

**VILLAGE OF SOUTH LEBANON, OHIO  
ORDINANCE NO. 2018-11**

**AN ORDINANCE FIXING RESIDENTIAL RATES FOR SOLID WASTE  
REMOVAL EFFECTIVE SEPTEMBER 1, 2018, AND DECLARING AN  
EMERGENCY**

**WHEREAS**, the Village Council adopted Ordinance No. 2017-09 fixing the residential rates for solid waste removal in the Village; and

**WHEREAS**, the Village has entered into a contract with Rumpke of Ohio, Inc. to provide solid waste and recycling services within the Village for a five (5) year period commencing in September 1, 2018; and

**WHEREAS**, said contract provided for annual increases effective September 1 of each year; and

**WHEREAS**, it is necessary to adjust the solid waste removal rate for Village residents to cover these increased costs; and

**WHEREAS**, immediate action is required to amend the current residential rates for solid waste removal in order to preserve the public peace, health, safety and general welfare of the Village; and

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Village of South Lebanon, Ohio, at least two-thirds of all members elected thereto concurring:

**Section 1.** That Village Ordinance No. 2017-09 is hereby amended in its entirety, thereby repealing and replacing all ordinances or parts thereof inconsistent herewith, as follows:

Effective September 1, 2018 through August 31, 2019, the rates for solid waste removal services for residential customers per month shall be SEVENTEEN DOLLARS AND FOURTEEN CENTS (\$17.14).

**Section 2.** Developers of new residential or commercial property who are in the process of developing such properties are exempted from paying for solid waste removal services. Solid waste removal will only be billed once the resident or tenant has moved into the completed structure and their solid waste removal services begin.

**Section 3.** That the Council is acting in its legislative capacity in approving this Ordinance.

**Section 4.** That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

**Section 5.** That, in order to ensure that there are sufficient funds available to cover the cost of meeting the Village's contract for solid waste removal services, this Ordinance is hereby declared to be an emergency measure in accordance with Ohio Revised Code 731.30 for the immediate preservation of the public peace, health, safety and general welfare and this Ordinance shall be in full force and effective immediately upon its passage.

**Section 6.** That it is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were conducted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Approved this 5<sup>th</sup> day of July, 2018.

Attest: Nicole Armstrong James D. Smith  
Nicole Armstrong, Fiscal Officer/Clerk James D. Smith, Mayor

Rules Suspended: <u>7/15/18</u> (if applicable)	Effective Date - / /
Vote - <u>6</u> Yeas ___ Nays	
First Reading - / / -	Effective Date - / /
Second Reading - / /	
Third Reading - / /	
Vote - ___ Yeas ___ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON  
VILLAGE SOLICITOR  
SOUTH LEBANON, OHIO

By: \_\_\_\_\_

Date: 7/5/18