

Sponsor: R Peters / J Peters

ORDINANCE NO. 50-20

AN ORDINANCE AMENDING AND REPEALING ORD 17-20 REGARDING UTILITY BILLING AND FINANCIAL RESPONSIBILITY OF A NON-RESIDENT PROPERTY OWNER / LANDLORD TO BE CODIFIED AS SECTION 919.031 AND DECLARING AN EMERGENCY.

WHEREAS, ORD 17-20 created section 919.031 of the Codified Ordinances of the City of Jackson setting forth the procedure for non-resident owners and the resident utility customer to obtain utility service; and

WHEREAS, the legislative authority has determined that it is appropriate to amend the application procedure; and

WHEREAS this matter constitutes an emergency necessary to protect the health, safety and welfare of the City for the reason that this procedure must be implemented at the earliest possible time.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, OHIO THE FOLLOWING BE AN ORDINANCE GOVERNING THE APPLICATION PROCESS FOR UTILITY SERVICES AND THAT IT BE NUMBERED AS SECTION 919.031 OF THE CITY CODIFIED ORDINANCES AND DECLARING AN EMERGENCY AS REVISED BELOW:

919.031 FINANCIAL RESPONSIBILITY OF NON-RESIDENT PROPERTY OWNER FOR THE DELINQUENT UTILITY CHARGES OF RESIDENT UTILITY CUSTOMER.

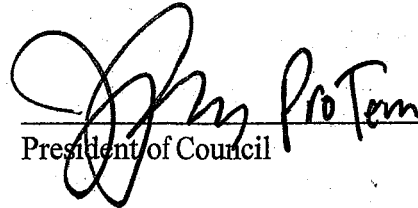
(a) Upon the effective date of this Ordinance and forward, utility service shall be obtained by a non-owner resident of the premises to be served only upon an joint application by the non-resident property owner, landlord or agent thereof, and the resident utility customer upon the written consent of the non-resident property owner, or landlord. The non-resident owner and resident utility customer shall be jointly and severally responsible for the payment of utility charges. The resident utility customer will be considered as primary and the non-resident owner shall be considered the ultimate responsible party for the payment of utility charges. The resident utility customer shall permit delinquency and termination notices to be delivered to the non-resident owner of the premises. The City of Jackson Utility Department shall provide an application in accordance with this section which shall obtain assurances, consents and information from the applicants deemed necessary by the Department for its purposes.

(b) Nothing contained herein shall reduce the obligation or liability for the payment of all utility charges by either the non-resident property owner or resident utility customer nor shall anything contained herein create a cause of action against the City or by the resident utility customer against the non-resident owner.

(c) This section is subject to and does not replace the terms and requirements related to liens, fees, service charges, deposits or rates as established by any other ordinance of the City.

It is hereby found and determined that all formal actions of this Council concerning and relating to adoption of this ordinance were adopted in an open meeting of this Council and the deliberations of this Council and any of its committees that resulted in such formal action were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 23 day of November, 2020.




President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 23 day of Nov, 2020.



Mayor