

ORDINANCE NO. 2016-7

**AN ORDINANCE
AMENDING CHAPTER 135, CLERK-TREASURER, OF
THE CODIFIED ORDINANCES TO PROVIDE FOR THE
ENACTMENT OF A NEW SECTION 135.17, PLANNING
AND ZONING DEPOSIT FUND, AND DECLARING AN
EMERGENCY.**

WHEREAS, on July 11, 2016, the Council of the Village of Waite Hill enacted Ordinance No. 2015-18, which authorizes the collection of Planning and Zoning Deposits (which requires the establishment of a fiduciary fund); and

WHEREAS, the Village Council desires to create a special fund so as to segregate the funds received pursuant to such Ordinance; and

WHEREAS, the new fund will account for the receipt and expenditure of the special purpose funds collected pursuant to the Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAITE HILL, STATE OF OHIO:

SECTION 1. That existing Chapter 135, Clerk-Treasurer, of the Codified Ordinances of Waite Hill, Ohio, be and the same hereby is amended to provide for the enactment of a new Section 135.17 to read and provide in its entirety as follows:

“135.17 PLANNING AND ZONING DEPOSIT FUND.

There is hereby created a special fund to be known as the Planning and Zoning Deposit Fund. All funds received by the Village pursuant to Chapter 1305 of the Waite Hill Village Codified Ordinances shall be deposited into this fund and expended solely for the proper and authorized purposes identified in Chapter 1305. The Clerk-Treasurer is authorized and directed to make application to the Auditor of State for the approval of the creation of the Planning and Zoning Deposit Fund in accordance with Ohio R.C. 5705.12.”

SECTION 2. That the actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the Village of Waite Hill.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village of Waite Hill, and for the reason that in order to account for deposits placed with the Village pursuant to Chapter 1305 of the Waite Hill Codified Ordinances the

Village needs to account for such funds when that ordinance becomes effective; wherefore, this Ordinance shall take effect immediately upon its enactment and approval by the Mayor.

PASSED: _____, 2016

Council President

Submitted to the Mayor for
his approval on this
_____ day of _____, 2016

Approved by the Mayor

ATTEST:

_____, 2016

Clerk-Treasurer

Mayor