

AN ORDINANCE ENACTING NEW CHAPTER 933, "USE OF PUBLIC RIGHT-OF-WAY BY SERVICE PROVIDERS," OF THE CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power of local self-government; and

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power to enact laws that are for the health, safety, welfare, comfort and peace of the citizens of the municipality; and

WHEREAS, this Council wishes to amend the Codified Ordinances in order to provide guidelines, due process protections and regulations applicable to the use of the Village's public rights-of-way for the provision of telecommunications and other utility services.

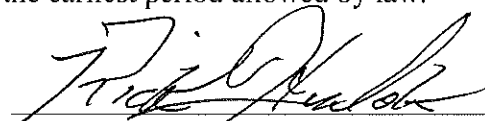
NOW, THEREFORE, BE IT ORDAINED by Council of the Village of Richfield, Summit County, State of Ohio, that:

SECTION 1. New Chapter 933, "Use of Public Right-of-Way by Service Providers", of the Codified Ordinances of the Village of Richfield, be enacted to read as set forth in Exhibit "A", attached hereto and incorporated herein by reference.

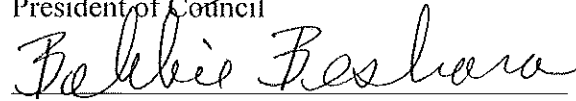
SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 3. 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 telecommunications service providers have been submitting applications to locate facilities within public right-of-ways and the Village wants to have reasonable regulations in place at the earliest time possible to address these requests; wherefore, provided this Resolution 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: 11-6-19



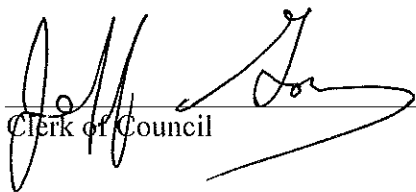
President of Council



Mayor

Dated: 11-6-19

ATTEST:


Clerk of Council