

AN ORDINANCE AMENDING SANITARY SEWER DISTRICT NO. 1
BY EXEMPTING THE PROPERTY THEREFROM

WHEREAS, this Council, by Ordinance 2-1992, passed January 7, 1992, created Sanitary Sewer District No. 1 pursuant to the provisions of Sections 727.44 et seq. Revised Code; and

WHEREAS, this Council, pursuant to Section 727.48 Revised Code wishes to exempt from Sanitary Sewer District No. 1 a parcel owned by the Estate of Fred D. McNair; and

WHEREAS, the Clerk has published once a week for two consecutive weeks in a newspaper of general circulation in the Village notice of the proposed amendment to the plan of Sewer District No. 1 exempting the McNair property.

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

SECTION 1. That the plan for Sewer District No. 1 adopted by Ordinance 2-1992, passed January 7, 1992, is hereby amended in the following respect only:

(1) There is hereby exempted from said District a parcel owned by the Estate of Fred D. McNair, recorded at Volume 4305, Page 602 of the Summit County Recorder's Office being Permanent Parcel 50-00845 and 01824.

SECTION 2. That the foregoing parcel shall not be assessed for the sewerage improvements to be constructed in Sanitary Sewer District No. 1 and that the foregoing parcel may not utilize the sanitary sewer improvements in Sewer District No. 1 unless and until the property owner petitions this Council to be reincluded in Sanitary Sewer District No. 1; this Council accepts the petition to include the parcel in Sanitary Sewer District No. 1; and ~~the property owner agrees to pay an amount equal to the proposed assessment in a lump sum without interest prior to connection to the Village's sanitary sewer system; and if the property is further subdivided, the property owner shall pay the tap-in fee or fees in accordance with Ordinance 5-1991 without interest in a lump sum.~~

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 the Ordinance is immediately necessary in order to construct sewer improvements in Sanitary Sewer District No. 1; wherefore,

vote of two-thirds of the members of Council elected or appointed, it shall take effect and be in force 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: February 16, 1993

Daniel W. Howard
President of Council

Ray H. Mc
Mayor

Dated 2/16/93

ATTEST:

Lezzy Malone
Clerk of Council