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President of Council

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Vice President of Council

VICTORIA ANN SAVAGE, CMC  
Clerk of Council

# City of Willoughby Hills

Council  
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NANCY E. FELLOWS  
DAVID M. FIEBIG  
FRANK A. GERMANO  
RAYMOND C. SOMICH

## ORDINANCE NO. 2011-32

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**AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES, AND PUBLIC SERVICES CODE, TITLE THREE – UTILITIES, CHAPTER 923 – SEWER RATES, SECTION 923.01 – SEWER RATE CHARGES ESTABLISHED, SUBSECTION (c) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the Council of the City Willoughby Hills adopted Ordinance No. 1987-19 on April 9, 1987 establishing a charge for the use of central sanitary sewers in the City which are served by the City of Euclid's Wastewater Treatment Plant; and

**WHEREAS**, said established charge is necessary to provide funds for the cost of maintenance, repair and capital improvements to the wastewater collection system in the City of Willoughby Hills, wastewater treatment by the City of Euclid, and the use of the wastewater collection system outside of the City; and

**WHEREAS**, the City conducted their annual review of the projected revenue and expenses related to the operation, maintenance and necessary capital improvements associated with the wastewater collection system and finds it necessary to increase the sewer rate by \$2.12.

***NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:***

**SECTION 1.** Section 923.01, Subsection (c) be amended to read and provide in its entirety as follows:

**“923.01 SEWER RATE CHARGES ESTABLISHED.**

(c) The sanitary sewerage charge shall be at the rate as follows for each one thousand (1,000) cubic feet of water consumed on each lot, parcel of land or premises connected with, or which is in the future connected with, the sanitary sewerage system of the City as such water consumption is measured by the water meter reading.

<u>Effective Date</u>	<u>Rate</u>
March 22, 2011	\$ 44.67

Notwithstanding anything contained herein to the contrary, the minimum sanitary sewerage charge shall be the rate charged for one thousand feet of cubic water used.

**SECTION 2.** All ordinances or parts thereof in conflict with the provisions of this Ordinance be, and they are hereby repealed as of the effective date of this Ordinance.

**SECTION 3.** The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 4.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the municipality and further reason being that this will allow the City to ensure a positive Sewer Fund Balance and to accommodate expected debt service payments; wherefore, this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: June 9, 2011

Submitted to the Mayor for his approval  
on this 9 day of June, 2011

ATTEST:

Victoria Ann Savage  
**Victoria Ann Savage, CMC**  
*Clerk of Council*

David A. Reichelt  
**David A. Reichelt**  
*President of Council Pro-tem*

Approved by the Mayor  
June 9, 2011

Robert M. Weger  
**Robert M. Weger**  
*Mayor*