

**ORDINANCE NO. 2019 - 31**

**AN ORDINANCE AMENDING SECTION 965.11 (SOLID WASTE COLLECTION FEE) OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA HEIGHTS, TO CERTIFY TO THE COUNTY FISCAL OFFICER THE COSTS DUE TO THE CITY FOR WASTE COLLECTION FEES, AND DECLARING AN EMERGENCY**

WHEREAS, the collection and disposal of garbage and refuse in the City is a matter which affects the public health, welfare and safety of all City residents; and,

WHEREAS, the City of Parma Heights wishes to maintain the highest level of public services to City residents and faces reductions in the local government fund and elimination of the estate tax due to state legislative action; and,

WHEREAS, the Ohio Revised Code Section 701.05 and Chapter 965 of the Codified Ordinances permit the assessment for the Solid Waste Fee Collection; and,

WHEREAS, Codified Ordinances Section 965.11 (a) provides that the Council establish a rate for solid waste collection and disposal and review the monthly rate to be paid by the owner(s) of a residential dwelling within the municipality on a yearly basis to determine the necessity of continuing the fee for the ensuing year; and,

WHEREAS, the Finance Director has completed his estimate and determined the applicable monthly rate for collections and disposal services occurring in 2020 at \$11.20 per residence and \$10.20 for qualified residents with a Homestead Exemption; which rate is to be levied on the 2019 property tax duplicate, for collection in 2020; and,

WHEREAS, the Council and Mayor are desirous of amending Section 965.11 of the Codified Ordinances, entitled Solid Waste Collection Fee, to certify to the County Fiscal Officer the costs due to the City for waste collection fees.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Parma Heights, County of Cuyahoga and State of Ohio:

Section 1. Section 965.11 Solid Waste Collection Fee of the Codified Ordinances of the City of Parma Heights is hereby amended to read as follows:

**SECTION 965.11 SOLID WASTE COLLECTION FEE**

- (a) For solid waste collection and disposal, the City shall charge to each residential dwelling within the Municipality a monthly rate to be paid by the owner of said property. Such rate shall be \$11.20 per month per residence and \$10.20 per month for qualified residents with Homestead Exemption for collection and disposal services occurring in 2020; which rate is to be levied on the 2019 property tax duplicate for collection in 2020. The Council shall review the monthly rate to be paid by the owner(s) of a residential dwelling within the

municipality on a yearly basis to determine the necessity and amount of fee for the ensuing year.

- (b) A residential dwelling is defined as a dwelling within the corporate limits of the municipality occupied by a person or group of persons, and multiple dwelling units where units have private means of egress.
- (c) It is a determination of this Council to proceed with the assessing for the cost and expense of waste collection within the City in accordance with the Ohio Revised Code Section 701.05 and Chapter 965.11 of the Codified Ordinances, upon the residential properties, as defined in paragraph (b) herein, in the City of Parma Heights on file in the Office of the County Fiscal Officer for the 2019 tax duplicate and collection in the year 2020.
- (d) The waste collection fee so assessed through the residential tax duplicate shall be reimbursed to the City by the County Fiscal Officer; and shall be credited to the General Fund of the City of Parma Heights.
- (e) The Finance Director is authorized and directed to send to the Office of the County Fiscal Officer certified copies of this Ordinance in such numbers as are required.

Section 2. Section 965.11 of the Codified Ordinances as it has heretofore existed is hereby repealed effective immediately.

Section 3. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 4. This Council declares this Ordinance to be an emergency measure for the immediate preservation of the public health, peace and safety of this municipality and for the further reason that waste collection fees are necessary for the usual daily operation of the municipality; wherefore, it shall be in full force and effect immediately after its passage by Council and approval by the Mayor.

PASSED: 8-26-2019

Alan Gelb  
PRESIDENT OF COUNCIL

ATTEST: Florence A. Bordan  
CLERK OF COUNCIL

8-26-2019  
APPROVED

FILED WITH  
THE MAYOR: 8-26-2019

[Signature]  
MAYOR