

ORDINANCE NO: 2014-47
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AMENDING SECTION 925.02 OF CHAPTER 925 OF THE CODIFIED ORDINANCES TO ESTABLISH A RATE AND CHARGE OF RENTS TO BE PAID FOR THE USE OF THE SYSTEM OF SEWERAGE IN THE CITY OF LYNDHURST FOR TAX YEARS 2014, 2015 AND 2016 AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. Section 925.02 of Chapter 925 of the Codified Ordinances of the City of Lyndhurst, entitled "Rental Charges" is hereby amended to read as follows (new material appears like THIS and deleted material appears like ~~this~~):

CHAPTER 925
Sewers

925.02 PAYMENT OF CHARGES, REMEDY FOR NONPAYMENT.

(a) The rates and charges shall be due and payable upon the taking effect of this section, and if not so paid shall be certified to the Auditor and Treasurer of the County and shall be collected in the same manner as other City taxes upon the tax duplicate for the years ~~2011, 2012 and 2013~~ 2014, 2015 and 2016.

b) The rates and charges herein provided, whether paid directly or collected with taxes, shall be paid to the Director of Finance of the City and shall be placed by the Director of Finance in separate funds and expended for the purposes authorized by law. A portion of the assessment shall be used for the purpose of maintenance and repair of Sewers in the City, and the remaining portion of the assessment shall be used for the purpose of meeting the Clean Water Act requirements imposed by the Federal Government and enforced by the Northeast Ohio Regional Sewer District. The portions of the assessment allocated to each fund shall be determined annually by Council by Ordinance.

SECTION 2. All ordinances or part thereof heretofore adopted and in effect at the time of the passage of this Ordinance and inconsistent with the foregoing, are to that extent only hereby repealed, otherwise they shall remain in full force and effect and unaltered.

SECTION 3. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirement of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Lyndhurst for the reason that these charges must be certified to the County Fiscal Officer on or before the second Monday in September. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: September 2, 2014

MAYOR

VICE-MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on September 11, 2014 and September 18, 2014.

Clerk of Council

First Reading: August 4, 2014

Second Reading: September 2, 2014

Third Reading: Suspended

Passed 9-2-2014