

**ORDINANCE NO. 47-2018**

**INTRODUCED BY: Council as a Whole and Mayor James Graven**

**AN ORDINANCE AMENDING THE PERMITS AND FEE SCHEDULE FOR EXCAVATION CONTAINED IN SECTION 1020.01 "PERMIT REQUIRED; FEE; DEPOSIT," AND DECLARING AN EMERGENCY**

**WHEREAS**, the excavation permit and fee schedule contained in Section 1020.01 of the Olmsted Falls Codified Ordinances was last updated October 24, 2000 and it is appropriate to review and update to reflect actual costs incurred for such services; and

**WHEREAS**, the building department, city planner and the administration have reviewed said schedule and have recommended updates to the schedules. Now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, THAT:**

**SECTION 1.** That Section 1020.01 of the Olmsted Falls Codified Ordinances are hereby amended to read as shown on Exhibit "A" attached hereto and incorporated herein by reference such that fees shall be imposed as reflected therein for permits and specific fees, and current Section is therefore repealed.

**SECTION 2.** All prior legislation inconsistent with this legislation in whole or in part are hereby repealed to the extent necessary to avoid conflict with this legislation.

**SECTION 3.** Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 4.** This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the health, safety and welfare of the residents of the City of Olmsted Falls for the further reason that it is immediately necessary to update the fee schedules to provide revenue to the City more appropriate to meeting its actual costs of building department and other administrative services. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

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*Jim Haviland, President of Council*

PASSED: \_\_\_\_\_

APPROVED: \_\_\_\_\_  
*James Graven, Mayor* *Date*

APPROVED AS TO FORM: \_\_\_\_\_  
*Andrew D. Bemer, Director of Law*

ATTEST: \_\_\_\_\_  
*Angela Mancini, Clerk of Council*

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

	Yea	Nay
Haviland	_____	_____
Stibich	_____	_____
Jones	_____	_____
Gorski	_____	_____
Nicolay	_____	_____
Duncan	_____	_____
	_____	_____