167.02(c)
taxes continue	167.02(a)

COMPANIES (see ORGANIZATIONS)**COMPENSATION**

improper	525.11
----------	--------

COMPLICITY 501.10**COMPOUNDING A CRIME 525.04****COMPUTER CRIMES 501.01, 545.01****CONSTRUCTION (see also BUILDING)**

fire protective and	
extinguishing equipment	
installed	1309.01
vehicular assault in	
construction zone	537.021

CONTRACTS (see also FINANCE)

awarded to lowest responsible	
bidder	133.01
charter provisions	Chtr. 11.09
interest, unlawful	525.10
public improvements; retainage	
provisions	133.02

CONTROL

physical	333.01
reasonable	331.34, 333.08

CORONER'S VEHICLE

right of way	331.21
exemptions	303.041

CORPORATION (see ORGANIZATION)		
COUNCIL (see also PUBLIC SERVANT)		
creation and abolition of		
offices	Chtr. 3.14	
departments established	Chtr. 6.07	
Manager, relations with	Chtr. 4.05	
meetings		
executive sessions	Chtr. 3.05	
minutes	Chtr. 3.12	
open to public	Chtr. 3.05	
special	Chtr. 3.06	
members		
appointments and		
removals	Chtr. 3.13	
compensation	121.01	
composition	Chtr. 3.01	
forfeiture of office	Chtr. 3.08	
qualifications	Chtr. 3.02	
salaries	Chtr. 3.10	
term	Chtr. 3.03	
vacancies	Chtr. 3.07, 3.09	
ordinances (see ORDINANCES AND RESOLUTIONS)		
organization	Chtr. 3.05	
powers and duties	Chtr. 3.04	
traffic control powers	305.01	
zoning amendments (see ZONING ORDINANCE)		
COUNCIL, CLERK OF		
duties	Chtr. 5.01	
COUNTERFEIT CONTROLLED SUBSTANCES	513.13	
CREDIT CARD		
defined	545.01	
misuse	545.10	
CRIME (see OFFENSE)		
CRIMINAL		
damaging and endangering	541.03	
mischief	541.04	
simulation	545.13	
tools, possession	545.19	
CROSSWALK		
defined	301.09	
obstructing	331.33	
parking on		
prohibited	351.03	
pedestrian right of way	371.01	
CRUELTY		
animals	505.07, 505.071	
children	537.07	
CULPABILITY		
criminal liability	501.07	
knowingly	501.08(b)	
mental states	501.08	
negligently	501.08(d)	
purposely	501.08(a)	
recklessly	501.08(c)	
CURBS AND GUTTERS		
curb cut requirements	913.06	
driving over	331.37	
obstructing gutters prohibited	911.04	
parking on prohibited	351.03	
specifications adopted	901.01	
CURFEW		
minors	509.08	
probationary license	335.031	
temporary instruction permit	335.03	
DANGEROUS ORDINANCE (see also WEAPONS)		
defined	549.01	
exceptions	549.01(k)	
failure to secure	549.05	
possession	545.19(b)	
DAY-CARE (see CHILD DAY-CARE)		
DEFINITIONS (see also specific subject involved)		
Codified Ordinances, general	101.02	
general offenses	501.01	
DEFRAUDING		
creditors	545.17	

DEMOLITION			DRIVER'S LICENSE (Cont.)	
permit fees		1307.01(l)	motorcycle, off-highway	375.05
DEPARTMENTS (see also specific subject involved)			motorcycle operator	335.01(a)
direction by City Manager established		Chtr. 6.08 Chtr. 6.07	motorized bicycle	373.10
DESECRATION		541.07	nonresident driver	335.01(b)
DETENTION			permitting operation without possession	335.02
defined		525.01	more than one	335.02
shoplifters		545.04	someone else's	335.04(c)
DISASTER (see CIVIL PREPAREDNESS, OFFICE OF)			probationary; curfew	335.031
DISCRIMINATION			prohibited acts	335.04
ethnic intimidation		541.08	required	335.01
DISORDERLY CONDUCT			restriction violation	335.07
disturbing others		509.03	revoked or suspended	
inducing panic		509.06	driving with	335.07
intoxicated persons		509.03	failure to surrender	335.04(d)
riot (see RIOT)			reinstatement requirements,	
DISTURBING THE PEACE			noncompliance with	335.073
muffler noise		337.20	snowmobile or all purpose vehicle	375.05
racing vehicle motor		331.36	temporary, licensed driver required	335.03
squealing tires, peeling		331.36	DRIVEWAY	
vehicle exhaust noise		331.36	parking in front of	351.03
DOGS (see ANIMALS)			right of way	
DOMESTIC VIOLENCE		537.14	entering	331.17
DRAG RACING		333.07	leaving	331.22, 331.23
DRAINAGE			turning into	331.11
compliance required		521.05	DRIVING	
DRIVER'S LICENSE (see also COMMERCIAL DRIVERS)			accident (see ACCIDENT)	
application falsification		335.04(e)	allowing another to drive	
display		335.06	illegally	335.05
fictitious, revoked, altered		335.04(a)	approaching stationary public safety vehicle	333.031
lending		335.04(b)	apron standards	913.07
			assured clear distance	331.09, 333.03
			backing vehicle	331.13
			bicycle path use prohibited	373.11
			certificate of title required	335.08
			change of course	331.14, 331.34
			closed road, on	331.26
			construction zone,	
			vehicular assault in	537.021
			control of vehicle	331.34, 333.08
			crosswalk, obstructing	331.33

DRIVING (Cont.)

divided street	331.31
drag racing	333.07
driver's view, control	331.25, 337.21
drunk or drugged	333.01
earplugs prohibited	331.43
entering or crossing	
roadway from other	
than roadway	
duty to yield	331.22
stopping at sidewalk	331.23
entrances	1109.07
exhaust noises	331.36
financial responsibility law	
suspension or cancellation,	
driving under	335.072
fire hose, over	331.28
following	
emergency or safety	
vehicle	331.27
too closely	331.09
grade crossing	331.39, 331.40
hazardous zones	331.07
immobilization order	333.10
intersection	
obstructing	331.33
right of way	331.16
shortcutting	331.41
turning at	331.10
lanes, within	331.08
left side of street	331.06
one-way street	331.30
operate defined	301.201
OVI suspension, under	335.071
passing	
left of center	331.05
left side	331.03
no passing zones	331.07
right side	331.02, 331.04
racing motor	331.36
reckless	
failure to	
control	331.34, 333.08
full time and attention	331.34
prohibited	333.09
willful, wanton	
disregard	333.02

DRIVING (Cont.)

right of way	
funeral procession	331.24
intersections	331.16
public safety vehicle	331.21
turning left	331.17
right side of street	331.01
rotary traffic island,	
around	331.30
safety zone, through	331.29
shortcutting	331.41
sidewalk, street lawn,	
curb; on	331.37
signals for turning or	
stopping	331.14, 331.15
speed (see SPEED)	
squealing tires	331.36
starting vehicle	331.13
stop signs	
emergency or public	
safety vehicle	331.20
operation at	331.14, 331.19
stopping vehicle	333.04
street under repair	331.26
turning	
driveway, alley or	
building	331.11
intersection, at	331.10
left, right of way	331.17
right on red	313.03(c)(2)
signals	331.14, 331.15
U turn	331.12
unsafe vehicle	337.01
weaving	331.34
willful, wanton disregard	333.02
wrongful entrustment	
of a motor vehicle	335.05
yellow line	331.07
yield signs, operation at	331.18

DRUG ABUSE

adulterated food	537.13
attempt	501.09(e)
controlled substance test;	
offender to pay	513.14
counterfeit controlled	
substances	513.13

DRUG ABUSE (Cont.)		ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE (see also WHEELCHAIR)	
definitions	513.01	regulations	371.13
driving under influence	333.01	E-MAIL POLICY	161.04
drug paraphernalia	513.12	EMBLEM	
drug samples	513.08	motor vehicle, illegal use	525.14
fireworks exhibitor	1519.03(d)	EMERGENCY	
hypodermic, possession and dispensing	513.04, 513.10	false alarm	509.07
instruments	513.04	misconduct at	509.05
intoxicants, harmful		misuse of 911 system	537.12
nitrous oxide in vehicle	513.11	traffic direction	303.02
possession or use	513.07	EMERGENCY VEHICLE (see also PUBLIC SAFETY VEHICLE)	
labels, prescription	513.09	defined	301.11
marihuana		exemptions	303.041
gift	513.02	following, parking near	331.27
illegal cultivation	513.06	siren, whistle, bell	337.19
possession or use	513.03	speed exceptions	333.06
permitting	513.05	stop sign or signal, effect	331.20
possession or use	513.03	EMPLOYEES, MUNICIPAL (see also PUBLIC SERVANT)	
steroids, anabolic	513.03	appointment and removals	Chtr. 3.13
walking on street under influence	371.09	bond	Chtr. 15.02
weapon using while intoxicated	549.03	civil service (see CIVIL SERVICE RULES)	
DRUNK DRIVING	333.01	records	Chtr. 15.06
DUI	333.01	ENTERPRISE ZONES	
DUMPING		guidelines	166.01
prohibited	521.10	ESCORT SERVICES	
DWELLING (see also BUILDING)		activities prohibited	711.10
fire protective and extinguishing equipment	1309.01	definitions	711.01
permit fee	1307.01(a)	duties	711.07
unclean habitations	521.12	existing businesses	711.15
ELECTIONS		identification card	711.06
nominations; petitions	Chtr. 14.01		
nonpartisan	Chtr. 14.02		
recall	Chtr. 14.03		
ELECTRICAL CODE, NATIONAL			
violations	1505.01		

ESCORT SERVICES (Cont.)

license	
advertising without	711.08
appeal	711.13, 711.14
application; contents	711.04
fees	711.04, 711.12
information update	711.09
nontransferable	711.03
renewal	711.11
required; prohibitions	711.02
revocation; appeals	711.13
penalty	711.99
unlawful work	711.05

ETHICS ADVISORY BOARD

duties, primary	163.02
meetings and quorum	163.04
members	
appointment;	
composition	163.01
disqualification	163.04
organization	163.01
publishing interpretations	163.03
staff support	163.03

ETHNIC INTIMIDATION 541.08**EXCAVATIONS**

abandoned, protection	521.03
applications	913.03
compliance required	913.01
definitions	913.02
exemptions	913.10
fees	913.08, 913.09
lanterns and barricades	
required	911.12
notification	913.05
parking near	
prohibited	351.03
penalty	913.99
restoration	913.04

**EXHIBITION (see CIRCUS,
MENAGERIE, CARNIVAL OR
EXHIBITION)****EXPLOSIVES (see also FIREWORKS)**

defined	301.12, 549.01
transporting	339.06

FAIR HOUSING

program adopted	171.01
-----------------	--------

FALL-OUT SHELTER

permit fee	1307.01(g)
------------	------------

FALSE INFORMATION

traffic violation	303.11
-------------------	--------

FALSE REPORTS

fire alarms	509.07
inducing panic	509.06

FALSIFICATION

driver's license	
application	335.04(e)
license plate	
registration	335.09(f)
prohibited	525.02

FEES

license	
amusement arcade or	
device	707.02(b)
billiard rooms	710.03
bowling alley	709.01
garage, yard and basement	
sale	715.02
peddlers	731.04
solicitors	731.04
taxicabs	727.05
vendors	731.04
lot review	151.01(b)
permits	
building	149.01, 1307.01
commercial and heavy	
vehicle	339.02
demolition	1307.01(l)
fallout shelters	1307.01(g)
fences	1307.01(f)
fire suppression	
system	1307.01(o)

FEES (Cont.)

permits (cont.)	
fireworks exhibition	1519.02(c)
garage, accessory structures	1307.01(d)
heating, cooling	1307.01(n)
moving building	1307.01(m)
sewer system tap	927.07
signs	1307.01(j)
swimming pools	1307.01(h)
water system tap	923.02
received by officials or employees	Chtr. 15.05
video service providers	735.01
zoning	
amendments, appeals	
variances	151.01(c)
certificate	149.01, 151.01(a)
conditional use	151.01(c)

FENCES

barbed wire or electric	521.07
permit fee	1307.01(f)

FINANCE

alternative method of apportionment of Undivided Local Government Revenue Assistance Fund	133.05
annual audits	Chtr. 11.11
appropriation	
ordinance	Chtr. 11.05
bonded indebtedness	Chtr. 11.06
budget	Chtr. 11.02
conflict of interest	Chtr. 15.03
contracts (see CONTRACTS)	
crediting	
interest income	133.08
utility bond	
interest	133.10
utility funds	
interest	133.09
depositories, selecting	133.04
Director (see FINANCE DIRECTOR)	
expenditures	Chtr. 11.10
fiscal year	Chtr. 11.01

FINANCE (Cont.)

Fixed Asset Policies and Procedures Manual	133.03
funds (see FUNDS)	
interest-bearing checking accounts	133.07
investment policy	133.04
purchases	Chtr. 11.09
taxation (see TAXATION)	
transfers between banks	133.11
Treasury Investment Account	133.06

FINANCE DIRECTOR (see also PUBLIC SERVANT)

duties	Chtr. 5.02
Ethics Advisory Board	
member	163.01
investment of funds	Chtr. 11.08

FIRE (see also OPEN BURNING)

arson (see ARSON)	
false alarm	509.07

FIREARM (see WEAPONS)**FIRE CODE, UNIFIED/OHIO**

adoption and purpose	1501.01
amendments	1501.02
other reference sources	1501.03
violations	1505.01

FIRE DEPARTMENT

appointments	157.66
contract for services	Chtr. 6.03
protection provided	Chtr. 6.01
Volunteer Fire Fighter's Dependents Fund Board	139.01

FIRE HOSE

driving over	331.28
--------------	--------

FIRE HYDRANT

building proximity to	1505.05
damage to	921.22
leads	921.20

FIRE HYDRANT (Cont.)		FIREWORKS (Cont.)	
meter	921.14	exhibition unlawful conduct	1519.03
parking near prohibited	351.03	penalty	1519.99
usage	921.19	possession, sale, discharge	1519.04
FIRE LANES		FLAMMABLE LIQUID	
established; parking		defined	301.14
prohibitions	351.16		
FIREMAN		FLOOD DAMAGE REDUCTION	
directing traffic	303.02(a)	abrogation	1319.07
FIRE PREVENTION		accessory structures	1319.29
key boxes	1505.05	appeals	1319.34 et seq.
penalty	1505.99	authorization	1319.01
protective and extinguishing		compliance required	1319.40
equipment		definitions	1319.11
appeals to Council	1309.06	development standards	1319.23 et seq.
compliance with State		disclaimer	1319.09
standards	1309.03	findings of fact	1319.02
existing buildings	1309.05	Floodplain Administrator	1319.11,
inadequate	1505.07		1319.12
inspections	1309.02	inspections	1319.16
installed in new		interpretation	1319.08
construction	1309.01	liquid storage tanks	1319.31
notice of inoperative		map; maintenance of	1319.20
or removed	1309.04	nonresidential structures	1319.28
removal of flammables or		penalties	1319.42
obstructions	1505.06	permits, development	1319.13 et seq.
smoke detectors required	1505.03	purpose	1319.03
suppression system permit		recreational vehicles	1319.30
fee	1307.01(o)	reducing flood loss	1319.04
tar kettles	1505.02	residential structures	1319.27
FIRE STATION		severability	1319.10
parking near prohibited	351.03	subdivisions	1319.26
FIRE TRUCK		substantial damage	1319.22
approaching when stationary	333.031	variances	1319.37
following, parking near	331.27	water; wastewater systems	1319.25
FIREWORKS (see also EXPLOSIVES)		FOOD AND FOOD HANDLERS	
definitions	1519.01	adulterated	537.13
exceptions	1519.05	application of chapter	713.01
exhibition permit; fee;		definitions	713.02
bond; records	1519.02	employee	
		cleanliness	713.05
		health	713.06
		equipment	713.04

FOOD AND FOOD HANDLERS (Cont.)		GAMBLING (Cont.)	
penalty	713.99	cheating	517.05
permitting unclean premises	713.03	definitions	517.01
unsanitary food	713.07	games of chance	
		conducting	517.02(d)
FORGERY		records	517.11
identification card	545.20	operating house	517.03
identity fraud	545.21	prohibited conduct	517.02
		public gaming	517.04
FOWL (see also ANIMALS)		raffles	517.08
coloring; sale or display	505.12	skill-based amusement devices	517.15
running at large	505.01		
		GARAGE	
FRAUD		permit fee	1307.01(d)
bad check passing	545.09		
credit card	545.10	GARAGE, YARD AND BASEMENT	
creditors	545.17	SALES	
definitions	545.01	license	
insurance	545.07	appeal	715.06
personating an officer	545.16	fee	715.02
securing writings by		required	715.01
deception	545.15	revocation	715.05
		regulations	715.03
FREEWAY (see STREET)		sign removal; fine	715.04
FUNDS (see also FINANCES)		GARBAGE AND RUBBISH (see also	
Capital Improvement Reserve		SOLID WASTE)	
Fund	Chtr. 11.07	billing	943.09 et seq.
deposit by City departments		definitions	943.02
required	133.12	dumping refuse prohibited	521.10
depositories	Chtr. 11.13	enforcement	943.12
investment by Finance		recycling	
Director	Chtr. 11.08	contamination of	
Motor Vehicle Permissive		recyclables	943.09
Tax Fund	183.02	deposits in public or	
Parks and Recreation Fund	149.03	private receptacle	943.08
separation of Water and Sewer		penalty	943.99
Department		service requirements	943.07
funds	Chtr. 11.12	refuse collection	
		container placement, time	943.04
FUNERAL PROCESSION		container removal	943.06
driving in	331.24	frequency	943.03
GAMBLING			
bingo (see BINGO)			
bookmaking	517.02		

GARBAGE AND RUBBISH (Cont.)		HISTORICAL AND ARCHITECTURAL PROTECTION AND PRESERVATION (Cont.)	
refuse collection (cont.)		purpose of regulations	1317.01
hours	943.05	repair or maintenance	
official stickers; service		exception	1317.08
requirements	943.07	separability	1317.09
penalty	943.99	written consent of property	
program established	943.01	owner required	1317.04
rules and regulations	943.15		
GROCERS (see FOOD AND FOOD HANDLERS)		HITCHHIKING	371.06
GUN (see WEAPONS)		HIT-SKIP (see ACCIDENT)	
GUTTERS (see CURBS AND GUTTERS)		HOMICIDE	
HALLOWEEN		failure to report	525.05(c)
adulterated food	537.13	negligent	537.01
		vehicular	537.02
HANDICAPPED PERSONS		HORN	337.19
blind pedestrian	371.02	HORSES (see ANIMALS)	
mobility device	371.13	HOTEL OR MOTEL (see also BED AND BREAKFAST)	
motorized wheelchair		guest registration	717.02
defined	301.52		
operator's rights	371.11	HUNTING	
parking locations	351.04	prohibited	505.11
HAZARDOUS MATERIAL		HYPODERMIC	
transporting	1505.04	possession, dispensing	513.04, 513.10
HEATING AND COOLING		IDENTIFICATION CARD	
permit fees	1307.01(n)	forgery 545.20	
HIGHWAY (see STREET)		misrepresentation	529.021
HISTORICAL AND ARCHITECTURAL PROTECTION AND PRESERVATION		IMMOBILIZATION ORDER	
appeal procedure	1317.07	driving under	333.10
commission	1317.03	IMPERSONATION	
definitions	1317.02	law enforcement officer	
environmental changes		to defraud	545.16
regulated	1317.06	peace officer, private	
landmark designation		policeman	525.03
criteria	1317.05		
landmarks designated	1317.10		

IMPORTUNING	533.05	INCOME TAX (Cont.)	
IMPOUNDING		savings clause	181.24
animals	505.02	time limitations; amounts	181.19
vehicle		violations; penalty	181.99
traffic violation	303.08	INCOME TAX DEPARTMENT	
IMPROVEMENTS, PUBLIC (see also		established; supervision	131.01
SUBDIVISION REGULATIONS)		INDECENCY (see OBSCEINITY;	
contracts; retainage		SEXUAL	
provisions	133.02	OFFENSES)	
INCOME TAX		INITIATIVE	Chtr. 13.01
Administrator		INSURANCE FRAUD	545.07
duties	181.17	INTERSECTION	
investigative powers;		defined	301.17
confidentiality	181.18	obstructing	331.33
allocation formula	181.04	parking in	351.03
allocation of collections	181.21	right of way	331.16, 331.17
Board of Review; appeals	181.20	shortcutting	331.41
collection after chapter		stop signs	313.02, 331.19
termination	181.25	turning at	331.10
collection at source	181.15	INTOXICANT, HARMFUL	
consolidated returns	181.06	possessing, using	513.07
declarations	181.16	trafficking	513.11
definitions	181.02	INTOXICANTS	
effective period	181.09	consumption of	
exceptions	181.07	hours	529.08
filing extensions	181.12	motor vehicle, in	529.04
imposition	181.03	definitions	529.01
mandatory registration	181.23	manufacture permit	529.05
no credit	181.08	open container	529.07
operating loss carry forward	181.05	parks, prohibited in	539.02
payments	181.13	permit for sale or	
penalty and interest	181.98	manufacture	529.05
purpose; levy	181.01	sale	
refunds 181.13		age warning sign	529.06
rental property tenant		hours	529.08
information	181.22	intoxicated persons, to	529.03
returns		minors, to	529.02
amended	181.14	permit	529.05
content	181.11	purchase by minors	529.021
required; dates	181.10	securing public	
		accommodations	529.02

INTOXICATION			LAW ENFORCEMENT OFFICER (see also POLICE OFFICER, PUBLIC SERVANT)	
criminal liability		501.07	defined	501.01
disorderly conduct		509.03	dereliction of duty	525.12
driving while intoxicated;			failure to aid	525.06
testing		333.01	hampering at emergency	509.05
fireworks exhibitor	1519.03(d)		ignition key removal	303.03
walking on street		371.09	personating	545.16
weapon use		549.03	refusal to disclose personal information to in public place	525.17
INVASION OF PRIVACY				
voyeurism		533.06		
JAYWALKING		371.03	LIABILITY	
JUNK MOTOR VEHICLE			criminal	
definitions		521.11(a)	intoxication	501.07
impounding		303.08	organizational	501.11
public or private			personal	501.07
property	303.09, 303.10		LIBRARY	
storage; notice to remove		521.11	rights; property damage	545.04
JURISDICTION		501.05	LICENSE (see also PERMIT)	
JUVENILE (see also MINOR)			amusement arcade or device	707.02
corruption		533.03	circus, memagerie, carnival	709.02
delinquency, contributing to		537.18	driving (see DRIVER'S LICENSE)	
material harmful to			fees (see FEES)	
deception to obtain		533.12	garage, yard and basement sale	715.01
displaying		533.13	general provisions	
disseminating		533.11	appeal and review	703.08
school attendance		509.10	application	703.02
KEY BOX			certificate displayed	703.06
required on buildings		1505.05	date and duration	703.04
KEYS			issuance; fee	703.03
parking, removal	303.03, 351.07		not transferable	703.05
KNIFE (see WEAPONS)			penalty	703.99
LAW DIRECTOR (see also PUBLIC SERVANT)			required	703.01
duties	Chtr. 5.03		revocation or suspension	703.07
LAW ENFORCEMENT (see individual subject involved)			peddlers	731.02
			solicitors	731.02
			taxicab	727.05
			vendors	731.02

LICENSE PLATES			MAYOR (see also PUBLIC SERVANT)	
display		335.09	Council elects	Chtr. 3.05, 3.11
expired or unlawful; out of state		335.10	marriage ceremonies, money from	
illegal			performing	177.01
impounding vehicle		303.08	officiating at marriage	
use of		335.11	ceremonies; fees	Chtr. 15.05
rear, illumination		337.04	Vice-Mayor	
unobstructed		335.10	judge, as	177.02
			judge, compensation as	177.03
			marriage ceremonies	123.01
LIGHTS, VEHICLE (see VEHICLE LIGHTS)				
LIMITATION OF PROSECUTION		501.06	MAYOR'S COURT	
			contempt of court	177.05
			probation	177.04
			Vice-Mayor as Judge	
			authorization	177.02
			compensation	177.03
LIQUOR (see INTOXICANTS; INTOXICATION)				
LITTERING			MEETING (see also individual subject involved)	
from a motor vehicle		331.42	disturbing lawful	509.04
garage, yard or basement sale signs			715.03	
generally		521.08	MEGAN'S LAW	
			notices; dissemination of	553.14
LOITERING				
solicitation, to engage in		533.091	MENACING (see also THREATS)	
			aggravated	537.05
LOTS			physical harm	537.06
definitions		1103.02	stalking, by	537.051
design standards		1107.10		
filling, draining		521.05	MENAGERIE (see CIRCUS, MENAGERIE, CARNIVAL OR EXHIBITION)	
review fee		151.01(b)		
MANHOLE COVER			MINOR (see also JUVENILE)	
tampering with		313.08	contributing to delinquency of	537.18
			criminal child enticement	537.17
MANSLAUGHTER, VEHICULAR		537.02	curfew	509.08
			distributing to	
MANUFACTURED HOME			cigarettes, tobacco	537.16
flood area			harmful intoxicants	513.11
anchoring		1319.17(a)	endangering	537.07
standards		1319.18(d)	firearms, underage purchase of	549.07
occupying moving		331.35	fireworks sale to	1519.04(d)
			intoxicant sales	529.02, 529.06
MARIHUANA (see DRUG ABUSE)				

MINOR (Cont.)		MOTOR VEHICLE	
school attendance mandatory	509.10	certificate of title	335.08
sexually oriented businesses,		criminal forfeiture of	335.05(c)
in	729.16	definitions	301.20, 301.51
unlawful sexual conduct with	533.03	driving (see DRIVING)	
supervision of	509.11	emblem, illegal use	525.14
MISDEMEANOR (see OFFENSE)		entering or leaving moving	
MISSILES	549.09	vehicle	371.06
MOBILE HOME		equipment (see VEHICLE	
occupying moving	331.35	EQUIPMENT)	
MOPED (see MOTORIZED BICYCLE)		homicide by	537.02
MOTORCYCLE (see also BICYCLE)		immobilization order	333.10
brakes	337.18	impounding	
defined	301.19	traffic violation	303.08
handle bars	373.02	junk (see JUNK MOTOR VEHICLE)	
headlight required	337.03	key removal	303.03, 351.07
helmets; safety glasses	373.02	license plates (see LICENSE	
license to operate	335.01(a)	PLATES)	
muffler	337.20	liquor consumption; open	
rear-view mirror	337.21	container	529.04
riding abreast	373.04	littering from	331.42
seat, use	373.02	living in prohibited	351.17(d)
vehicle, attaching to	373.03	master key sale or	
MOTORCYCLE, OFF-HIGHWAY		possession	545.07
accident reports	375.07	noise from 509.09	
certificate of title	375.08	operation (see DRIVING)	
definitions	375.01	peddling from	731.07(c)
equipment	375.02	riding on outside	371.06
licensing requirements, operator	375.05	slow moving (see COMMERCIAL	
operation		AND HEAVY VEHICLE)	
permitted	375.04	storage	351.17
prohibited	375.03	taxicab (see TAXICAB)	
Traffic Code application	375.03	trespass	545.06
vehicle registration	375.06	unauthorized use	545.06
MOTORIZED BICYCLE		unsafe	337.01
definition	301.04(b)	vehicular vandalism	541.10
driver's license	373.10	weapon handling in	549.04
equipment	373.10	wrongful entrustment of	335.05
lights	337.02	MOTOR VEHICLE LICENSE TAX	
		copy to registrar	183.01
		levy; purpose	183.01, 183.03
		Motor Vehicle Permissive	
		Tax Fund	183.02
		rate	183.01, 183.03
		MUFFLER (see VEHICLE EQUIPMENT)	

MUSEUM			OFFENSE (Cont.)	
desecration	541.07		complicity in commission	501.10
rights; property damage	545.04		compounding	525.04
NEGLIGENT HOMICIDE	537.01		construction, rules of	501.04
NOISE			failure to report	525.05
disorderly conduct	509.03		fraud (see FRAUD)	
dogs barking or howling	505.09		gambling	517.01
motor vehicle, from	509.09		jurisdiction	501.05
NUISANCE			liability	501.07
animals	505.08		motor vehicle or traffic	
building as public nuisance			offense, predicate	301.251
(see BUILDING)			organizational (see ORGANIZATION)	
OBSCENITY			penalty	501.99
definitions	533.01		prosecution limitation	501.06
materials harmful to			sexual (see SEXUAL OFFENSES)	
juveniles (see JUVENILE)			theft (see THEFT)	
presumption of knowledge;			violent, defined	501.01
actual notice and			OFFENSES AGAINST PERSONS (see	
defense	533.02		individual subject	
telephone call, obscene	537.10		involved)	
OBSTRUCTING JUSTICE	525.08		OFFENSES AGAINST PROPERTY (see	
OBSTRUCTING OFFICIAL			individual subject	
BUSINESS	525.07		involved)	
OBSTRUCTIONS			OFFICIALS, MUNICIPAL (see	
intersection; crosswalk	331.33		PUBLIC SERVANT)	
sidewalk	521.04		OFF-STREET PARKING (see PARKING,	
stopping vehicle	333.04		OFF-STREET)	
street	311.01		OHIO BASIC BUILDING CODE (see	
generally	311.01		BUILDING CODE, OHIO	
by railroad	553.01, 553.011		BASIC)	
watercourse	521.05		OHIO FIRE CODE	1501.01 et seq.
ODORS			ONE-WAY STREET (see STREET)	
noxious or offensive	521.09		OPEN BURNING (see also FIRE	
OFFENSE (see also individual			PREVENTION)	
subject involved)			bonfires, rubbish	
attempt	501.09		fires	1511.05
classification	501.02		definitions	1511.01
common law, abrogated	501.03		penalty	1511.99

OPEN BURNING (Cont.)		PARKING (Cont.)	
permission and notice	1511.04	fire lanes	351.16
relation to other		handicapped	351.04
prohibitions	1511.02	hazardous material, vehicle	
restricted areas	1511.03	transporting	1505.04
OPERATOR'S LICENSE (see		impounding vehicle	303.08
DRIVER'S LICENSE)		key removal	303.03, 351.07
ORDINANCES AND RESOLUTIONS		liability for violation	351.02
adoption	Chtr. 12.05	loading zone	351.09
adoption by reference	Chtr. 12.03	locations for handicapped	
codified (see CODIFIED		persons	351.04
ORDINANCES)		meter (see PARKING METER)	
Council action by	Chtr. 12.01	off-street (see PARKING, OFF-	
effective date	Chtr. 12.07	STREET)	
emergency ordinance	Chtr. 12.06	opening door on traffic	
initiative	Chtr. 13.01	side	351.08
introduction of		owner prima-facie liable	351.02
ordinances	Chtr. 12.02	nonliability, lease	
resolution	Chtr. 12.04	defense	305.05
publication	Chtr. 12.08	parallel	351.04
publication by posting	125.01	penalty	351.99
referendum	Chtr. 13.02	posted private property	351.13
ORGANIZATION		prohibited places	351.03, 351.12
liability	501.11	recreational equipment	721.02
penalty	501.99(b)	removal of unattended	
personal accountability	501.12	vehicle	351.01
OVI		selling, washing or	
driving under suspension	335.071	repairing vehicle	351.06
prohibitions	333.01	snow emergency	
PARADE	311.02	prohibitions	351.14
PARKING		stopping engine	351.07
alleys and narrow		taxicab stand, in	351.10
streets, in	351.11	time limit	351.17
angle	351.05	PARKING, OFF-STREET	
bicycle	373.09	Municipal Building parking	
brake, setting	351.07	lot	351.15
bus stop, in	351.10	PARKS	
double	351.03	alcoholic beverages	
emergency, safety vehicle,		prohibited	539.02
near	331.27	hours	539.01
PARADE	311.02	PARKS AND RECREATION	
PARKING		COMMISSION	
alleys and narrow		established	Chtr. 6.09
streets, in	351.11	rules and procedures	149.06
angle	351.05		
bicycle	373.09		
brake, setting	351.07		
bus stop, in	351.10		
double	351.03		
emergency, safety vehicle,			
near	331.27		

PARKS AND RECREATION FUND

administration	149.05
established 149.03	
fees from zoning certificates or building permits	149.01
land donation in lieu of fees	149.04
utilization	149.02

PEDDLERS (see VENDORS, PEDDLERS AND SOLICITORS)**PEDESTRIAN**

blind person	371.02
bridge or railroad crossing, on	371.10
control signal	313.05
crosswalk, right half	371.04
crosswalk, right of way defined	371.01 301.22
diagonal crossing of intersection	371.03
electric personal assistive mobility device	371.13(b)
freeway, on	303.06
hitchhiking	371.06
intoxicated on street	371.09
jaywalking	371.03
right of way, yielding	371.03, 371.08
sidewalk, right of way	371.07
sidewalk, use required	371.05
soliciting	371.06
street or highway, on	371.05
wheelchair, motorized	371.11
yielding to public safety vehicles	371.08

PEEPING TOM 533.06**PENALTY** (see also specific subject involved)

Codified Ordinances, general	101.99
General offenses	501.99
Ohio Basic Building Code	1303.99
Subdivision Regulations	1101.99
Traffic Code	303.99

PERMIT

building (see BUILDING PERMITS)	
commercial and heavy vehicle use	339.01, 339.02
fees (see FEES)	
fireworks exhibition	1519.02
flood area development	1319.12
intoxicant sale or manufacture	529.05
parades; street assembly	311.02
sexually oriented businesses et seq.	729.05
temporary driver's instruction	335.03

PERSONNEL COMMISSION Chtr. 10.01**PHYSICAL CONTROL** 333.01**PHYSICAL HARM**

defined	501.01
domestic violence	537.14
missiles	549.09
temporary protection order	537.15

PINBALL (see AMUSEMENT ARCADES AND DEVICES)**PLANNING COMMISSION**

duties; established	Chtr. 7.01
members; term; compensation	Chtr. 7.01
rules and regulations	151.02
zoning amendments (see ZONING ORDINANCE)	

POISONING

adulterated food	537.13
animals	505.06

POLICE DEPARTMENT

appointments	157.66
Citizen's Reward Program funding	501.13(e)
disposition of property held by	501.13
established; procedures	Chtr. 6.02

- POLICE DEPARTMENT (Cont.)**
 protection outside City
 limits 137.01
 protection provided Chtr. 6.01
 suspension, demotion or
 removal order 157.103
 suspensions 157.10
- POLICE OFFICER (see also LAW ENFORCEMENT OFFICER)**
 false information given to 303.11
 fleeing 303.01
 ignition key removal 303.03
 resisting prohibited 303.12
 traffic order, compliance
 with 303.01
- POOL TABLE (see BILLIARD ROOMS)**
- PRIVATE PROPERTY**
 posted, parking 351.13
- PRIVATE ROAD**
 right of way
 entering 331.17
 leaving 331.22, 331.23
 turning into 331.11
- PROCURING (see PROSTITUTION)**
- PROPERTY (see also PROPERTY DESTRUCTION)**
 defined 501.01
 stolen (see THEFT)
 unauthorized use 545.06, 545.08
- PROPERTY DESTRUCTION**
 arson 541.01, 541.02
 criminal damaging or
 endangering 541.03
 criminal mischief 541.04
 desecration 541.07
 library; museum; archival
 institution 545.04
 railroad vandalism 553.04, 553.05
 shrubs, trees, crops 541.06
- PROPERTY DESTRUCTION (Cont.)**
 tampering (see TAMPERING)
 traffic signals 313.08
 vehicular vandalism 541.10
- PROPERTY MAINTENANCE 1312.01**
- PROSTITUTION**
 defined 533.01
 loitering to engage in
 solicitation 533.091
 procuring 533.08
 prohibited 533.10
 soliciting 533.09
- PUBLIC ASSEMBLY**
 nonsmoking areas 521.10
- PUBLIC OFFICIAL (see PUBLIC SERVANT)**
- PUBLIC SAFETY VEHICLE (see also EMERGENCY VEHICLE)**
 approaching when stationary 333.031
 defined 301.27
 exemptions 303.041
 following, parking near 331.27
 pedestrian to yield to 371.08
 right of way 331.21
 siren, whistle, bell 337.19
 speed exceptions 333.06
 stop sign or signal, effect 331.20
- PUBLIC SERVANT (see also EMPLOYEES, MUNICIPAL; specific official involved)**
 bond Chtr. 15.02
 civil rights interference 525.13
 conflict of interest Chtr. 15.03
 contract interest 525.10
 creation and abolition of
 offices Chtr. 3.14
 defined 525.01
 elections (see ELECTIONS)
 fees received by Chtr. 15.05

- PUBLIC SERVANT (Cont.)**
 impersonation 525.03
 improper compensation 525.11
 malfeasance, misfeasance and
 nonfeasance Chtr. 15.04
 oath of office Chtr. 15.01
 obstructing 525.07
 unclassified service, included
 in 157.18
- QUARANTINE**
 animal bites 505.10
- RAILROAD**
 abandoned; obstructing streets 553.011
 climbing on cars 553.02, 553.04(b)
 definitions 301.28 et seq.
 dropping objects onto 553.04(b)
 grade crossing
 driving across 331.39
 obstructing 331.33
 parking prohibited near 351.03
 pedestrian on 371.10
 stopping at 331.40
 locomotive engineer's
 duties 553.03
 obstructing streets 553.01
 trespassing on railroad
 property 553.04(d)
 vandalism
 grade crossing or
 protective device 553.05
 prohibited 553.04
- RECEIVING STOLEN
 PROPERTY** 545.18
- RECKLESS DRIVING (see DRIVING)**
- RECORDS AND REPORTS**
 animal bites 505.10
 animal impounding and
 disposition 505.02
 Council minutes Chtr. 3.12
 employees, municipal Chtr. 1506
 failure to report crime or
 death 525.05
- RECORDS AND REPORTS (Cont.)**
 Police Department held
 property 501.13
 request policy 129.01 et seq.
 tampering with 545.14
 wounds and burns 525.05
- RECORDS COMMISSION**
 creation and composition 161.01
 duties 161.03
 members and secretary 161.02
- RECREATIONAL VEHICLE**
 living in prohibited 351.17(d)
- REFERENDUM** Chtr. 13.02
- REFRIGERATOR**
 abandoned 521.01
- REFUSE (see GARBAGE AND RUBBISH)**
- RESIDENCE DISTRICT (see also
 ZONING DISTRICTS)**
 defined 301.31
 speed 333.03
 through streets 313.02(b)
- RESIDENTIAL CODE OF
 OHIO** 1301.01
- RESISTING ARREST** 525.09
- RESOLUTIONS (see ORDINANCES AND
 RESOLUTIONS)**
- RESTAURANT (see FOOD AND FOOD
 HANDLERS)**
- RESTRAINT, UNLAWFUL** 537.08
- RIGHT TURN ON RED** 313.03(c)(2)
- RIOT**
 failure to disperse 509.02
 prohibited 509.01

ROOMING HOUSE

single-family conversion
to 1181.04

SAFETY ZONE

driving through 331.29
parking prohibited 351.03

SALES

altering objects to appear
to have value 545.13
criminal simulation 545.13
garage (see GARAGE, YARD AND
BASEMENT SALES)
intoxicants 529.01 et seq.
recreational equipment 721.03
vehicle, certificate of
title required 335.08
weapons, unlawful
transactions 549.06

SATELLITE DISH (see MICROWAVE
ANTENNA OR SATELLITE
DISH)**SCHOOL BUS** (see BUS)**SEAT BELT**

use required 337.27

SEDIMENT CONTROL 931.01 et seq.**SEMITRAILER** (see COMMERCIAL
AND HEAVY VEHICLE)**SEWERS** (see also WASTEWATER
DEPARTMENT)

connections
new service 925.12
required 925.11
requirements 925.06
criminal damaging 925.43
discharges
accidental 925.28
hazardous substances 925.04
prohibited substances 925.03
exceptions 927.11

SEWERS (Cont.)

industrial waste pretreatment
program
accidental discharges 925.28
authority to establish 925.22
compliance inspections 925.27
discharge responsibilities 925.26
imposition; requirements 925.24
National Categorical
Pretreatment
Standards 925.25
purpose 925.21
sewerage parameters
descriptions 925.23
surcharges 925.31
lift stations 925.09
line extensions
expenses 927.06
policy 925.07
manholes
construction 925.16
maintenance 925.17
purpose and use 925.15
tapping 925.18
penalty 925.99
private systems
decommission procedure 925.20
purpose 925.19
property owner
responsibilities 925.14
sanitary
specifications 901.02
subdivision improvements 1109.08
service
disconnected for
nonpayment 925.34
disconnection reasons 925.34(e)
existing 925.13
storm sewer specifications 901.03
subdivisions 925.08
system
composition 925.05(a)
purpose 925.05(b), 925.11
water meters 925.10

SEWER DEPARTMENT

City Manager responsible combined with Water Department	Chtr. 6.05
separation of Water and Sewer Department funds	Chtr. 6.05 Chtr. 11.12

SEWER RATES

annual audit	927.05
basis; schedule	927.02
billing	
estimated	925.35
disputed bills	925.36
final	925.38
nonpayment	925.34
payment	925.33
periods	925.32
returned checks	925.37
definitions	927.01
establishment of service	
charges	925.29
industrial program	
surcharges	925.31
minimum charges	925.30
miscellaneous charges and fees	925.39
review	927.10
surcharges	927.03
system permit fee	927.07
system use charge	927.08
tap-in charge	927.09
users notified	927.04

SEXUALLY ORIENTED BUSINESSES

advertising	729.17
definitions	729.02
hours of operation	729.18
inspections	
lighting	729.17
minors	729.16
permit	729.05 et seq.

SEXUAL OFFENSES

definitions	533.01
importuning	533.05
imposition	533.04
indecenty in public	533.07

SEXUAL OFFENSES (Cont.)

Megan's Law	533.14
prostitution (see PROSTITUTION)	
unlawful sexual conduct with a minor	533.03
voyeurism	533.06

SHOPLIFTERS

detention and arrest	545.04
----------------------	--------

SHORTCUTTING

	331.41
--	--------

SIDEWALK

construction	
required;	
specifications	911.02
standards	913.07
debris removal; notice	911.13
definitions	301.37, 911.01
design standards	1107.07
driving over	331.37
dropping or tracking	
substance on	911.11
electric personal assistive mobility device on	371.13
maintenance	911.03
obstructing	
materials on	911.06
movement	509.03
sales or displays on	911.07
obstructions; damage or injury	521.04
openings (see EXCAVATIONS)	
parking on prohibited	351.03
pedestrian right of way	371.07
penalty	911.99
preventing from breakage	911.09
repair and cleaning	911.05, 911.14
repair reimbursement	
program	911.17
required use by pedestrian	371.05
snow and ice	911.05
subdivision improvements	1109.07
unloading on	911.10
vehicle to stop at	331.23

SIGNS (see also ADVERTISING)			SPEED	
garage, yard and basement sales	715.04		bridge, limitations	333.05
liquor sales age warning	529.06		construction zone, vehicular assault in	537.021
"No Peddlers or Solicitors" posted	731.07(e)		drag racing	333.07
permit fees	1307.01(j)		emergency, public safety vehicle	333.06
posting on public property prohibited	541.09		maximum limits	333.03
traffic (see TRAFFIC CONTROL DEVICE)			slow, minimum	333.04
SIREN			STALKING	
prohibited on bicycle	373.05		menacing	537.051
vehicle	337.19		trespass	541.051
SKATEBOARDS	311.03, 371.12		STEALING (see SHOPLIFTERS; THEFT)	
SKATE RIDING	371.12		STOP SIGN (see TRAFFIC CONTROL DEVICE)	
SLUG (see under COIN MACHINE)			STORM WATER UTILITY PROGRAM	
SMOKE DETECTORS			billing policies	929.05
required	1505.03		credit programs	929.06
SMOKING			established	929.01
tobacco distributed to minors	537.16		operation	929.02
SNOW AND ICE			rates	929.04
parking prohibitions	351.14		rules and regulations	929.03
sidewalk, removal from	521.06		STREET	
sidewalks kept clear	911.05		abandoned junk motor vehicle on	303.09
SOLICITING			alleys and cul-de-sacs	1107.06
prohibited on highway	371.06		animal on	303.05
SOLICITORS (see VENDORS, PEDDLERS AND SOLICITORS)			bicycle riding	373.07
SOLID WASTE (see also GARBAGE AND RUBBISH)			carnivals, fairs or socials prohibited on	709.06
deposits on public, private property	521.08		classifications	1103.02
			closing for repair, driving on	331.26
			debris removal; notice	911.13
			defined	301.42, 911.01
			divided, driving procedure	331.31
			dropping or tracking substance on	911.11
			dropping or throwing objects onto	541.10

STREET (Cont.)

electric personal assistive mobility device on	371.13
excavations or openings (see EXCAVATIONS)	
expressway	
entering and leaving	331.32
freeway	
backing vehicle on	331.13
entering and leaving	331.32
prohibited use	303.06
injurious material, placing on	311.01
lights	1109.04, 1111.02
load, dropping on	339.08
names	1107.05
obstructing	
materials on	911.06
movement	509.03
obstruction	311.01
one-way, driving on	331.30
parades; assembly on	311.02
parking prohibitions	351.03, 351.12
penalty	911.99
railroad obstructing	553.01, 553.011
roadway construction	
specifications	901.03
signs	1109.03
subdivision improvements	1109.02
through	
right of way	331.18, 331.19
stop, yield signs	313.02
toy vehicles	311.03
trees and plants	911.08
unloading on	911.10
widths and grades	1107.03

STREET LAWN

driving over	331.37
parking on prohibited	351.03

SUBDIVISION REGULATIONS

administration	1101.02
amendments	1101.08
appeals	1101.07
application and interpretation	1101.04

SUBDIVISION REGULATIONS (Cont.)

approval procedure steps	1105.01
definitions	Ch. 1103
design principles and standards	
alleys and cul-de-sacs	1107.06
application	1107.01
blocks	1107.09
building setback lines	1107.04
easements	1107.08
layout and design	1107.02
lots	1107.10
sidewalks	1107.07
street names	1107.05
street widths and grades	1107.03
final plat	
acceptance of improvements	1105.11
approval	1105.10
certification	1105.09
data requirements	1105.08
fees	1105.14
review	1105.07
withdrawal	1105.12
flood areas	1319.17(d)
improvements	
assurances and guarantees	1109.12
curbs and gutters	1109.06
driveway entrances	1109.07
open space	1109.10
permanent monuments	1109.11
public acceptance and dedication	1109.14
purpose and applicability	1109.01
release of bonds	1109.15
sanitary sewerage system	1109.08
sidewalk	1109.07
storm drainage facilities	1109.05
street lights	1109.04
streets and alleys	1109.02
street signs	1109.03
surety agreement	1109.13
water supply system	1109.09

SUBDIVISION REGULATIONS (Cont.)

jurisdiction	1101.03
minor subdivision	
approval	1105.13
modifications	1101.06
penalty	1101.99
plats, previously	
recorded	1101.05
preliminary consultation	1105.02
preliminary plat	
approval	1105.05
data requirements	1105.04
fees	1105.14
review	1105.03
withdrawal	1105.06
purpose, policies, intent	1101.01
sewers	925.08
utilities, underground	1111.01, 1111.02
water supply	921.07

SUNSCREENING MATERIALS 337.28**SWIMMING POOL**

permit fees	1307.01(h)
-------------	------------

SWITCHBLADE (see WEAPONS)**TAMPERING (see also PROPERTY DESTRUCTION)**

coin machine	545.12
criminal mischief	541.04
library; museum; archival	
institution	545.04
records	545.14
traffic control device	313.08
water meter	921.13

TAXATION

Cinema Admission	187.01 et seq.
income (see INCOME TAX)	
levy	Chtr. 11.03
sharing with other political	
subdivisions	Chtr. 11.04
vehicle (see MOTOR VEHICLE LICENSE TAX)	

TAXICAB

certificate of public	
convenience and	
necessity	
application	727.03
issuance; insurance	727.04
required	727.02
definition	727.01
license	
application	727.06
required; fee	727.05
suspension or revocation	727.07
penalty	727.99
rates, displaying	727.09
stands	727.08
stands, parking in	351.10
vehicle	
identification, painting,	
lettering	727.11
inspection; damaged	727.10
other cities, from	727.12

TELEPHONE

harassment	537.10, 537.11
misuse of 911 system	537.12
threats by	537.11

TELEVISION

satellite dish (see MICROWAVE OR SATELLITE DISH)	
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TEMPORARY PROTECTION ORDER

537.15

THEFT

criminal tools	545.19
definitions	545.01
felony exceptions	545.03
library; museum; archival	
institution	545.04
petty	545.05
property	
defined	501.01(j)
determining value	545.02
receiving stolen	545.18
unauthorized use	545.08

THEFT (Cont.)			TRAFFIC CONTROL DEVICE (Cont.)	
shoplifters	545.04		defined	301.46
vehicle			flashing signal	313.06
alarm signal	337.19		hidden	313.07
unauthorized use	545.06		lane of traffic, direction	313.04
THREATS (see also MENACING)			lights, description	313.03
coercion	537.09		non-working	313.09
telephone	537.11		obedience required	313.01
THROUGH STREET (see STREET)			parking near prohibited	351.03
TINTED WINDOWS (see VEHICLE EQUIPMENT)			pedestrian control signal	313.05
TIRES (see VEHICLE EQUIPMENT)			permit for, on State route	305.03
TOBACCO			portable signal preemption	
illegal distribution to minors	537.16		devices prohibited	313.11
TOWING			posting required	305.01
requirements	339.07		purchase, possession, sale	313.10
TOY VEHICLES			removal, injury	313.08
attaching to vehicles	373.03		signal terms	313.03
streets, on	311.03		stop sign or signal	
TRAFFIC CODE			emergency vehicle	331.20
authority to regulate	305.01		operation at	331.19
citation tag; guilty plea	303.98		placing	313.02
definitions	Ch. 301		public safety vehicle	331.20
government vehicles	303.07		right of way	331.19
misdemeanor classification	303.99(a)		through streets, signs at	313.02
penalties	303.99(b)		unauthorized	313.07
road workers, equipment			violations	305.04
excepted	303.04		yield signs	
violation	305.04		operation at	331.18
TRAFFIC CONTROL DEVICE			placing	313.02
advertising on	313.07		TRAFFIC SIGNAL (see TRAFFIC CONTROL DEVICE)	
alteration, removal	313.08		TRAILERS AND CAMPERS	
ambiguous	313.09		definitions	721.01
avoiding	331.41		occupying moving	331.35
center line, painted	313.08		recreational equipment	721.03
conformity with State Manual	305.02		zoning requirements	721.02
Council powers	305.01		TRANSIENT OCCUPANCY TAX	
			appeal	185.09
			collection	185.08, 185.12
			definition	185.01
			exemptions	185.03
			interest	185.07
			penalty	185.07, 185.99

TRANSIENT OCCUPANCY TAX

(Cont.)

rate	185.02
records	185.11
refunds	185.10
registration	185.05
remittance	185.06
separability	185.14
violations	185.15

TREE LAWN (see STREET LAWN)**TREES AND SHRUBBERY**

City removal or trimming	
authorized	915.03
cost assessment	915.04
destruction	541.06
penalty	915.99
street trees	911.08
trimming	915.01

TRESPASS

aggravated	541.051
amusement place, public	541.11
land or premises	541.05
railroad	553.04(d)
vehicle	545.06
voyeurism	533.06

TRUCK (see COMMERCIAL AND HEAVY VEHICLE)**UTILITIES**

flood damage prevention	1319.17(c)
underground	1111.01

U TURN

regulated	331.12
-----------	--------

VANDALISM

criminal mischief	541.04
grade crossing device	553.05
railroad	553.04
vehicular	541.10

VEHICLE (see MOTOR VEHICLE)**VEHICLE EQUIPMENT**

air cleaner	337.25
all purpose vehicle	375.02
brakes	337.18
bumpers	337.29
chains	339.10
child restraint system	337.26
directional signals required	337.30
exceptions	337.01(c)
exhaust noise	331.36
horn, siren	337.19
lights (see VEHICLE LIGHTS)	
loads (see VEHICLE LOADS)	
motorcycle, off-highway	375.02
motorized bicycle	373.10
mud flaps	339.05
muffler	331.36, 337.20
rear red reflector	337.05
rear-view mirror	337.21
red flag or light, on load	337.08
seat belts	337.27
slow-moving vehicle, emblem	337.10
spikes, lugs	339.10
sunscreening	337.28
theft alarm signal	337.19
tinted windows	337.28
tires	
peeling	331.36
studded	339.11
wheel protectors	339.05
windshield regulations	337.22

VEHICLE LIGHTS

auxiliary driving lights	337.11
back-up	337.12
bicycle	373.06
commercial vehicle, safety	
lighting	337.06
distance, height	
measurement	337.02
electric personal assistive	
mobility device	371.13(b)
fender or cowl	337.12
flashing	337.10(e), 337.16

VEHICLE LIGHTS (Cont.)

headlights	
focus and aim	337.17
required	337.03
use of beams	337.14
lighted, time	337.02
motorized bicycle	337.02, 373.10
number permitted	337.16
parked or stopped	337.09
slow-moving vehicle	
less intensity	337.15
requirements	337.10
spotlight	337.11
stop lights	337.24
tail light	337.04
two displayed	337.13
vehicles in combination, obscured	337.07

VEHICLE LOADS

extension on left side	337.23
information on request	339.04
leaking or dropping	339.08
obstructing driver's view	331.25
projecting, red flag or light	337.08
shifting or loose	339.09
truck loading zones	351.09

VEHICULAR HOMICIDE 537.02**VENDING MACHINES (see also
COIN MACHINE)**

amusement (see AMUSEMENT ARCADES AND DEVICES)	
sale of cigarettes	537.16

**VENDORS, PEDDLERS AND
SOLICITORS**

definitions	731.01
exceptions	731.06
hours	731.07(b)
license	
display	731.05
fee	731.04
nontransferable	731.07(d)
required	731.02
requirements	731.03

**VENDORS, PEDDLERS AND
SOLICITORS (Cont.)**

motor vehicles, from	731.07(c)
penalty	731.99
posted signs	731.07(e)
prohibitions	731.07

VENTILATION

heaters and burners	521.02
---------------------	--------

VICE-MAYOR (see MAYOR)**VIDEO GAMES (see AMUSEMENT
ARCADES AND DEVICES)****VIDEO SERVICE
PROVIDER**

735.01 et seq.

VIOLENCE, INCITING 509.011**VOYEURISM** 533.06**WASTEWATER DEPARTMENT (see also
SEWERS)**

City Manager regulations	925.40
definitions	925.02
responsibilities	925.14
Rules and Regulations	
authority and	
penalty	925.99
separability	925.44
violations; notice	925.42

WATER

booster pumps	921.33
City Manager regulations	921.46
connections	
new water service	921.16
prohibitions	921.29
required	921.15
criminal damaging	921.48
definitions	921.02
fire hydrant (see FIRE HYDRANT)	
fire service branches	921.21

WATER (Cont.)

line extension	
expenses	923.06
policy	921.05
meter	
fire hydrant	921.14
installation	921.10
purchase	921.09
repair or replacement	921.11
tampering	921.13
testing	921.12
type and purpose	921.08
property owner	
responsibilities	921.18
protection	
backflow prevention	
devices	921.34
contamination, from	921.28
cross connection control	
and backflow prevention	
program	921.26
EPA, US and State	
requirements	921.27
protective devices	921.32
where required	921.31
service	
disconnection for	
nonpayment	921.40
disconnection	
reasons	921.40(e)
existing	921.17
outside City; annexation	
prerequisite	921.05
service connections	921.04
subdivisions	921.07
system	
composition	921.03(a)
purpose	921.03(b), 921.15
surveys and	
investigations	921.30
wells	
construction of private	921.24
decommission of private	921.25
drilling; lines entering	
dwelling	921.23

WATERCOURSE

obstruction removal	521.05
solid waste corrupting	521.08

WATER DEPARTMENT

City Manager	
responsible	Chtr. 6.04
combined with Sewer	
Department	Chtr. 6.05
head of	Chtr. 6.04
separation of Water and Sewer	
Department	
funds	Chtr. 11.12

**WATER MANAGEMENT AND
SEDIMENT**

CONTROL	931.01 et seq.
----------------	----------------

WATER RATES

basis for; effective	923.01(a)
billing	
disputed bills	921.42
estimated	921.41
failure to pay	921.39
final	921.44
nonpayment disconnection	921.40
payment	921.38
periods	921.37
returned checks	921.43
credited to funds	923.01(b)
establishment of charges	921.35
minimum charges	921.36
miscellaneous charges and fees	921.45
permit fee	923.02
review	923.05
system use charges	923.03
tap charges	923.04

WATERWORKS DEPARTMENT

responsibilities	921.18
------------------	--------

WATER SUPPLY

Rules and Regulations	
authority and effect	921.01
penalty	921.99

WATER SUPPLY (Cont.)

Rules and Regulations (cont.)	
separability	921.49
violations; notice	921.47
subdivision improvements	1109.09
waterline specifications	901.02

**WEAPONS (see also DANGEROUS
ORDNANCE)**

carrying concealed	549.02
defacing firearm identification marks; possessing defaced firearm	549.11
definitions	549.01
discharging	549.08
missiles	549.09
motor vehicle, handling in	549.04
replica firearm in school	549.10
skeet and trap shooting ranges	549.08
transactions unlawful	549.06
underage firearm purchase	549.07
use while intoxicated	549.03

WEEDS

City removal	
authorized	915.03
cost assessment	915.04
penalty	915.99
removal by owner; notice	915.02

WOUNDS AND BURNS

reporting	525.05
-----------	--------

**YIELD SIGNS (see TRAFFIC CONTROL
DEVICE)****WHEELCHAIR (see also HANDICAPPED
PERSONS)**

electric personal assistive mobility device	371.13
motorized	
defined	301.52
operator's rights	371.11

ZONING APPEALS BOARD

established	Chtr. 8.01
flood damage prevention appeals	1319.16
rules and regulations	153.01

ZONING CERTIFICATE

fee schedule	151.01(a)
parks and recreation fee	149.01

COMPARATIVE SECTION TABLE

EDITOR'S NOTE: Source material for the Milford Codified Ordinances was either ordinances enacted by Council, or new matter ordained by the Adopting Ordinance. Sections of the Codified Ordinances without any history indicate that such sections contain new matter ordained by the Adopting Ordinance. In the following table, the disposition of all source material in the Milford Codified Ordinances is indicated.

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
191	4-5-60	707.01 to 707.04, 707.99	671	11-21-78	921.05
233	6-5-62	709.06	739	5-6-80	911.03, 913.01 to 913.10, 1313.01
251	7-2-63	539.02	744	9-16-80	1123.01 to 1123.26, 1125.02 to 1125.14, 1125.99, 1133.01 to 1133.07, 1143.01 to 1143.03, 1145.01 to 1145.03, 1147.01 to 1147.03, 1149.01 to 1149.03, 1151.01, 1151.02, 1153.01 to 1153.02(b), 1153.03, 1153.05, 1155.01 to 1155.02(b), 1155.03, 1157.01 to 1157.02(b), 1157.03, 1157.04, 1159.01 to 1159.04, 1161.01 to 1161.05, 1165.01 to 1165.03, 1167.01 to 1167.04, 1169.01, 1169.02,
304	7-5-66	943.01, 943.02			
339	4-16-68	137.02(a) to (e)			
340	6-18-68	721.01 to 721.03			
341	7-2-68	521.11			
373	7-21-70	183.01			
401	3-7-72	941.02			
416	4-20-72	125.01			
418	6-6-72	1315.01 to 1315.07			
436	10-3-72	351.16			
439	11-7-72	915.01 to 915.04			
440	11-7-72	149.01 to 149.05			
441	11-7-72	183.02			
489	9-3-74	1317.01 to 1317.09			
513	3-4-75	1317.10(a)			
518	6-13-75	911.01 to 911.14(h)			
522	9-23-75	1317.10(b)			
523	9-23-75	911.06			
525	10-21-75	715.01, 715.02, 715.04, 715.05			
529	10-7-75	911.14(a) to (h)			
569	3-15-77	351.14			
628	1-17-78	161.01 to 161.03			

COMPARATIVE SECTION TABLE

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
744 (Cont.)		1181.01 to 1181.10, 1183.01 to 1183.03, 1185.01, 1185.02, 1187.01, 1187.03, 1187.04, 1189.01 to 1189.04, 1191.01 to 1191.11, 1195.01 to 1195.03	1089 1105	11-18-86 2-3-87	925.04 1319.01 to 1319.07(a), 1319.08 to 1319.19, 1319.99
750	8-5-80	133.09	1115	5-5-87	133.04
772	2-3-81	1505.01	1123	6-16-87	351.15
794	7-21-81	133.10	1124	6-2-87	923.06
809	11-17-81	1501.02	1128	7-14-87	1319.07(b)
843	6-15-82	151.01	1131	8-18-87	183.03
868	12-21-82	137.02(f)	1140	11-3-87	169.01 to 169.09, 169.99
<u>1983 Code</u>			1146	12-15-87	133.08
91.06	1505.06		88-1158	2-12-88	351.17
91.07, 91.08	1505.07		88-1159	3-1-88	705.01 to 705.05, 705.99
93.10 to 93.14	521.12		88-1192	8-16-88	133.06
94.01 , 94.10 to 94.15	713.01 to 713.07		88-1201	12-6-88	1191.12
Chap. 110	703.01 to 703.08, 703.99		89-1121	1-3-89	1111.01, 1111.02
Chap. 113	709.01 to 709.05		89-1223	2-21-89	139.01
			89-1226	3-7-89	923.02 to 923.05
			89-1227	3-7-89	927.07 to 927.11
			89-1245	6-6-89	923.01
			89-1265	10-3-89	137.01
			89-1268	10-17-89	133.02
			89-1277	11-21-89	181.01 to 181.20, 181.22 to 181.25, 181.98, 181.99
<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>			
901	7-5-83	133.07			
938	2-7-84	921.28	89-1278	11-21-89	901.01
969	10-2-84	177.01	90-1291	1-16-90	177.02
992	2-19-85	157.01 to 157.76, 157.78 to 157.104	90-1292	1-16-90	521.10
1033	12-17-85	1193.01 to 1193.06	90-1297	2-6-90	901.02
1040	1-21-86	163.01 to 163.04	90-1301	2-20-90	901.03(a)
1048	4-15-86	715.03	90-1310	4-17-90	549.08
1053	4-15-86	1309.01 to 1309.06	90-1312	5-1-90	1101.01 to 1101.08, 1101.99, 1103.01, 1103.02, 1105.01 to 1105.14, 1107.01 to 1107.10, 1109.01 to 1109.15
1054	5-6-86	1505.03			
1055	5-6-86	1505.02			
1056	4-15-86	1505.04			
1057	5-6-86	1505.05			
1059	5-20-86	167.01 to 167.06	90-1320	7-3-90	901.03(b)
1063	7-1-86	1311.01	90-1335	9-18-90	911.14(i),(j)
1070	9-2-86	727.01 to 727.12, 727.99	90-1338	10-2-90	1153.02(c), 1155.02(c), 1157.02(c)
1080	10-7-86	1187.02			
			90-1342	11-6-90	133.01

COMPARATIVE SECTION TABLE

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
90-1343	11-6-90	925.01 to 925.02 (a)(59), 925.02 (a)(61) to 925.03(f), 925.03(h) to (p), 925.05 to 925.44	Adopting Ordinance (Cont.)		525.01 to 525.14, 529.01 to 529.08, 533.01 to 533.15, 537.01 to 537.18, 539.01, 541.01 to 541.09, 545.01 to 545.19, 549.01 to 549.07, 549.09, 553.01 to 553.03, 713.99, 911.99, 913.99, 915.99, 921.48, 921.99, 925.99, 943.99, 1129.01, 1131.01, 1301.01, 1303.01 to 1303.08, 1303.99, 1311.99, 1313.99, 1501.01, 1501.03, 1505.99, 1511.01 to 1511.05, 1511.99, 1519.01 to 1519.05, 1519.99
90-1349	12-18-90	1121.01 to 1121.06, 1125.01, 1141.01 to 1141.07, 1153.04			
91-1359	2-19-91	177.04			
91-1363	3-19-91	1127.01 to 1127.03, 1197.01 to 1197.10			
91-1365	3-19-91	941.01			
91-1368	4-16-91	133.03			
91-1369	4-16-91	133.05			
91-1396	8-20-91	927.01 to 927.06			
91-1397	8-20-91	925.02(a)(60), 925.03(g)			
91-1404	11-5-91	921.01 to 921.04, 921.06 to 921.27, 921.29 to 921.47, 921.49			
91-1418	12-17-91	181.21			
92-1424	2-18-92	157.77	92-1447		8-4-92
92-1434	5-19-92	727.04(a)(4)			925.33(e)
Adopting Ordinance		101.01 to 101.08, 101.99, 301.01 to 301.52, 303.01 to 303.12, 303.98, 303.99, 305.01 to 305.09, 311.01 to 311.03, 313.01 to 313.10, 331.01 to 331.43, 333.01 to 333.09, 335.01 to 335.14, 337.01 to 337.29, 339.01 to 339.11, 341.01 to 341.06, 341.99, 351.01 to 351.13, 351.99, 371.01 to 371.11, 373.01 to 373.10, 501.01 to 501.13, 501.99, 505.01 to 505.15, 509.01 to 509.08, 513.01 to 513.13, 517.01 to 517.09, 521.01 to 521.09,	92-1448		8-18-92
			92-1454		8-4-92
					925.35(c)
			92-1458		10-6-92
			92-1467		11-17-92
			93-1479		3-16-93
			93-1480		3-16-93
			93-1483		4-6-93
			93-1488		5-4-93
					1191.99; Repeals 1123.20
			93-1491		5-18-93
					943.12, 943.99
			93-1495		6-15-93
			93-1496		6-15-93
			93-1504		8-17-93
					Note
			93-1519		11-16-93
			93-1551		5-17-94

COMPARATIVE SECTION TABLE

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
94-1581	9-20-94	1319.01 to 1319.19, 1319.99	97-1782	5-6-97	331.15, 333.10, 333.99, 335.11, 337.10, 337.16, 337.22, 337.23, 501.01, 525.01, 525.02, 525.05, 533.01, 533.091, 537.01 to 537.06
94-1591	11-1-94	1196.01 to 1196.04			710.01 to 710.99
94-1593	11-15-94	549.08			1163.01 to 1163.14
94-1596	11-15-94	123.01			1312.01, 1312.02
94-1604	12-20-94	715.02			151.01
94-1605	12-20-94	707.01 to 707.04, 707.99			923.01
95-1609	2-7-95	901.03(c)	97-1797	6-17-97	927.02
95-1611	2-7-95	Chap. 181 Editor's Note	97-1801	7-15-97	133.12
95-1618	4-4-95	351.17(f) to (i)	97-1813	9-2-97	170.01
95-1630	4-18-95	Chap. 159 Editor's Note	97-1830	12-16-97	1998 Replacement Pages
95-1633	4-18-95	1501.01 to 1501.03	98-1852	3-17-98	901.03(c)
95-1640	6-6-95	371.12	98-1853	3-17-98	151.02
95-1641	6-6-95	925.14	98-1869	4-21-98	185.01 to 185.15, 185.99
95-1659	10-3-95	533.07	98-1880	5-5-98	941.01
95-1662	11-7-95	157.77(a)	98-1884	6-2-98	972.02
95-1667	11-21-95	137.02			1312.03, 1312.99
95-1676	12-19-95	Chap. 159 Editor's Note	98-1885	6-16-98	166.01
96-1690	3-5-96	1199.01 to 1199.04	98-1893	7-21-98	Ch. 171 Editor's Note
96-1691	3-19-96	339.01 to 339.23, 339.99	98-1905	9-1-98	Title Three Zoning, Editor's Note
96-1695	4-2-96	729.01 to 729.23	98-1912	10-6-98	331.35, 331.38, 335.03, 335.031, 335.99, 339.07, 341.02, 373.11, 501.01, 501.05, 513.01, 513.03, 513.04, 513.09, 513.10, 513.12, 525.01, 525.11, 537.051, 537.10, 537.15, 541.07, 545.01, 545.02, 545.05, 545.14, 545.18
96-1698	5-7-96	177.05	98-1914	10-20-98	
96-1704	6-18-96	1105.05, 1105.15, 1127.04, 1131.10 (b) to (f), 1161.04(a), 1161.06	98-1915	11-3-98	
96-1705	6-18-96	941.01	99-1919	11-17-98	
96-1711	6-18-96	923.03(a)(1), (2), 927.08(a)(1), (2)	99-1951	4-6-99	
96-1719	7-16-96	1123.07, 1143.01 (d), 1194.01 to 1194.05; Repeals 1149.01(c), 1153.01(p)	99-1966	5-4-99	
96-1726	8-20-96	Chap. 159 Editor's Note	99-1973	6-1-99	
96-1747	12-3-96	1133.07			
97-1761	1-21-97	1123.01(f), (g)			
97-1765	3-4-97	Chap. 159 Editor's Note	99-1996	9-21-99	Ch. 171 Ed. Note
			99-1999	11-2-99	717.01 to 717.03, 717.99

COMPARATIVE SECTION TABLE

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
99-2003	11-2-99	711.01 to 711.15, 711.99	2002-215	6-4-02	2002 Replacement Pages
99-2006	11-16-99	911.06, 943.04, 943.06	2002-223	8-6-02	181.21(a)
2000-15	3-21-00	911.17	2002-224	8-6-02	1197.05(a)(3)
2000-16	3-21-00	727.01 to 727.12, 727.99	2002-230	10-1-02	911.06(a)(5)
2000-25	4-18-00	187.01 to 187.11, 187.99	2002-231	10-1-02	539.01(a)
2000-29	4-18-00	351.15(a)	2002-235	10-15-02	Ch. 159 Ed. Note
2000-34	6-6-00	2000 Replacement Pages	2002-237	11-6-02	1187.07(e)
2000-43	7-25-00	153.01	2003-260	2-18-03	Repeals 137.02
2000-46	8-1-00	925.03(e), 925.06(m), 925.23(d)(4), 925.99(b)	2003-265	4-1-03	941.01
2000-75	12-5-00	181.02(a)(20) to (32), 181.03(f), (g), 181.07(b) to (e), 181.10(c), (d), 181.12, 181.13(b), 181.15, 181.20(b), (c), 181.98(a)	2003-269	5-7-03	133.04(a) to (e)
2000-78	12-5-00	533.14	2003-270	5-7-03	133.04(f)
2001-92	2-6-01	729.01, 729.02(a)(3), (6), (10), (11), 729.03, 729.05(f), 729.06(a), 729.07(c), (e), (k), 729.08, 729.09, 729.10(b), 729.11(a)(6) to (8), 729.12(a)(5), (c), 729.13, 729.18(c), 729.19(b)	2003-281	7-15-03	2003 Replacement Pages
2001-104	4-3-01	505.16	2003-316	10-7-03	509.10, 509.11
2001-113	5-1-01	149.06	2003-322	10-21-03	721.02
2001-117	6-19-01	2001 Replacement Pages	2003-339	12-29-03	Traffic Code
2001-134	8-21-01	509.09	2003-346	1-6-04	181.01 to 181.25, 181.98, 181.99
2001-135	8-21-01	131.02	2003-354	2-17-04	929.01 to 929.03
2001-148	11-7-01	921.37(a), 925.04(b), 925.10, 925.32, 927.02(a)	2003-358	3-16-04	929.04
2001-159	11-20-01	1169.03(b)	2004-367	4-20-04	1301.02
2002-178	3-5-02	1125.01 to 1125.07, 1129.01, 1129.02, 1167.01 to 1167.14	2004-376	5-18-04	929.05
			2004-377	6-1-04	1128.081, 1161.02, 1161.03
			2004-381	7-6-04	2004-1 Replacement Pages
			2004-383	7-6-04	1319.01 to 1319.42
			2004-387	7-6-04	521.10(e)
			2004-391	7-20-04	929.06
			2004-404	11-3-04	911.08
			2004-407	11-3-04	181.98
			05-442	5-4-05	929.07
			05-445	5-17-05	2005 Replacement Pages
			05-468	9-20-05	923.02 to 923.05
			05-469	9-20-05	927.07 to 927.11
			05-488	12-6-05	710.10
			05-489	12-6-05	149.06(a)
			05-504	2-21-06	1319.06
			06-517	4-18-06	923.01
			06-518	4-18-06	927.02
			06-520	5-3-06	2006 Replacement Pages
			06-540	6-20-06	941.01
			06-550	9-19-06	351.17(b)(1)
			06-563	12-5-06	1301.01
			06-568	12-19-06	181.08
			07-570	1-16-07	181.19(d)

COMPARATIVE SECTION TABLE

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
07-583	4-3-07	123.01			
07-599	6-5-07	911.08(b), 915.03, 915.04, repeals 915.01			
07-614	8-7-07	715.01 to 715.06, 715.99			
07-617	8-7-07	931.01 to 931.08			
07-633	11-7-07	129.01 to 129.06			
07-635	11-20-07	911.08(d)			
08-651	2-5-08	735.01 to 735.08			
08-653	2-19-08	161.04			
08-665	4-1-08	911.14(b), (g), 911.17(a), (e) to (h)			
08-683	6-3-08	2008 Replacement Pages			
08-685	6-3-08	941.01			
08-695	7-22-08	943.01 to 943.15, 943.99			
08-707	9-16-08	1501.01, 1501.99			