

2022-111 EXHIBIT A

942.06 SCHEDULE OF CHARGES AND FEES.

(a) County Council has the authority to establish and revise from time to time a schedule of surface water management service charges and associated fees (i.e., late fees, etc.) to be billed and collected from all owners of Zoned Lots or Tracts of Developed Land within a Service Area to fund the Surface Water Management Program and the operation of the Surface Water Management District. In establishing and revising the Surface Water Management Service Charge schedule, the County Council is not bound to establish a uniform charge for the entire County, and may establish a separate fee schedule for any Service Area, provided that any variance in charges shall be supported by and/or be the result of the specific Surface Water needs of the particular Service Area.

(b) All Zoned Lots and Tracts within a Service Area, unless specifically exempted as set forth in Section 942.10 of these Codified Ordinances, shall be annually billed a Surface Water Management Service Charge of \$4.00 per month, or at a rate otherwise set by County Council, for each ERU calculated by the County Engineer to be assessed against that Zoned Lot or Tract pursuant to Section 942.05 of these Codified Ordinances. The Surface Water Management Service Charge shall be used to fund and administer the District and Surface Water Management Program and to perform studies necessary for fulfilling these duties. County Council may establish and revise the Surface Water Management Service Charge as necessary to properly fund and administer the District and Surface Water Management Program, provided that any increase in the Surface Water Management Service Charge during the ten year period after which a Service Area is first established shall not exceed, on a cumulative basis, a rate of increase greater than the Consumer Price Index for Urban Consumers (CPI-U) for that same period. County Council shall be permitted to increase the Surface Water Management Service Charge in excess of the CPI-U if such increase is requested by a resolution of the legislative body of the political subdivision in the relevant Service Area.

(c) Developed Land receiving a Homestead Exemption will be granted a twenty-five percent (25%) reduction in the Surface Water Management Service Charge.

(d) Developed Land located in assessed subdivisions for which annual assessments pursuant to Revised Code Chapter 6137 are being charged will be granted a twenty-five percent (25%) reduction in the Surface Water Management Service Charge. This reduction may be combined with the reduction for Homestead Exemption for a total fifty percent (50%) reduction in the Surface Water Management Service Charge.

~~(e) In addition to the Surface Water Management Service Charge, a late penalty of ten percent (10%) shall be assessed upon all Surface Water Management Service Charges not paid within fifteen (15) days of the date due. When assessed, the late penalty shall be due and owing in the same manner and fashion as the Surface Water Management Service Charge and may be certified delinquent in the same manner as the Surface Water Management Service Charge.~~

942.07 BILLING AND COLLECTION.

~~(a) Billing and collection of the Surface Water Management Service Charge and any other fee set forth in Section 942.06 of these Codified Ordinances shall be administered by the County Engineer on behalf of the District. The County Engineer may perform the billing and collection of the Surface Water Management Service Charge and other fees as an internal function of that office, or may contract with any other County office, political subdivision or an external~~

2022-111 EXHIBIT A

vendor, provided that any such contract is subject to the approval of the County Council and is effective upon execution by the County Executive.

~~(b) — Prior to the commencement of any billing and collection of the Surface Water Management Service Charge and any other fees, the County Engineer shall submit a plan setting forth the manner, method and other details for said billing and collection to the County Council. The County Engineer shall not begin the billing and collection of the Surface Water Management Service Charge or any other fee until said plan is reviewed and approved by the County Executive and County Council.~~

~~(c) — The Surface Water Management Service Charge established in this Chapter shall be billed annually on a July to June cycle and shall be payable by the due date specified on the billing statement.~~

~~(d) — Any Surface Water Management Service Charge or other fee billed pursuant to this Section that is delinquent as of the sixteenth day of August of each calendar year may be certified to the County Fiscal Officer and placed on the real property tax list and duplicate against the property served by the District. A charge shall be added for all checks returned from financial institutions for nonsufficient funds equal to the actual cost incurred by the County. All accounts certified to the County Fiscal Officer for collection shall be subject to a certification charge of ten percent (10%) of the delinquent amount which shall be added to the amount certified. The total charge shall be a lien on the property from the date it is placed on the real property tax list and duplicate by the County Fiscal Officer and shall be collected in the same manner as other taxes.~~

~~(e) — No person, firm or corporation shall sell or transfer by deed, land contract or otherwise any premises within the County of Summit that is subject to the Surface Water Management Service Charge or other fee billed pursuant to this Section without furnishing the buyer or transferee prior to such sale or transfer, a statement from the County Engineer setting forth the current status of the Surface Water Management Service Charge account of the premises, and when an escrow account has been established, depositing in escrow prior to delivery of possession or transfer of title a statement from the buyer or transferee acknowledging the receipt of this document and accepting responsibility for all future Surface Water Management Charge bills in accordance with these Codified Ordinances. Upon the title transfer, the buyer or transferee will be responsible for the payment of the delinquent amount owed for the Surface Water Management Service Charge account of the premises and the County shall have the right to place a lien on the premises for the delinquent amount of the account.~~

~~(f) No person, firm or corporation acting in the capacity of an escrow agent in any real estate transaction involving the sale or transfer of any premises located in the County of Summit that is subject to the Surface Water Management Service Charge or other fee billed pursuant to this Section shall disburse any funds unless the provisions of this Section have been met.~~

Billing and collection of the Surface Water Management Service Charge and any other fee set forth in Section 942.06 of these Codified Ordinances shall be administered by the County Engineer on behalf of the District and shall be billed on a July to June cycle. Pursuant to Section 6117.02(D) of the Ohio Revised Code, the Surface Water Management Service Charge shall be paid semiannually with real estate taxes. The County Engineer and County Executive shall provide County Council with information sufficient to identify each parcel of property for which a rate or charge is levied and the amount of the rate or charge, and County Council may, in turn, certify such information to the County Fiscal Officer annually in August during the billing cycle based on the schedule established by the Fiscal Office for tax billings in the succeeding year. If the tax

2022-111 EXHIBIT A

bill containing the Surface Water Management Service Charge is not paid within the time set by law, late fees and penalties shall be charged with respect to the Surface Water Management Service Charge in the same manner as are charged on delinquent taxes. Such late fees and penalties shall be credited to the District when collected.