

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 10-60

INTRODUCED BY: Willey, Nickell, Kasaris

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TEN STREETS, UTILITIES AND PUBLIC SERVICES CODE, CHAPTER 1041 LICENSES AND PERMITS, BY CREATING A NEW SECTION 1041.09 TAP-IN FEES, AND DECLARING AN EMERGENCY

WHEREAS: Council recently adopted Ordinance 09-119 which created a new code for sanitary and storm sewers; and

WHEREAS: It has been discovered that the section regarding tap-in fees was inadvertently omitted from this newly created code; and

WHEREAS: It is therefore necessary to amend the Codified Ordinances of the City of North Royalton, Part Ten Streets, Utilities and Public Services Code, Chapter 1041 Licenses and Permits, by creating a new Section 1041.09 Tap-In Fees; and

WHEREAS: Council desires to provide for this amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Part Ten Streets, Utilities and Public Services Code, Chapter 1041 Licenses and Permits of the Codified Ordinances of the City of North Royalton is hereby amended by creating a new Section 1041.09 Tap-In Fees which shall read as follows:

#### 1041.09 TAP-IN FEES

(a) Any lot or parcel of land which is improved by the completed construction of a dwelling or structure thereon, which dwelling or structure is to be served by the Cleveland Water Department or any other public or private water system, and which dwelling or structure is required to be connected to the Municipal sanitary sewerage system and/or treatment plant, shall be charged, in addition to all other fees or charges provided for in duly enacted legislation, the amounts set forth in Chapter 214 of the Administration Code for sanitary sewer tap-in fees for the various types of dwelling and structures.

(b) In order to adequately apprise builders and developers of any increase in sanitary sewer tap-in fees, such increase in sanitary sewer tap-in fees shall not be charged for new single-family residential construction for a period of six months after the effective date of legislation increasing the tap-in fee.

Section 2. Chapter 1041 Licenses and Permits of the Codified Ordinances of the City of North Royalton is hereby amended as provided for herein and all other provisions of Chapter 1041 shall remain in full force and effect.

Section 3. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that Council has determined that it is immediately necessary to amend Chapter 1041 to incorporate language regarding tap-in fees.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Vincent A. Gentile  
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik  
MAYOR

DATE PASSED: May 5, 2010

DATE APPROVED: May 6, 2010

ATTEST: /s/ Laura J. Haller  
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended  
Second reading suspended  
Third reading May 5, 2010

YEAS: Gentile, Nickell, Petrusky, Willey,  
Marnecheck, Antoskiewicz, Kasaris

NAYS: none