

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. **ORDINANCE CM-22-28**

Passed July 12, 2022

AN ORDINANCE AMENDING SECTION 51.22(B) SEWER RATE SCHEDULE OF THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF WEST MILTON, OHIO

WHEREAS, the Municipality's expenses for providing sewer service and maintaining the sewer system is projected to exceed revenues provided by the current rate structure; and

WHEREAS, Council recognizes the importance of maintaining the fiscal stability of the Municipality's Sewer Fund.

WHEREAS, it has been determined that it is necessary to increase sewer rates for service to residents and nonresidents in order to maintain the fiscal stability of the sewer fund.

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

SECTION I: The language contained in the existing Section of the West Milton Code of Ordinances 51.22(B)(1) and (2) are hereby modified to read as follows:

§ 51.22 SEWER RATE SCHEDULE IN MUNICIPALITY.

(B) The usage charge shall be based on the quantity of water used as measured by the water meters used, on all billing statements payable after the effective date hereinafter provided, and the sewer rates are fixed as follows, ***with a two percent (2%) automatic annual increase beginning on January 1, 2023 and each year hereafter.***

(1) Effective ***September 1, 2022***, the sewer rates shall be composed of two parts:

(a) A service charge of \$ ***7.45*** for each billing period.

(b) A per 1,000 gallon usage charge of \$ ***7.73***.

(2) The service charge shall be levied, and a usage charge for each 1,000 gallons of water used shall be added to the service charge. Thus, the minimum rate charged for 1,000 gallons in a billing period shall be ***\$15.18***.

SECTION III: This Ordinance shall become effective from and after September 1, 2022.

Passed this 12th day of July, 2022.


Anthony Miller, Mayor

ATTEST:


Laura J. Wright
Clerk of Council

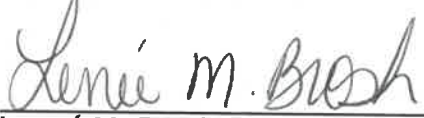
RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. _____

Passed _____, 20_____

APPROVED TO AS FORM:



Leneé M. Brosh
Leneé M. Brosh
Director of Law

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. **ORDINANCE CM-22-29**

Passed July 12, 2022

AN ORDINANCE TO AMEND CHAPTER 52 – WATER RULES AND REGULATIONS AND TO SPECIFICALLY AMEND SECTION 52.116 OF THE WEST MILTON MUNICIPAL CODE TITLED WATER RATES AND MUNICIPALITY

WHEREAS, the Municipality's expenses for providing water service and maintaining the water distribution system is projected to exceed revenues provided by the current rate structure; and

WHEREAS, pursuant to Ordinance CM-13-26, which was amended by CM-17-34, Council established the Water Capital Debt Service Fund, and set a fee schedule to collect fees to service current and future capital projects and any debt created as a result of those projects in the water department; and

WHEREAS, it is necessary to incorporate the fee schedule listed in CM-17-34 into the existing West Milton Codified Ordinances; and

WHEREAS, Council recognizes the importance of maintaining the fiscal stability of the Municipality's Water Fund.

NOW, THEREFORE, Be it Ordained by the Council of the Municipality of West Milton, Ohio, that:

SECTION I: Chapter 52.116 of the West Milton Code of Ordinances is hereby amended to read in full as follows:

§ 52.116 WATER RATES AND MUNICIPALITY

(A) There shall be levied and assessed upon each customer who owns improved real estate and to whom municipal water service is accessible, even if a physical connection with water does not exist, a service charge payable as provided in this section.

(B) The usage charge shall be based on the quantity of water used as measured by the water meters, on all billing statements payable after the effective date hereinafter provided, and the same are fixed as follows:

(1) Effective **September 1, 2022**, the water rates shall be as follows, **with a two percent (2%) automatic annual increase beginning on January 1, 2023 and each year hereafter:**

(a) An Operational Charge of **\$16.14** for each billing period.

(b) A per 1,000 gallon usage charge of **\$7.14**.

(2) The Operational Charge shall be levied, then the 1,000 gallon usage charge for each 1,000 gallons of metered water usage shall be added to the Operations Charge. Thus, the minimum rate charged for 1,000 gallons in a billing period shall be **\$23.28**.

(C) **Effective September 1, 2022, the following fees, in addition to the fees stated in Section B above, shall be paid by each customer to service current and future capital projects associated with the water department and any debt related with said projects, and be placed in the Water Capital Improvement Fund, and paid from said**

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BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

fund, with a two percent (2%) automatic increase beginning on January 1, 2023 and each year hereafter:

Meter Size	Fee Per Account Per Month
5/8 "	\$ 7.02
1-2 "	\$ 10.68
3" plus	\$ 27.12

~~(C)~~ **(D)** Finals.

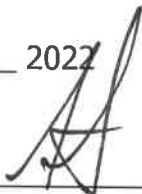
- (1) The municipality shall make a final meter reading upon the request of the customer. If this final meter reading is for less than a standard billing period, the customer shall be charged for all water utilized during this reading. The customer shall also pay the full service charge, even if it is not a full billing period. All finals shall be paid by the due date printed on the bill. If payment is not received by the due date, a service charge of \$30 shall be levied on the account. If the service is turned off due to failure to pay the final bill, an "off and on" fee of \$20 shall be levied in accordance with § 52.136, in addition to all charges due.
- (2) If a tenant fails to pay a final bill, the invoice shall be forwarded to the landlord of the property with a 14 day payment extension. If payment is not received within this extension, a \$30 service charge shall be levied on the account and service can be disconnected with an "off and on" fee of \$20.

~~(D)~~ **(E)** The customer shall be billed for the service charge or minimum rate charged for the watering meter only for those billing periods during the year where water was used. All water that registers on the watering meter shall be charged in accordance with the provisions of this Code of Ordinances.

SECTION II: This Ordinance shall be in effect from and after September 1, 2022.

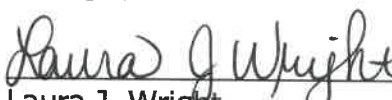
SECTION III: All Ordinances and Resolutions or parts of Ordinances and Resolutions in conflict with this Ordinance are hereby repealed.

Passed this 12th day of July 2022



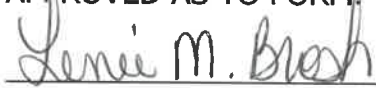
Anthony Miller, Mayor

ATTEST:



Laura J. Wright
Clerk of Council

APPROVED AS TO FORM:



Leneé M. Brosh
Law Director

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

RESOLUTION CM-22-31

Ordinance No. _____

Passed July 12, 2022

A RESOLUTION AUTHORIZING JEFF SHERIDAN, 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 North End Sanitary Rehabilitation, 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 OPWC programs,


NOW THEREFORE, BE IT RESOLVED by the Council of the Municipality of West Milton, Ohio, that:

SECTION I: The Jeff Sheridan, Municipal Manager, is hereby authorized to apply to the OPWC for funds as described above.

SECTION II: The Jeff Sheridan, Municipal Manager, is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

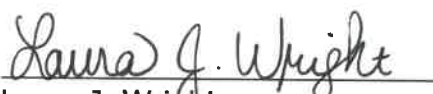
SECTION III: This Resolution shall take full force and effect upon its passage.

Passed this 12th day of July 2022



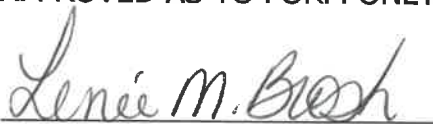
Anthony Miller, Mayor

ATTEST:



Laura J. Wright
Clerk of Council

APPROVED AS TO FORM ONLY:



Lenee' Brosh
Director of Law

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

RESOLUTION CM-22-32

Ordinance No. _____

Passed

July 12, 2022

A RESOLUTION AUTHORIZING JEFF SHERIDAN, 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 West Hayes Water Main Replacement, 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 OPWC programs,

NOW THEREFORE, BE IT RESOLVED by the Council of the Municipality of West Milton, Ohio, that:

SECTION I: The Jeff Sheridan, Municipal Manager, is hereby authorized to apply to the OPWC for funds as described above.

SECTION II: The Jeff Sheridan, Municipal Manager, is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION III: This Resolution shall take full force and effect upon its passage.

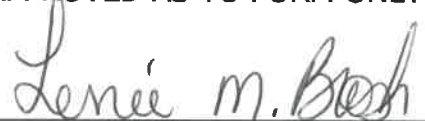
Passed this 12th day of July 2022


Anthony Miller, Mayor

ATTEST:


Laura J. Wright
Clerk of Council

APPROVED AS TO FORM ONLY:


Lenee' Brosh
Director of Law

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

RESOLUTION CM-22-34

Ordinance No. _____

Passed

July 12, 2022

A RESOLUTION ACCEPTING THE FINAL PLAN OF PHASE TWO OF THE STILLWATER CROSSINGS DEVELOPMENT

WHEREAS, the Planning Board and Council have approved the Stillwater Crossings Preliminary Planned Development through the passage of Ordinance CM-17-18 and by the creation of the TIF districts through Ordinances CM-17-19 and CM-17-20, and

WHEREAS, the developer has submitted the Final Plan of Phase Two for Stillwater Crossings by substantially conforming to the preliminary plan as required by Section 150.240 (C) of the Code of Ordinances – said plan including 41 single family lots totaling 8.749 acres, 3 multi-family lots totaling 21.566 acres, 6 commercial lots totaling 8.392 acres, 6 open space lots totaling 11.542 acres, 1 preservation lot totaling 8.193 acres and dedicated street rights-of-way totaling 13.139 acres, and

WHEREAS, the West Milton Planning Board has approved the Stillwater Crossings Final Plan of Phase Two as submitted.

NOW THEREFORE, BE IT RESOLVED by the Council of the Municipality of West Milton, Ohio that:

SECTION I:

This Council hereby accepts the Stillwater Crossings Phase Two Final Plan attached to, and incorporated into, this Resolution as Exhibit "A."

SECTION II:

This Council further hereby authorizes and directs the Mayor and other appropriate officers of the Municipality to prepare and sign the plat map for recording to the Miami County Recorder's office.

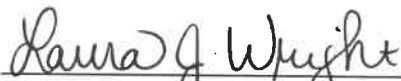
SECTION III:

This Resolution shall take effect and be in full force from and after its passage.

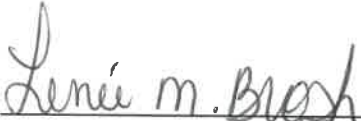
Passed this 12th day of July 2022


Anthony Miller, Mayor

ATTEST:


Laura J. Wright, Clerk of Council

APPROVED AS TO FORM:


Lenee' Brosh, Law Director

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

RESOLUTION CM-22-35

Ordinance No. _____

Passed _____

July 12, 2022

A RESOLUTION ACCEPTING THE FINAL PLAN OF PHASE THREE OF THE STILLWATER CROSSINGS DEVELOPMENT

WHEREAS, the Planning Board and Council have approved the Stillwater Crossings Preliminary Planned Development through the passage of Ordinance CM-17-18 and by the creation of the TIF districts through Ordinances CM-17-19 and CM-17-20, and

WHEREAS, the developer has submitted the Final Plan of Phase Three for Stillwater Crossings by substantially conforming to the preliminary plan as required by Section 150.240 (C) of the Code of Ordinances – said plan including 41 single family lots totaling 8.749 acres, 3 multi-family lots totaling 21.566 acres, 6 commercial lots totaling 8.392 acres, 6 open space lots totaling 11.542 acres, 1 preservation lot totaling 8.193 acres and dedicated street rights-or-way totaling 13.139 acres, and

WHEREAS, the West Milton Planning Board has approved the Stillwater Crossings Final Plan of Phase Three as submitted.

NOW THEREFORE, BE IT RESOLVED by the Council of the Municipality of West Milton, Ohio that:

SECTION I:

This Council hereby accepts the Stillwater Crossings Phase Three Final Plan attached to, and incorporated into, this Resolution as Exhibit "A."


SECTION II:

This Council further hereby authorizes and directs the Mayor and other appropriate officers of the Municipality to prepare and sign the plat map for recording to the Miami County Recorder's office.

SECTION III:

This Resolution shall take effect and be in full force from and after its passage.

Passed this 12th day of July 2022



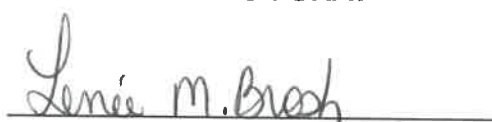
Anthony Miller, Mayor

ATTEST:



Laura J. Wright, Clerk of Council

APPROVED AS TO FORM:



Lenee' Brosh, Law Director

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

RESOLUTION CM-22-36

Ordinance No. _____

Passed

July 12, 2022

A RESOLUTION ACCEPTING THE MINOR CHANGE FOR RANDALL HOMES IN THE STILLWATER CROSSINGS DEVELOPMENT

WHEREAS, the Planning Board and Council have approved the Stillwater Crossings Preliminary Planned Development through the passage of Ordinance CM-17-18 and by the creation of the TIF districts through Ordinances CM-17-19 and CM-17-20, and

WHEREAS, the developer presented a request for a change regarding the location and layout of Randall Homes within the development which does not constitute a major change as described in Section 150.241(A) of the West Milton Codified Ordinances and does not alter the concept or intent of the Planned Development; and

WHEREAS, the West Milton Planning Board has approved the minor change pursuant to Section 150.241(B) as submitted.

NOW THEREFORE, BE IT RESOLVED by the Council of the Municipality of West Milton, Ohio that:

SECTION I:

This Council hereby accepts the minor change submitted by Stillwater Crossings regarding the redesign and location for Randall Homes attached to, and incorporated into, this Resolution as Exhibit "A."

SECTION II:

This Council further hereby authorizes and directs the Mayor and other appropriate officers of the Municipality to sign any and all documents related to the approval of this minor change if necessary.

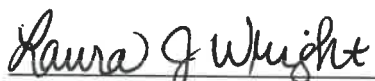
SECTION III:

This Resolution shall take effect and be in full force from and after its passage.

Passed this 12th day of July 2022


Anthony Miller, Mayor

ATTEST:


Laura J. Wright, Clerk of Council

APPROVED AS TO FORM:


Lenee' Brosh, Law Director