

1 ORDINANCE NO. 2019-348

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE September 23, 2019 COMMITTEE Public Works

6  
7 **An Ordinance amending Section 923.04 of the Codified Ordinances of the County of**  
8 **Summit, entitled “Billing,” to incorporate industrial pretreatment charges, administrative**  
9 **finances and fees into the Section so that the fees can be charged, and certified, in accordance**  
10 **with the Section’s billing and collection procedures, for the Executive’s Department of**  
11 **Sanitary Sewer Services, and declaring an emergency.**

12  
13 WHEREAS, Section 923.04 of the Codified Ordinances of the County of Summit entitled  
14 “Billing,” currently authorizes the County to bill property owners for user charges, and certify  
15 delinquent charges with the County Auditor, but does not expressly authorize industrial  
16 pretreatment charges, administrative fines and fees (“Industrial Fees”) to be administered in the  
17 same fashion; and

18  
19 WHEREAS, Section 6117.02(C)(1) of the Ohio Revised Code authorizes sanitary sewer  
20 districts to bill property owners for all unpaid charges associated with connecting to the sewer,  
21 sewage treatment, or disposal works, and certifying said charges with the county auditor ; and

22  
23 WHEREAS, said charges are certified with the County Fiscal Officer; and

24  
25 WHEREAS, in accordance with Section 6117.02(C)(1) of the Ohio Revised Code, the  
26 County Executive proposes amending Section 923.04 to include Industrial Fees within the  
27 Section to harmonize the County’s billing and collection procedures; and

28  
29 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
30 that it is necessary and in the best interest of the County to amend Section 923.04 of the Codified  
31 Ordinances for the aforementioned reasons;

32  
33 NOW THEREFORE, BE IT ORDAINED, by Council of the County of Summit, State of  
34 Ohio, that:

35  
36 SECTION 1

37  
38 Section 923.04 of the Codified Ordinances of the County of Summit, entitled “Billing,” is  
39 hereby amended as set forth on Exhibit A, attached hereto and incorporated herein by reference.

40  
41  
42 SECTION 2

43  
44 This Ordinance is hereby declared an emergency in the interest of the health, safety and  
45 welfare of the residents of the County of Summit, and for the further reason to immediately  
46 amend Section 923.04 of the Codified Ordinances to unite the user charges, surcharges,  
47 industrial pretreatment charges, and administrative fines and fees, billing and collection  
48 procedures.

49

1 ORDINANCE NO. 2019-348

2 PAGE TWO

3  
4 SECTION 3

5  
6 Provided this Ordinance receives the affirmative vote of eight members, it shall take  
7 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
8 effect and be in force at the earliest time provided by law.  
9

10 SECTION 4

11  
12 It is found and determined that all formal actions of the Council concerning and relating  
13 to the adoption of the Ordinance were adopted in an open meeting of this Council, and that all  
14 deliberations of this Council and of any of its committees that resulted in such formal action,  
15 were in meetings open to the public, in compliance with all legal requirements, including Section  
16 121.22 of the Ohio Revised Code.  
17

18  
19 INTRODUCED September 9, 2019

20  
21 ADOPTED September 23, 2019

22  
23   
24 \_\_\_\_\_  
25 CLERK OF COUNCIL

26  
27   
28 \_\_\_\_\_  
29 PRESIDENT OF COUNCIL

30  
31 APPROVED September 24, 2019

32  
  
\_\_\_\_\_  
EXECUTIVE

ENACTED EFFECTIVE September 24, 2019

Voice Vote YES: 10-0 - Dickinson, Donofrio, Feeman, Hamilton,  
Koehler, McKenney, Prentice, Rodgers, Schmidt, Walters  
ABSENT: Wilhite