

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 913.305 (RATES FOR SEWER RENTAL OUTSIDE CITY LIMITS) OF THE CODIFIED ORDINANCES OF THE CITY OF LORAIN, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Sections 729.49 and 729.50 provide that the legislative authority of the City of Lorain may, by ordinance, establish a schedule of rates or charges of rents to be paid to the City of Lorain for the use, maintenance, construction and repair of its systems of sewerage, sewage pumping works or sewage treatment and disposal; and

WHEREAS, review of the current sewer rate structure for outside City limits indicates an adjustment is needed to streamline and update charges to incorporate current operating expenses.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LORAIN, STATE OF OHIO:

SECTION I That Lorain Codified Ordinance Section 913.305 which currently reads as follows:

913.305 RATES FOR SEWER RENTAL OUTSIDE CITY LIMITS.

The rates for sewer rental use for premises outside the City limits shall be provided for at one hundred and thirty percent (130%) of the cost of the City rate as established in Section 913.303, plus any additional fees the City incurs to provide service and collect rental and other charges, plus an additional one hundred fifty percent (150%) of the cost of debt reduction and capital improvements, plus an operations and maintenance fee as established in the schedule included in this section except in cases where an agreement has been established with the outside entity or municipality.

Operations and Maintenance Fee Schedule	
2013	\$10.94 per month
2014	\$11.49 per month
2015	\$12.06 per month
2016	\$12.66 per month
2017	\$13.30 per month

(Ord. 69-17. Passed 7-3-17)

Shall be amended to read as follows:

913.305 RATES FOR SEWER RENTAL OUTSIDE CITY LIMITS.

The rates for sewer rental use for premises outside the City limits shall be provided for at one hundred and fifty percent (150%) of the cost of the City rate as

established in Section 913.303, plus any additional charges required to comply with local, state, or federal laws, and collect rental and other charges, except in cases where an agreement has been established with the outside entity or municipality.

For agreements for sewer rental use for premises outside the City limits where a bulk rate is to be established, the City shall calculate an annual bulk rate using current operating expenses. The bulk rate payers shall not pay a sewer rental charge less than the current rate as established in 913.303.

SECTION II That SECTION 913.305 RATES FOR SEWER RENTAL OUTSIDE CITY LIMITS is hereby repealed

SECTION III That, it is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public and in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION IV That this ordinance is hereby declared to be an emergency, the nature of the emergency being the immediate need for updated rates due to ongoing agreement negotiations. Therefore, this ordinance shall take effect and be in force immediately upon passage by Council and approval by the Mayor, providing it receives the statutory requirements for passage, otherwise it shall take effect and be in force from an after the earliest period allowed by law.

PASSED: _____, 2018

PRESIDENT OF COUNCIL

ATTEST: _____ **CLERK**

DATE: _____, 2018

MAYOR