

SPONSOR: Evans/Elliott

**ORDINANCE NO. 45-09**

AN ORDINANCE AMENDING JACKSON CODIFIED ORDINANCE SECTION 921.05(c) – DELINQUENT BILLS; DISCONTINUANCE OF SERVICE; ADDITIONAL CHARGE; 921.10(e) – ALL ELECTRIC HOMES; 921.11(b), (e) AND (f) – PRIVATE AREA LIGHTING; AND 921.15 – LARGE INDUSTRIAL ECONOMIC DEVELOPMENT SCHEDULE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

**Section One.** The Jackson Codified Ordinance Sections 921.05 (c), 921.10(e), 921.11(b), and 921.15 are hereby amended as set forth in Exhibit “A”.

**Section Two.** The Clerk of Council shall assure that this Ordinance is posted in all the City’s Ordinance books.

**Section Three.** This Ordinance shall take effect at the earliest time permitted by law.

**Section Four.** This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Date: 7/14/09

[Signature]  
**PRESIDENT OF COUNCIL**

[Signature]  
**CLERK OF COUNCIL**

Approved:

Date: 7/14/09

[Signature]  
**MAYOR**

# EXHIBIT "A"

921.05 DELINQUENT BILLS; DISCONTINUANCE OF SERVICE:  
ADDITIONAL CHARGE.

(c) VACATED

921.10 ALL ELECTRIC HOMES.

(e) VACATED

921.11 PRIVATE AREA LIGHTING.

(b) The rates for lamps shall be as follows:

## INSIDE THE CITY

<u>Nominal Lamp Wattage</u>	<u>Rate per Lamp per Month</u>
175 watts	\$ 9.68
250 watts	12.41
400 watts	18.44
500 watts	23.05

## OUTSIDE THE CITY

<u>Nominal Lamp Wattage</u>	<u>Rate per Lamp per Month</u>
175 watts	\$ 11.68
250 watts	14.75
400 watts	21.91
500 watts	26.52

(e) Bills for the use of the lamp and electrical current furnished for that use shall be rendered from the first to the tenth day inclusive of each calendar month and all current consumed up to the date of the last preceding meter reading and for the usage of the lamp shall be due and payable on or before the twentieth day of the same calendar month.

(f) The lamps will be available to the property owners only upon application to the Electric Department upon such forms as prescribed by the Service Director. Upon application and approval, the property owners shall be bound under the foregoing provisions for a term of not less than three years and the application shall set forth that the property owner agrees to be bound for such term. The application shall also include, but not be limited to, the following provisions:

(1) The determination of the method of supply and type of facilities rests solely with the City.

(2) The customer shall provide such cleared rights of way, licenses and permits as may be required to enable the City to supply the service applied for.

(3) In the event poles and/or wire is required to be installed to put up the lamps, then the customer shall pay to the City an amount equal to the actual cost of putting up the poles and/or wire, which shall include, but not be limited to, labor, supplies, etc. This cost shall be calculated by the City. All fees shall be paid in advance.

(4) The City shall have the sole discretion in deciding whether to supply the service and service may be denied by the City for any reason, including but not limited to, if, in the judgment of the City, a danger or nuisance will be created thereby. If service has been supplied, then service will be terminated if there is a danger or nuisance, and the applicant will not be bound in the future.

(5) Rates contained herein are based upon continuous use of the facilities and are not applicable to seasonal usage.

#### 921.15 LARGE INDUSTRIAL ECONOMIC DEVELOPMENT SCHEDULE.

**VACATED**