

ORDINANCE NO. 58-2015

Offered by All of Council

AN ORDINANCE ESTABLISHING A TAP-IN FEE FOR THE PROPERTIES ON BROADVIEW ROAD WEST OF APPLE RIDGE, PROVIDING A PROCEDURE FOR THE COLLECTION THEREOF, AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Richfield Service Director has recommended that Council establish a water tap-in fee for property owners on Broadview Road west of Apple Ridge by charging fee of \$43.17 per lineal foot of frontage; and

WHEREAS, the Service Director has prepared a spreadsheet showing the individual property costs of the proposed water tap-in fee program; and

WHEREAS, this Council wishes to enact a water tap-in fee for Broadview Road from 3300 Broadview Road to 3388 Broadview Road in accordance with the spreadsheet contained in the attached memorandum from the Service Director, and to establish terms of payment for same; and

WHEREAS, the Broadview Road Apple Ridge Water Tap-In Fee shall be in addition to any charges for water consumed by the property owner.

NOW, THEREFORE, be it ordained by the Council of the Village of Richfield, Summit County, State of Ohio:

- SECTION 1. That the Broadview Road Apple Ridge Water Tap-in Fee of \$43.17 per lineal foot of frontage, as shown on the spreadsheet attached hereto as Exhibit A and incorporated herein fully as if by reference be, and the same hereby, is adopted.
- SECTION 2. That if the tap-in fee to the Broadview Road to Apple Ridge water line exceeds Ten Thousand Dollars (\$10,000.00), the property owner may be allowed to pay the tap-in fee over a period of five (5) years with interest on the unpaid amount at the rate of three and one-half percent (3.5%) per annum simple interest.
- SECTION 3. That if the amount of the water tap-in fee is Ten Thousand Dollars (\$10,000.00) or less, the property owner shall be allowed to pay the tap-in fee over a period of three (3) years with interest on the unpaid balance at the rate of three and one-half percent (3.5%) per annum simple interest.
- SECTION 4. That in all cases, a property owner desiring a tap-in extension contemplated under this Ordinance shall sign the necessary documents with the Finance Director as approved by the Village Law Director.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption 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 action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary in order to allow residents to tie in for potable water at the earliest possible time; wherefore, provided this Ordinance receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 8-18-15

*Rick Alder*  
President of Council

*Belelie Bashan*  
Mayor

Dated: 8/18/15

ATTEST:

*Cawlyn E. Sullivan*  
Clerk of Council

# Legislation Request

DATE: August 10, 2015

TO: Mayor Bobbie Beshara,  
Bill Hanna, Law Director  
Village Council,  
Council Clerk

FROM: Melanie A. Baker, Service Director

TYPE OF LEGISLATION: Resolution  Ordinance

Allowing for access to the waterline in the Apple Ridge development be extended to the west side of Broadview Road for 4 parcels that front the existing water line.

Department(s) Involved: Service

Date of Council meeting needed: August 18, 2015.

ACTION BEING REQUESTED	TYPE OF REQUEST
First Reading	First reading acceptance to extend the district to include 4 parcels on the west side of Broadview Road.

## DESCRIPTION

This legislation will allow four parcels of land on the west side of Broadview Road to have access to the water line that services the Apple Ridge subdivision.

This resolution will be on for first reading. One of the parcels asking for access to the line is building a new house and is looking for a water permit to take to the Summit County Building department. Since this has been discussed and reviewed (as noted in the history below) I will ask for the suspension of the second and third readings and as for approval.

## HISTORY

Council has been approached by 2 residents on the west side of Broadview Road for access to the waterline that services the Apple Ridge development. They wish to have access to the line. This was brought to Council on July

7, 2015 and then put on the work session agenda July 21, 2015. After discussion and review it was decided that the tap in fee would be based on front footage at a cost of \$ 43.17/ front foot.

The cost for tie in will be as follows:

West Side of Broadview Road - \$75.00 per linear foot for install of 1, 210 linear feet of water line. (Based on cost of original install.)												
Map No.	Parcel ID	Address	Owner	Resident	Tax Address (if different than site)	Lot Dimensions	Per Parcel	Acreage	\$8836.45/ acre	*** Frontage	\$43.17/ foot	
									0.00		0.00	
A	5001556	3388 Broadview Road	Mascarin			Irregular	22,687.50	2	17,672.90	216	9,282.20	
B	5001912	Vacant Land	Bandsuch			Irregular	22,687.50	3.76	33,225.05	213	9,411.71	
C	5000088	3330 Broadview Road	Montallo			Irregular	22,687.50	2.85	25,183.88	243	10,706.85	
D	5000688	3300 Broadview Road	Lyons			Irregular	22,687.50	1.66	14,668.51	370	15,974.01	
							<b>Total</b>	<b>90,750.00</b>	<b>10.27</b>	<b>90,750.34</b>	<b>1,051.01</b>	<b>45,374.82</b>

**BIDDING**

None needed.

**APPROPRIATIONS -**

<u>ITEM</u>	<u>Budget Amount</u>	<u>Expenditures</u>
None needed.		
	N/A	
<b>Total Cost</b>		

CC: Melanie Baker, Sandy Turk