

ORDINANCE O-2019-9

**AN ORDINANCE TO LEVY A MUNICIPAL MOTOR VEHICLE LICENSE FEE
PURSUANT TO OHIO REVISED CODE SECTION 4504.173.**

WHEREAS, the Windham Village Administrator has informed the Council of the Village of Windham that the roads within the Village of Windham are in need of repair and maintenance; and

WHEREAS, the Council of the Village of Windham has identified the need to increase the amount of the Motor Vehicle License Tax within the Village of Windham so as to pay for road maintenance; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Windham, a majority or more of its members elected thereto concurring as follows:

Section One: There is hereby levied an annual license tax upon the operation of motor vehicles on the public roads or highways pursuant to § 4504.173, Ohio Revised Code, for the purpose of paying the costs and expenses of enforcing and administering the tax provided for in this section; and for planning, constructing, improving, maintaining, and repairing public roads, highways, and streets; maintaining and repairing bridges and viaducts; paying the Village portion of the costs and expenses of cooperating with the department of transportation in the planning, improvement, and construction of state highways; paying the municipal corporation's portion of the compensation, damages, cost, and expenses of planning, constructing, reconstructing, improving, maintaining, and repairing roads and streets; and to provide additional revenue for such purposes.

Section Two: Such a tax shall be at the rate of Five Dollars (\$5.00) per motor vehicle on each and every motor vehicle the district of registration of which, as defined in § 4503.10, Ohio Revised Code, is the Village of Windham.

Section Three: As used in this ordinance, the term "motor vehicle" means any and all vehicles included within the definition of motor vehicle in § 4501.01 and 4505.01, Ohio Revised Code.

Section Four: The tax imposed by this ordinance shall apply to and be in effect for the registration year commencing January 1, 2020 and shall continue in effect and application during each registration year thereafter.

Section Five: The tax imposed by this ordinance shall be paid to the Registrar of Motor Vehicles of the State of Ohio or to a Deputy Registrar at the time application for registration of a motor vehicle is made as provided in § 4503.10, Ohio Revised Code.

Section Six: All monies derived from the tax hereinafore levied shall be used by the Village of Windham for the purposes specified in this ordinance.

Section Seven: This ordinance shall become effective from the earliest date allowed by law and is not an emergency measure.

First Reading: April 24, 2019

Second Reading: May 28, 2019

Third Reading: June 25, 2019

PASSED IN COUNCIL this 25th day of June, 2019.

Vote of Council: Ayes: 6
 Nays: 0

ATTEST:

Cherree M. Taylor
Fiscal Officer, Cherree Taylor

APPROVED:

Scott Garrett
Mayor, Scott Garrett

I hereby certify that the above Ordinance was duly published by public posting at pre-designated posting places.

Cherree M. Taylor
Cherree Taylor, Fiscal Office

APPROVED AS TO FORM:

Thomas Reitz
Village Solicitor, Thomas Reitz