

# ORDINANCE C-3-91

AN ORDINANCE TO AMEND SECTION 525.091(b) OF THE CODIFIED ORDINANCES OF THE CITY OF GROVE CITY AS A VIOLATION OF A MISDEMEANOR IN THE SECOND DEGREE

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WHEREAS, Section 303.99 of the Codified Ordinances of the City states no person who operates a motor vehicle so as to willfully elude or flee a police officer is guilty of a misdemeanor of the first degree; and

WHEREAS, Section 525.091(b) states a person willfully eluding or fleeing a police officer is guilty of a minor misdemeanor; and

WHEREAS, in some circumstances a person has been fleeing in a motor vehicle and then leaves the vehicle and flees on foot has argued in court that he is guilty of a minor misdemeanor rather than a misdemeanor of the first degree; and

WHEREAS, it is necessary for the operation of the Division of Police and the Mayor's court that these penalties be more equitable;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GROVE CITY, STATE OF OHIO, THAT

SECTION 1. Section 525.091(b) of the Codified Ordinances which reads: Whoever violates this section is guilty of fleeing a police officer, a minor misdemeanor.

IS HEREBY AMENDED TO READ:

Whoever violates this section is guilty of fleeing a police officer, a misdemeanor of the second degree.

SECTION 2. This Ordinance shall take effect at the earliest opportunity allowed by law.



Earl R. Nicholson, President of Council

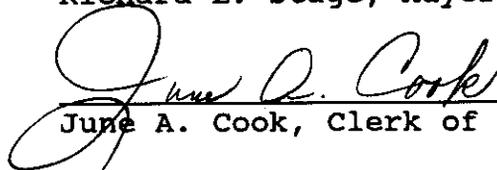
Passed: 1/21/91



Richard L. Stage, Mayor

Effective: 2/20/91

Attest:



June A. Cook, Clerk of Council

I Certify that this ordinance is correct as to form.



Thomas Clark, Director of Law