

**ORDINANCE NO. 0-2009-2**

AN ORDINANCE AMENDING SECTION 927.04(c) OF THE CODIFIED ORDINANCE OF THE VILLAGE OF WINDHAM TO CLARIFY WHEN THE 4% PENALTY COMMENCES, DECLARING AN EMERGENCY AND REPEALING ALL PRIOR INCONSISTENT ORDINANCES.

**WHEREAS**, the Utility Committee has recommended the within change to clarify when the 4% penalty shall be applied; and

**WHEREAS**, this matter is an emergency measure affecting the health, safety and general welfare of the residence of the Village of Windham;

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Windham three-fourths or more of the members elected thereto concurring that:

**Section One:** That Section 927.04(c) of the Codified Ordinance of the Village of Windham is hereby amended to read as follows:

(c) All balances outstanding after the 15<sup>th</sup> of the month shall incur a penalty of four (4%) percent on the unpaid balance.

**Section Two:** 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.

**Section Three:** This Ordinance is hereby declared to be an emergency measure necessary to preserve the public health, safety, morals and general welfare of the inhabitants of the Village of Windham, Ohio and this Ordinance shall go into full force and effect immediately upon its passage by three-fourths of the members of Council.

PASSED IN COUNCIL as an emergency this 27<sup>th</sup> day of January, 2009.

Vote of Council: Ayes: Mr. Garrett, Mr. Slusher, Mr. Snyder, Mrs. Barrett, Mrs. Meszaros, Mrs. Rininger Nays: None.

ATTEST:

APPROVED:

\_\_\_\_\_  
Village Fiscal Officer

\_\_\_\_\_  
Mayor, Village of Windham

I, Lloyd Billman, Fiscal Officer, hereby certify that the above ordinance was duly published by public posting at predesignated posting places.

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Village Fiscal Officer

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_