

SPONSOR: E. Brown / Elliott

ORDINANCE NO. 107-09

AN ORDINANCE AMENDING JACKSON CODIFIED ORDINANCE SECTION 945.03(b) – GARBAGE – COLLECTION RATES FOR RESIDENCES, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Jackson desires to reduce garbage rates for residences that are vacant for seasonal reasons for a period of at least three months and businesses that are closed for seasonal purposes for a period of at least three months; and

WHEREAS, Jackson Codified Ordinance 945.03(b) shall be amended to allow for reduced charges for residences that are unoccupied for seasonal reasons for a period of at least three consecutive months and reduced charges for businesses that are closed for seasonal purposes for a period of at least three consecutive months.

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

Section One. The Jackson Codified Ordinance Section 945.03(b) is 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 is hereby declared to be an emergency Ordinance, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, in that it is necessary to adopt this amended codified ordinance section to implement the standards procedures in the City and to update the Codified Ordinance. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

Section Four. In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

Section Five. In is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Date: 11-23-09


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

Approved:

Date: 11-23-09

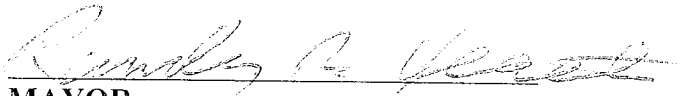

MAYOR

EXHIBIT “A”

945.03 COLLECTION RATES FOR RESIDENCES

(b) (1) Any residential customer, whether residing inside or outside the City, who for any reason is absent from their residence for a period of three consecutive months, may make application to the Service-Safety Director stating that no one will be in residence at the property and that no rubbish, garbage or refuse will be set out, either in the alley or at the curbside of this residence for at least three consecutive months. If the application is approved and if no pick-up service is in effect or required for the calendar month, then the collection rate shall be six dollars and fifty cents (\$ 6.50) for the month. If any pick-up service is in effect or required during any part of a calendar month, then the customer shall pay the rates for full service as set forth in subsection (a) hereof.

(2) Any business or commercial customer, whether operating inside or outside the City, who for any reason is absent from their business establishment for a period of three consecutive months, may make application to the Service-Safety Director stating that the business will be closed and that no business will be conducted, and that no rubbish, garbage or refuse will be set out, either in the alley or at the curbside of this business or commercial establishment for at least three consecutive months. If the application is approved and if no pick-up service is in effect or required for the calendar month, then the collection rate shall be six dollars and fifty cents (\$ 6.50) for the month. If any pick-up service is in effect or required during any part of a calendar month, then the customer shall pay the rates for full service as set forth in Section 945.04 hereof.