

RECORD OF ORDINANCES

Ordinance No. 2022-74

Passed NOVEMBER 16, 2022

SPONSOR: SAFETY COMMITTEE

AN ORDINANCE ESTABLISHING SECTION 72.092 OF THE VILLAGE OF MOGADORE CODIFIED ORDINANCES PROHIBITING THE EXITING OF VEHICLES INTO TRAFFIC; AND DECLARING AN EMERGENCY.

WHEREAS, this Council finds it appropriate and necessary to establish Section 72.092 of the Codified Ordinances regarding governing opening vehicle doors in traffic in school zones; and,

WHEREAS, it is important to ensure all children getting in and out of a vehicle in a school zone remains safe; and,

WHEREAS it is in the best interests of and furthers the public peace, health, safety, and general welfare of the Village residents to establish Section 72.092 of the Codified Ordinances.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio as follows:

SECTION 1: That Village of Mogadore Codified Ordinances Section 72.092 is hereby established and shall state as follows:

Opening Doors of Vehicles in School Zones.

- (A) No person shall open the door of a vehicle on the side available to moving traffic in a school zone unless and until it is reasonably safe to do so and can be done without interfering with the movement of other traffic, nor shall any person leave a door open on the side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.
- (B) Except as otherwise provided in this division, whoever violates division (A) of this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the third degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the first degree.

SECTION 2: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Ordinance.

SECTION 3: That it is found and determined that all formal actions of the Council relating to the adoption of this Ordinance were taken in a duly noticed, open meeting of this Council and that all deliberations which resulted in formal action were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

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SECTION 4: This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Michael Raddish 11-16-22
President of Council Date

[Signature] 11-16-22
Mayor Date

Attest:

[Signature]
Clerk-Treasurer