

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-9338 FORM NO. 80043

ORDINANCE CM-24-28

Ordinance No. _____

Passed _____

July 9th, 2024

AN ORDINANCE AMENDING SECTION 150.307(A) OF THE CODE OF ORDINANCES REGARDING THE POWERS AND DUTIES OF THE BOARD OF ADJUSTMENT FOR THE MUNICIPALITY OF WEST MILTON, OHIO

WHEREAS, the Board of Adjustment consists of 5 individuals appointed by the Mayor with the advice and consent of Council; and

WHEREAS, pursuant to Section 150.302, a meeting of three (3) members of the Board of Adjustment constitutes a quorum for the conducting of business; and

WHEREAS, pursuant to Section 150.307(A), the concurring vote of four (4) members of the Board of Adjustment is required to reverse any order, requirement, decision or determination of the Enforcing Officer, or to decide in favor of the applicant on any matter upon which the Board is required to pass under the terms of this code; and

WHEREAS, due to the recurring struggle in obtaining the attendance of four (4) Board of Adjustment members at meetings, Council now wishes to amend the Municipal Code to provide that the concurring vote of three (3) members of the Board of Adjustment is required to decide issues before the board.

NOW, THEREFORE, Be it ordained by the Council for the Village of West Milton, Ohio as follows:

SECTION I: Section 150.307(A) of the West Milton Code of Ordinances regarding the powers and duties of the Board of Adjustment is hereby amended to read as follows:

§ 150.307 POWERS AND DUTIES.

The Board of Adjustment shall have all the appropriate power and duties prescribed by law, and by this code. The Board shall have the following powers and duties:

(A) *Administrative review.* To hear and decide appeals only in such cases where it is alleged there is error in any order, requirement, decision or determination made by the Enforcing Officer in the enforcement of this code. The concurring vote of ~~four~~ **three** members of the Board present and voting shall be necessary to reverse any order, requirement, decision or determination of the Enforcing Officer, or to decide in favor of the applicant on any matter upon which the Board is required to pass under the terms of this code.

SECTION II: All other subsections of Section 150.307 (B) through (F) shall remain in effect as previously written.

SECTION III: This Ordinance shall become effective from and after the earliest date permitted by law.

Passed this 9th day of July, 2024.



Scott Hurst, Mayor

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 90043

ORDINANCE CM-24-28

Ordinance No. _____

Passed _____, 20____

ATTEST:



Laura Wright, Clerk of Council

APPROVED TO AS FORM:



Leneé M. Brosh, Director of Law

RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045

RESOLUTION CM-24-31

Resolution No. _____

Passed _____

July 9th 2024

A RESOLUTION AUTHORIZING THE MUNICIPAL MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND / OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the Municipality of West Milton is planning to make capital improvements to the 15" Sanitary Sewer Trunkline Replacement Project; and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OHIO PUBLIC WORKS COMMISSION, also known as the OPWC programs; and

WHEREAS, Council has determined that it would be in the best interest of the Municipality to obtain this assistance from the OPWC.

NOW, THEREFORE, be it Resolved by the Council of the Municipality of West Milton, Ohio that:

SECTION I: Council authorizes the Municipal Manager to apply to the OPWC for funds as described above.

SECTION II: Council authorizes the Municipal Manager to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

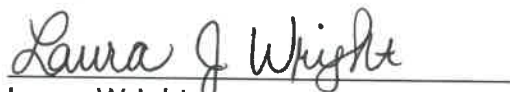
SECTION III: This Resolution shall take effect and be in force from and after its passage.

Passed this 9th day of July 2024



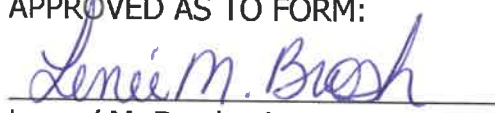
Scott Hurst, Mayor

ATTEST:



Laura Wright
Clerk of Council

APPROVED AS TO FORM:



Lenee M. Brosh - Law Director