

ORDINANCE NO. 2023-04

**AN ORDINANCE AMENDING SECTION 927.05
WATER METER REPLACEMENT FEE
AND DECLARING AN EMERGENCY.**

WHEREAS, the Committee of the Council has determined that revisions to Windham Codified Ordinance 927.05 are needed; 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, County of Portage, State of Ohio that the majority of its members thereto concurring that:

Section One: Section 927.05 of the Windham Codified Ordinances is hereby repealed.

Section Two: The provisions set forth and shown in Section 927.05 of the Windham Codified Ordinances as are shown on the attached Exhibit "A" are hereby enacted.

Section Three: It is hereby 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 of any of its committees that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

Section Four: This Ordinance is declared to be an emergency measure effective immediately on passage and execution by the Mayor, in order to advance the health, safety and general welfare of the Village of Windham, to take effect on June 1, 2023 so as to increase the funds available to replace water meters within the Village, which meters are as a group indicating they are at the end of their service life.

PASSED IN COUNCIL on first reading this 26th day of April, 2023.

Vote of Council: Ayes: 6

 Nays: 0

ATTEST:

Katrina Washington, Fiscal Officer

APPROVED:

Scott Garrett, Mayor

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

Katrina Washington, Fiscal Officer

APPROVED AS TO FORM:

Thomas Reitz, Solicitor

Exhibit A

927.05 WATER METER REPLACEMENT FEE.

A water meter replacement fee in the amount of Four dollars (\$4.00) per account, per month, is hereby established. This fee shall be placed in the appropriate fund established by the Village Council and designated for the sole purpose of replacing water meters and associated equipment (including computers and the associated software) as the meters wear out, fail, or are otherwise in need of replacement. This fee shall begin to be imposed on the 1st day of June, 2023. From that date forward, no water meter utility customer shall be charged any amount in addition to the fee established in this section for the replacement of a water meter on the premises serviced by the account in question, as long as all payments on that account are current.