

ORDINANCE NO. 21-002

AN ORDINANCE AMENDING ORDINANCE NO. 20-195, PASSED ON DECEMBER 28, 2020, TO CORRECT A SCRIVENER'S ERROR; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, this City Commission approved the amendment of Part Nine (Streets, Utilities, and Public Services Code), Title Three (Utilities), Chapter 933 (Sewer Regulations and Rates) Section 933.07 (Definitions), Section 933.15 (Computation of Connection Charges), Section 933.17 (Building Sewer and Sewer Connections), Section 933.25 (Rates), Section 933.27 (High Strength Surcharges), and Section 933.28 (Miscellaneous Charges) of the Codified Ordinances of the City of Sandusky by Ordinance No. 20-195, passed on December 28, 2020; and

WHEREAS, it was recently discovered that a scrivener's error was made on Ordinance No. 20-195 within Section 933.28 (Miscellaneous Charges) of the Codified Ordinance which incorrectly stated the charge for 3,001 – 4,000 gallons was \$200.58 and should have stated \$250.58; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to immediately amend Ordinance No. 20-195 to correct the scrivener's error and allow the correct charge to be collected for 3,001 – 4,000 gallons that was effective on January 1, 2021; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission hereby amends Ordinance No. 20-195, passed on December 28, 2020, to correct a scrivener's error.

Section 2. Part Nine (Streets, Utilities, And Public Services Code), Title Three (Utilities), Chapter 933 (Sewer Regulations and Rates), Section 933.28 (Miscellaneous Charges) should be corrected to read as follows:

933.28 MISCELLANEOUS CHARGES.

In addition to the above charges, each user shall pay the charges for miscellaneous service as determined by the City Manager and approved by the

PAGE 2 - ORDINANCE NO. 21-002

City Commission. The charges may be revised by the City Manager whenever in his opinion it is deemed appropriate. The City Engineer shall devise and procure the appropriate billing forms for such miscellaneous charges. **Sewer haulers will be charged as if every load dumped is full, equal to the entire capacity of the tank.**

Gallons	Step 1: Effective	Step 2: Effective	Step 3: Effective	Step 4: Effective
	April 1, 2015	January 1, 2016	January 1, 2017	January 1, 2018
	Charge			
1 -1,000	\$54.85	\$68.56	\$85.70	\$89.99
1,001 -2,000	\$82.26	\$102.83	\$128.54	\$134.96
2,001 -3,000	\$109.69	\$137.11	\$171.39	\$179.96
3,001 -4,000	\$137.11	\$171.39	\$214.24	\$224.95
4,001 -5,000	\$164.54	\$205.67	\$257.09	\$269.94
5,001 or more	\$219.38	\$274.22	\$342.77	\$359.91

Gallons	Step 5: Effective	Step 6: Effective	Step 7: Effective
	January 1, 2019	January 1, 2020	January 1, 2021
	Charge		
1 -1,000	\$92.69	\$95.47	\$98.33 \$100.24
1,001 - 2,000	\$139.01	\$143.18	\$147.48 \$150.34
2,001 - 3,000	\$185.35	\$190.92	\$196.64 \$200.47
3,001 - 4,000	\$231.70	\$238.65	\$245.81 \$250.58
4,001 - 5,000	\$278.04	\$286.38	\$294.98 \$300.70
5,001 or more	\$370.71	\$381.83	\$393.29 \$400.92

The rates that sewer haulers will be charged shall increase three percent (3%) each subsequent calendar year starting on January 1, 2022. Thereafter, this annual rate increase shall take effect on the first of January each successive year. The City Engineer shall update the rates charged to sewer haulers annually to reflect this increase. A current version of the rates charged to sewer haulers will be on file in the office of the City Engineer.

(Ord. 15-021. Passed 2-9-15.)

Section 3. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all

PAGE 3 - ORDINANCE NO. 21-002

deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST:

MCKENZIE E. SPRIGGS
CLERK OF THE CITY COMMISSION

Passed: January 11, 2021