

FIRST READING – December 13, 2011      COUNCIL NO. 062  
SECOND READING – December 27, 2011    SPONSOR: Service Director Smith  
THIRD READING – January 10, 2012      ORDINANCE NO. **63-11**  
EMERGENCY

AN ORDINANCE ESTABLISHING SECTION 935.15(e) OF THE CODIFIED ORDINANCES OF SHEFFIELD LAKE CLARIFYING THE MONTHLY WATER CAPITAL IMPROVEMENT CHARGE FOR THE MUNICIPALITY AND THE DECLARING OF AN EMERGENCY.

**WHEREAS**, Section 931.15 sets forth the rates to be charged for water consumption within the municipality; and,

**WHEREAS**, In November, 2005, the Council of the City of Sheffield Lake intended to provide for a \$2.00 charge for water capital improvements related to fire hydrants and water lines within the municipality; and,

**WHEREAS**, This charge was incorporated into the water base rate increase from December 27, 2005 through the July 2009 billing cycle; and,

**WHEREAS**, This charge is separate and distinct from the water base rate set forth at section 935.15(a)(1) of the Codified Ordinances of the City of Sheffield Lake; and,

**WHEREAS**, The clarification of this charge will not increase the amount paid by water customers within the City of Sheffield Lake.

**NOW, THEREFORE**, be it ordained by the Council of the City of Sheffield Lake, State of Ohio:

Section 1. That Chapter 935.15(e) is hereby established as follows:

935.15 RATE SCHEDULE

- (e) In addition to all other charges to be paid by water customers within the City, there shall be charged an additional two dollars (\$2.00) to be designated exclusively for water capital improvements related to fire hydrants and water lines within the municipality.

Section 2. This Ordinance is specifically made retroactive to December 27, 2005.

Section 3. It is 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 the Council and any of its committees which resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby declared to be an emergency measure made necessary for the preservation of the public peace, health, safety and welfare of the City of Sheffield Lake, Ohio, the emergency being the immediate necessity of implementing the sewer rate for the Municipality retroactive to January 1, 2011.

PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2011.

	Yea	Nay	NV
Dennis Bring	_____	_____	_____
Leanna Stark	_____	_____	_____
Diane Huska	_____	_____	_____
Steve Kovach	_____	_____	_____
Rick Rosso	_____	_____	_____
Alan Smith	_____	_____	_____
Eric Elliott	_____	_____	_____

\_\_\_\_\_  
MAYOR  
*John J Piskura*

\_\_\_\_\_  
PRESIDENT OF COUNCIL  
*Edward R Podmanik*

\_\_\_\_\_  
CLERK OF COUNCIL  
*Kay Fantauzzi*

I, Kay Fantauzzi, duly appointed Clerk of Council of Sheffield Lake DO HEREBY CERTIFY that this is a true and exact copy of Ordinance#\_\_\_\_\_.  
PASSED \_\_\_\_\_, 2011.