

## Ordinance 07-2014

### AN ORDINANCE TO AMEND CHAPTER 1040.02 OF THE CODIFIED ORDINANCES REGARDING THE WATER TAP-IN FEE, AND TO DECLARE AN EMERGENCY

WHEREAS, the Council passed Ordinance 197 on January 14, 1976 specifying the water tap-in fee which has been codified and is contained in Chapter 1040 (Water) of Title Four (Utilities) of Part Ten (Streets, Utilities and Public Services Code) of the Codified Ordinances of Minerva Park; and

WHEREAS, it is necessary and appropriate to revisit and update the fees from time to time; and

WHEREAS, Council hereby finds and determines that the current fee structure has not kept up with inflation and is therefore inadequate; and

NOW, THEREFORE, be it ordained by the Council of the Village of Minerva Park, Franklin County, State of Ohio, that:

Section 1. Chapter 1040.02 TAP-IN FEE is hereby repealed and amended in its entirety to read as follows:

#### **1040.02 TAP-IN FEE**

(a) Definitions. As used in this section:

- (1) "Service connection" means the connection of all or any part of a water service line to a tap.
- (2) "Tap" means the connection to a water main and the necessary pipes or lines extending from a water main to and including the curb stop or valve and box.

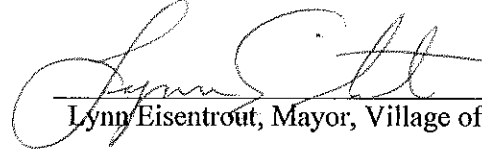
(b) A water system capacity charge (tap-in fee) shall be charged for each service connection made by any property to a water main and shall be paid at the time a permit and a meter is issued for the water connection. No person shall make a water service connection or any part thereof, unless a permit and a meter has been issued therefore by the Columbus Division of Water. In the event that a tap is subsequently enlarged, the difference between the current charges for the two tap sizes shall be paid.

(c) The charge exacted pursuant to this section shall be a fee in accordance with the fee schedule adopted and approved by Village Council. The Water Tap-In Fee shall be paid to the City of Columbus and the City of Columbus shall collect and pay to the Village the Village's surcharge, pursuant to the Water Service Agreement between the Village and the City of Columbus.

Section 2. 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 any and 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 of the laws of the State of Ohio.

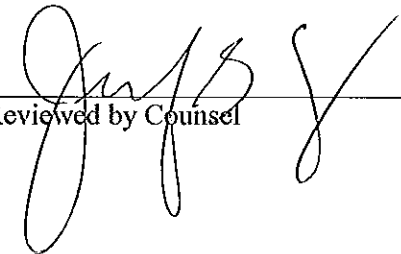
Section 3. All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereof.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Village and for the further reason that it is advisable to have updated fees in full force and effect in advance of acceptance of any new annexations and/or approval of any zoning measures for new developments within the Village; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

  
Lynn Eisentrout, Mayor, Village of Minerva Park

First Reading: May 19, 2014  
Second Reading: May 24, 2014  
Third Reading: June 2, 2014  
Passed: June 2, 2014

  
Attest Lynda Sudderberg, Fiscal Officer,  
Village of Minerva Park

  
Reviewed by Counsel