

# RECORD OF ORDINANCES

Ordinance No. 2024-O-04

Passed March 5, 2024  
YEAR

VILLAGE COUNCIL OF GREENWICH, OHIO  
ORDINANCE NO.: 2024-O-04

## AN ORDINANCE RESCINDING AND REPEALING SECTION 242.09 OF THE GREENWICH CODIFIED MUNICIPAL CODE OF ORDINANCES

WHEREAS, the village previously utilized traffic law photo-monitoring devices; and

WHEREAS, to comply with the 2015 amendments to Ohio R.C. 4511.093, the village enacted Ord 2015-03, passed 5-19-15 which created Section 249.09 of the Greenwich Codified Municipal Code of Ordinances which read:

### 242.09 TRAFFIC OFFICER.

*The Police Department has an immediate need for a Traffic Officer to be present at traffic law photo-monitoring devices; such presence is required by recent amendments to Ohio R.C. 4511.093, which became effective March 23, 2015.  
(Ord. 2015-03. Passed 5-19-15.)*

WHEREAS, since 2015, the village has discontinued all use of all traffic law photo-monitoring devices and returned them to the manufacturer. Additionally, case law since 2015 has called into question the necessity of a traffic officer.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF GREENWICH, STATE OF OHIO: (RC 731.18)

SECTION 1. REPEAL. That Section 242.09 of the Greenwich Codified Municipal Code of Ordinances is hereby rescinded and repealed in its entirety.

SECTION 2. CODIFICATION. That the Council Clerk is hereby directed to submit the amendments herein to the codification service for the Village.

SECTION 3. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this legislation were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 5 day of March, 2024.

### ATTESTATION (RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary affirmative roll call votes required for passage by R.C. 731.17.

Jan M. Jandele  
MAYOR

Shelbie Cherry  
FISCAL OFFICER

### LEGISLATION READINGS ORC 731.17(A)

- (1) Each ordinance and resolution shall be read by title only, provided the legislative authority may require any reading to be in full by a majority vote of its members.  
(2) Each ordinance or resolution shall be read on three different days, provided the legislative authority may dispense with this rule by a vote of at least three-fourths of its members.

First Reading: 2/6/24 Second Reading: 2/20/24 Third Reading: 3/5/24

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## ROLL CALL VOTE

ORC 731.17(A)(3)

The vote on the passage was taken by yeas and nays and entered upon the journal. Each ordinance or resolution shall be passed, except as otherwise provided by law, by a vote of at least a majority of all the members of the legislative authority. Yeas, nays, abstentions, excused or absent votes were recorded as follows:

Yes  
Mike King

Yes  
Randy Wilson

Yes  
Lynne Phillips

Yes  
Jason Hunter

Yes  
Regina Luck

Yes  
Dorene Beverly

PREPARED BY AND APPROVED AS TO FORM [See also RC 731.21(B)]:

Steve Palmer  
VILLAGE SOLICITOR, Steve Palmer

## CERTIFICATE OF PUBLICATION

ORC 731.21 and 731.22

Pursuant to ORC 731.21(A)(3), I hereby certify that a succinct summary of the above legislation was/will be published using the following method: **ON THE WEBSITE AND SOCIAL MEDIA ACCOUNT OF THE MUNICIPAL CORPORATION**

The succinct summary was reviewed by the village solicitor as required by ORC 731.21(B). Publication was/will be made at least once a week for two consecutive weeks as required by ORC 731.22.

Shelbie Cherry  
FISCAL OFFICER