

ORDINANCE O-2020-19

AN ORDINANCE TO ENACT SECTION 927.07 INTERFERENCE WITH METERS PROHIBITED.

WHEREAS, the Village of Windham has identified the need to enact a revision to the Windham Codified Ordinances to prohibit interference with Village water meters and the pipes running to the water meters and has recommended such a revision; and

WHEREAS, to address this problem the Village Water Superintendent and the Village Administrator have recommended the enactment of section 927.07 of the Village of Windham Codified Ordinances as is set forth in the attached Exhibit A; and

WHEREAS, upon review, the Council has determined that the revisions to the Windham Codified Ordinances as are set forth in Exhibit A hereto are appropriate and should be enacted.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Windham, Portage County, Ohio, the majority of all members elected thereto concurring that:

Section 1: Section 927.07 – Interference with Village Water System and Meters Prohibited, as is set forth in the attached Exhibit “A” is hereby enacted.

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were accepted in an open meeting of this Council, and that deliberations of this Council and any of its committees that resulted in such formal actions were in meeting open to the public, in compliance with Section 121.22 of the Ohio Revised Code.


Passed in Council: First Reading: August 25, 2020
Second Reading: September 22, 2020
Third Reading: October 27, 2020

Vote of Council: Ayes: 6
Nays: 0

ATTEST:

APPROVED:


Fiscal Officer, Cherece M. Taylor


Scott Garrett, Mayor

APPROVED AS TO FORM:


Village Solicitor, Thomas Reitz

Exhibit A

927.07 INTERFERENCE WITH METERS PROHIBITED.

(a) No person, without consent of the Village, shall interfere, tamper with, disconnect, change, alter or by-pass any meter, or the pipes running into the meter, used for measuring the consumption of water provided to any consumer by the Village.

(b) No person shall procure, aid, abet or conspire with any person to do any of the acts in Section 927.07(a).

(c) The Village Utility Department or their agents, are hereby authorized to disconnect the water service of any consumer who he has probable cause to believe has violated any provision of subsection (a) hereof.

(d) In addition to paying the costs of repairing and reconnecting the water meter or pipes running to the meter, whoever violates any of the provision of this section is guilty of an unclassified misdemeanor offense. The first such offense shall be punished by a fine of up to a maximum of one hundred fifty dollars (\$150.00). A second offense within one calendar year of the initial offense shall be punished by a fine of up to a maximum of two hundred fifty dollars (\$250.00). Any third or subsequent offense within one calendar year shall be punished by a fine of up to five hundred dollars (\$500.00). Each day such violation exists beyond the period stipulated in the Notice, shall constitute a violation.