

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 18-21

INTRODUCED BY: Mayor Stefanik

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART FOUR SUBDIVISION REGULATIONS, CHAPTER 1242 ADMINISTRATION, ENFORCEMENT AND PENALTY BY AMENDING SECTION 1242.03 FEES FOR RECREATIONAL DEVELOPMENT, SECTION 1242.04 FEES FOR FUTURE CAPITAL IMPROVEMENTS OF CITY FACILITIES, AND REPEALING SECTION 1242.06 FEES FOR CONTINUING IMPROVEMENT, UPDATING AND DEVELOPMENT OF CITY-OWNED WATER MAINS, AND DECLARING AN EMERGENCY

WHEREAS: Based on an agreement previously enacted with the Cleveland Water Department, the city no longer maintains ownership of the water mains throughout the city; and

WHEREAS: It is necessary to repeal Section 1242.06 Fees for Continuing Improvement, Updating and Development of City-Owned Water Mains in order to cease in the collection of continuing maintenance fees; and

WHEREAS: In addition, the fees collected in Section 1242.03 Fees for Recreational Development and Section 1242.04 Fees for Future Capital Improvements of City Facilities have neither been reviewed nor increased since 1998; and

WHEREAS: It is therefore necessary to amend Section 1242.03 and Section 1242.04 to increase the fees contained therein so that they more accurately reflect of the cost of the work being performed; and

WHEREAS: Council desires to provide for these amendments.

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

Section 1. Chapter 1242 Administration, Enforcement and Penalty, Section 1242.03 of the Codified Ordinances of the City of North Royalton is hereby amended to hereinafter read as follows:

#### 1242.03 FEES FOR RECREATIONAL DEVELOPMENT.

No building permit shall be issued for a dwelling unit, to any owner, subdivider or agent of either, until a fee of ~~two~~ **three** hundred dollars (~~\$200.00~~) (**\$300.00**) is paid to the City for each dwelling unit to be constructed, which fee is to be used for City recreational purposes. Each such fee shall be deposited in a separate City recreation capital improvement fund and shall be used for recreational capital improvements as directed by City Council.

Section 2. Chapter 1242 Administration, Enforcement and Penalty, Section 1242.04 of the Codified Ordinances of the City of North Royalton is hereby amended to hereinafter read as follows:

#### 1242.04 FEES FOR FUTURE CAPITAL IMPROVEMENTS OF CITY FACILITIES.

No building permit shall be issued for a dwelling unit, to any owner, subdivider or agent of either, until a fee of ~~two~~ **three** hundred (~~\$200.00~~) (**\$300.00**) is paid to the City for each dwelling unit to be constructed, which fee is to be used for capital improvements of City facilities. Each such fee shall be deposited in a separate City capital improvement fund and shall be used for improvements of City facilities as directed by City Council.

Section 3. Chapter 1242 Administration, Enforcement and Penalty, Section 1242.06 of the Codified Ordinances of the City of North Royalton is hereby repealed in its entirety as outlined below:

#### ~~1242.06 FEES FOR CONTINUING IMPROVEMENT, UPDATING AND DEVELOPMENT OF CITY-OWNED WATER MAINS.~~

~~————— No building permit shall be issued for a dwelling unit, to any owner, subdivider or agent of either, until a fee of two hundred fifty dollars (\$250.00) is paid to the City for each single family dwelling unit and two hundred dollars (\$200.00) for each multifamily dwelling unit to be constructed, which fee shall be deposited in a separate City fund and used for a continuing program of improvement, updating and development of City water mains.~~

Section 4. Chapter 1242 of the Codified Ordinances of the City of North Royalton is hereby amended as provided for herein and all other provisions of Chapter 1242 shall remain in full force and effect.

Section 5. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 6. 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 7. 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 it is immediately necessary to amend Chapter 1242 of the Codified Ordinances of the City of North Royalton in order to implement the fee changes outlined above.

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/ Larry Antoskiewicz  
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik  
MAYOR

DATE PASSED: February 20, 2018

DATE APPROVED: February 21, 2018

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

First reading suspended  
Second reading suspended  
Third reading February 20, 2018

YEAS: Antoskiewicz, Nickell, Petrusky, Langshaw,  
Marnecheck, Hannan, Kasaris

NAYS: none