

ORDINANCE NO. 2016-111

AN ORDINANCE AMENDING SECTION 935.13 OF THE KENT CODIFIED ORDINANCES, INCREASING THE SOLID WASTE FEE RATES OF THE CITY OF KENT, OHIO BY THREE PERCENT (3%) BEGINNING WITH THE FIRST BILLING CYCLE IN JANUARY, 2017, AND DECLARING AN EMERGENCY.

WHEREAS, the cost of collecting solid waste at the City of Kent has increased; and

WHEREAS, the City of Kent needs to increase its charges to the utility customers that generate the solid waste three percent (3%) beginning in January, 2017 to cover said cost increases;

WHEREAS, the current rates do not generate sufficient funds to upgrade and maintain the equipment and staff as needed; and

WHEREAS, time is of the essence, to allow the rate increase to take effect with the first billing cycle in January, 2017.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That Section 935.13 of the Kent Codified Ordinances be amended to reflect a three percent (3%) increase in solid waste fee rates as shown in the attached draft, marked Exhibit "A", attached hereto and made a part hereof, effective for billing dates in January, 2017.

SECTION 2. That 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 of Section 121.22 of the Ohio Revised Code.

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 residents of this City, for which reason and other reasons manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: December 14, 2016
Date

J. Fiala
Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: December 14, 2016
Date

ATTEST: Tara Grimm
Tara Grimm, CMC
Clerk of Council

I, TARA GRIMM, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20____.

TARA GRIMM, CMC
CLERK OF COUNCIL
(SEAL)

EXHIBIT "A"

935.13 SOLID WASTE FEE RATES.

- (a) There shall be charged a fee of ~~five dollars and one cent (\$5.01)~~ five dollars and sixteen cents (\$5.16) per month per residential and multi-family billing unit for any solid waste activity necessary to meet the reduction goals outlined in the Portage County Solid Waste Management Plan or to find alternate disposal programs for items banned from the landfill, except that any billing unit whose head of household is a qualified residential water user and the holder of a Golden Buckeye Card shall be charged a fee of ~~two dollars and fifty cents (\$2.50)~~ two dollars and fifty eight cents (\$2.58) per month.
 - (i) This rate becomes effective for the first billing cycle in ~~dates after January 20, 2016~~ 2017.
- (b) Beginning with the first billing ~~after~~ in January ~~20, 2016~~ 2017, there shall be a three percent (3%) increase in the base rate for solid waste collections. The new rate will be five dollars and one cent (\$5.01) per residence.
- (c) Thereafter, the rates for collection of solid waste will increase as follows:
 - (i) The rate for billing for solid waste collection in 2016 and all future years will increase by three percent (3%) annually;
- (d) City Council reserves the right to review these increases annually during the capital plan budget review. (Ord. 2016-05. Passed 1-20-16.)