

ORDINANCE 2021- 25

AN ORDINANCE AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR TO WAIVE THE SEWER AND WATER TAP FEES OTHERWISE PAYABLE BY THE SCIOTO TOWNSHIP BOARD OF TRUSTEES IN CONNECTION WITH THE CONSTRUCTION OF THE TOWNSHIP'S NEW FIRE DEPARTMENT BUILDING.

WHEREAS, Ohio Revised Code Section 743.04 provides that the Village may assess and collect a water rent or charge of sufficient amount and in such manner as it determines to be most equitable from all tenements and premises supplied with Village water; and

WHEREAS, Ohio Revised Code Section 729.49 provides that the legislative authority of a municipal corporation may, by ordinance, establish, just and equitable rates of charges of rents to be paid to the municipal corporation for the use of a municipal sewer system; and

WHEREAS, the Scioto Township Board of Trustees has requested a waiver of the sewer and water tap fees normally applicable to the construction of new buildings within the Village of Commercial Point; and

WHEREAS, to promote intergovernmental cooperation and facilitate positive relationships between the Village of Commercial Point and the Scioto Township Board of Trustees, the Village Council wishes to waive the sewer and water tap fees that would otherwise be payable by the Scioto Township Board of Trustees in connection with the construction of the Township's new Fire Department building to be located approximately at the intersection of Walker Road and Yukon Drive; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, OHIO THAT:

Section 1. The Village Administrator is hereby authorized and directed to waive the sewer and water tap fees, for tap sizes up to two inches (2") in diameter, which would otherwise be payable by the Scioto Township Board of Trustees in connection with the construction of the Township's new Fire Department building to be located approximately at the intersection of Walker Road and Yukon Drive, and described more particularly in the legal description and map attached to Ordinance 2021-21 (adopted June 21, 2021), which are incorporated herein by reference. The Village Council hereby deems it advisable to waive said sewer and water tap fees in this particular instance.

Section 2. Nothing in this Ordinance shall be construed to alter any prior legislation with respect to Village water and sewer tap fees.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall take effect and be in force from and after the earliest date allowed by law.

Vote on Suspension of the Readings:

Motion by: Aaron Grassel

2nd: Laura Wolfe

Roll Call:

Yes Jason Thompson

Yes Aaron Grassel

Yes Ryan Mitchem

Yes Nancy Geiger

N/A Tracy Joiner

Yes Laura Wolfe

Vote on Passage of the Ordinance:

Motion by: Laura Wolfe

2nd: Ryan Mitchem

Roll Call:

Yes Jason Thompson

Yes Aaron Grassel

Yes Ryan Mitchem

Yes Nancy Geiger

N/A Tracy Joiner

Yes Laura Wolfe

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Adopted this 19th day of July, 2021.


Allan D. Goldhardt, Mayor


Wendy Hastings, Fiscal Officer

Approved as to Form:


Joshua Cartee, Village Solicitor