

ORDINANCE NO. 4-42 ✓

By Mr. Rehn

Authorizing blackouts and air raid protection, orders, rules and regulations; prescribing penalties for violations thereof; and declaring an emergency.

Whereas, the United States of America is now at war with foreign powers and the defense of our nation is in the hands of our army and navy; and whereas, in modern warfare no city, however, distant from the enemy nations, is free from attack; and whereas, lights at night-time are a definite aid to the enemy in reaching military and other objectives; and whereas, blackouts, when ordered by the army or navy are essential to the preservation of life and property in this city, and it is imperative that the city of Bexley aid the army and navy by all possible cooperation and assistance; and whereas, failure to extinguish lights when ordered to do so by duly authorized authorities may result in great loss of life of the residents of the city of Bexley as well as the residents of other parts of the nation when lights are used as a guide to other objectives; and whereas, failure to comply with orders, rules and regulations governing ^vexacutations, traffic movements congregations of persons in streets and other public places will result in confusions and unnecessary loss of life both during blackouts and during air raids ~~in the daytime~~, NOW, THEREFORE:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. In order to protect life and property in the city of Bexley from enemy action the Mayor (or the designated local civil defense official) is authorized and directed to carry out blackouts and air raid protection measures in said city at such times and for such periods as are ordered by the army or navy and to promulgate such orders,

rules and regulations as may be necessary to insure the success of the blackouts and air raid protection measures and to protect life and property during said periods. PROVIDED that said orders, rules and regulations shall include traffic movements of emergency or other vehicles, evacuation of residents, congregation of persons on public streets, sidewalks, in public places, or in buildings; but this enumeration shall not be taken as a limitation on the power to promulgate orders, rules and regulations governing any other subjects; persons or property which must be regulated in order to insure the proper carrying out of any duly authorized blackout or air raid protection measure.

Section 2. The Mayor may appoint for a specified time as many special police, without pay, from among residents of the City of Bexley as may be deemed advisable for service in connection with any blackout or air raid protection measure. ~~in the service of~~ During the term of service of such special police, they shall possess all the powers and privileges and may perform all the duties of patrolmen in the standing police force of the City of Bexley. Said special police must wear such identifying emblem as may be prescribed by the Mayor and it shall be unlawful for any said special policeman to attempt to carry out any order, rule or regulation promulgated under the authority conferred by this ordinance when he is not wearing said identifying emblem.

Section 3. This ordinance is an exercise of the city of its governmental functions for the protection of the public peace, health, and safety and neither the City of Bexley or any individual subject to regulations lawfully included herein or promulgated pursuant to authority herein conferred shall be liable for any damage sustained to person or property during, or as the result of, an authorized blackout or air raid protection measure.

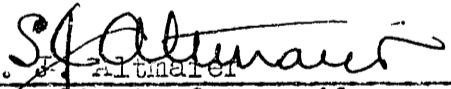
Section 4. When deemed necessary, in order to protect life or property during a blackout or air raid, the police or the special police authorized herein, are authorized and directed to enter upon any premises within the City of Bexley and extinguish lights or take other necessary action to make effective any order, rule, or regulation promulgated under the authority conferred by this ordinance.


Section 5. Any person, firm or corporation violating any of the provisions of this ordinance or any order, rule or regulation issued pursuant thereto shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not exceeding \$50.00, together with costs of prosecution.

Section 6. That each separate provision of this ordinance shall be deemed independent of all other provisions herein, and in the event that any provision of this ordinance shall be held to be invalid, all other provisions hereof shall remain valid and in full force and effect.

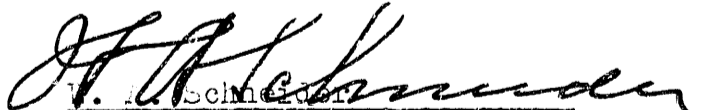
Section 7. This ordinance is necessary for the immediate preservation of the public health, peace and safety of the residents of the City of Bexley, in that it is in the furtherance of the public welfare that immediate steps be taken to enforce blackout and other regulations, and an emergency is therefore declared to exist and this ordinance shall be in force and effect from and after its passage by the council.

Passed January 13, 1942.


S. J. Altmaier
President of Council
Pro tempore


Attest S. W. Roderick
Clerk

Approved January 15, 1942.


W. A. Schneider
Mayor

Section 4. When deemed necessary, in order to protect life or property during a blackout or air raid, the police or the special police authorized herein, are authorized and directed to enter upon any premises within the City of Bexley and extinguish lights or take other necessary action to make effective any order, rule, or regulation promulgated under the authority conferred by this ordinance.

Section 5. Any person, firm or corporation violating any of the provisions of this ordinance or any order, rule or regulation issued pursuant thereto shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not exceeding \$50.00, together with costs of prosecution.

Section 6. That each separate provision of this ordinance shall be deemed independent of all other provisions herein, and in the event that any provision of this ordinance shall be held to be invalid, all other provisions hereof shall remain valid and in full force and effect.

Section 7. This ordinance is necessary for the immediate preservation of the public health, peace and safety of the residents of the City of Bexley, in that it is in the furtherance of the public welfare that immediate steps be taken to enforce blackout and other regulations, and an emergency is therefore declared to exist and this ordinance shall be in force and effect from and after its passage by the council.

Passed January 13, 1942.

S. F. Altmaier
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President of Council
Pro tempore

S. W. Roderick
Attest S. W. Roderick
Clerk

Approved January 13, 1942.

J. H. Schneider
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Mayor

I, S. W. Roderick, Clerk of Council of the City of Bexley, Ohio, do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council as follows: Main Street and Parkview Avenue, Main Street and College Avenue, Main Street and Brexel Avenue, Broad Street and Brexel Avenue and Parkview Avenue and Clifton Avenue each for a period of fifteen days commencing on the 14th day of January, 1942.

S. W. Roderick
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Clerk of Council, City of
Bexley, Ohio