

TEMPORARY ORDINANCE NO. 20-24

PERMANENT ORDINANCE NO. 21-24

AN ORDINANCE TO REPEAL AND REPLACE EXISTING PERMANENT ORDINANCE 31-04 SETTING PUBLIC IMPROVEMENT INSPECTION FEES PURSUANT TO LANCASTER CODIFIED ORDINANCE 1107.02(A) AND TO DECLARE AN EMERGENCY

WHEREAS, Permanent Ordinance 31-04, which set the public improvement inspection fees authorized in Lancaster Codified Ordinance Part Eleven – Planning and Zoning Code, Title One – Subdivision Regulations, Chapter 1107.02 – Obligations of Owner/Developer, was passed by City Council on May 24, 2004; and

WHEREAS, the Engineering Department has recently discovered multiple errors in that ordinance, including inspection rates and fund names that need to be corrected immediately; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That Permanent Ordinance 31-04, the Subdivision Inspection Fees Ordinance, repealed and replaced with the language provided in Exhibit A attached hereto.

SECTION 2. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that it is necessary to ensure that inspection fees are being charged at the correct rates and fees paid into the correct funds; wherefore, this ordinance shall take effect and be in full force immediately upon its adoption and approval by the Mayor.

Passed: June 10, 2024 after 1<sup>st</sup> reading. Vote: Yeas 9 Nays 0

Approved: June 10, 2024

Clerk: Kat M Carl

Offered by: [Signature]

Second by: [Signature]

Requested by Finance Committee

[Signature]  
President of Council  
[Signature]  
Mayor

I, Kristina Crites, Clerk of Council do hereby certify that on \_\_\_\_\_, 2024 in the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

\_\_\_\_\_  
Clerk of Council



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ORDINANCE NO. 31-04

AN ORDINANCE TO AMEND ORDINANCE 13-01 FEES FOR SUBDIVISIONS AND ZONING FOR THE CITY OF LANCASTER TO ADD SUBDIVISION INSPECTION FEES

WHEREAS, the City of Lancaster has adopted a zoning code that calls for City Council to establish fees for the approvals of subdivisions and permits including the provision for inspection fees, and

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That Ordinance 13-01 of the City of Lancaster be amended to include the following:

A. FEES FOR ZONING AND SUBDIVISIONS

3. Inspection fees for Public Improvements as authorized under Lancaster Codified Ordinance 1107.02(a).

The following fees shall be paid to the City of Lancaster Engineering Department:

a. Sanitary Sewer System

- 1. ~~For public improvements initiated after the effective date of this ordinance and before October 31, 2004, the inspection rate shall be one percent (1%) of the certified engineer's estimate of public sanitary sewer improvements .~~
- 2. ~~For public improvements initiated after October 31, 2004 and before December 31, 2004, the inspection rate shall be two and one-half percent (2.5 %) of the certified engineer's estimate of public sanitary sewer improvements .~~
- 3. 1. For public improvements initiated after December 31, 2004, the inspection rate shall be five percent (5%) of the certified engineer's estimate of public sanitary sewer improvements .
- 4. 2. Fees for public improvements to the Sanitary Sewer System shall be paid to the ~~General Fund.~~ Waste Water Fund (TO 20-24, 6/10/24)

b. Water System

- 1. ~~For public improvements initiated after the effective date of this ordinance and before October 31, 2004, the inspection rate shall be one percent (1%) of the certified engineer's estimate of public water system improvements.~~

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2. ~~For public improvements initiated after October 31, 2004 and before December 31, 2004, the inspection rate shall be one percent (2.5%) of the certified engineer's estimate of public water system improvements.~~ two and one half percent (TO 20-24, 6/10/24)
  3. 1. For public improvements initiated after December 31, 2004, the inspection rate shall be ~~one percent (1%)~~ of the certified engineer's estimate of public water system improvements. five percent (5%) (TO 20-24, 6/10/24)
  4. 2. Fees for public improvements to the public water system shall be paid to the Water Fund.
- c. Street
1. ~~For public improvements initiated after the effective date of this ordinance and before October 31, 2004, the inspection rate shall be one percent (1%) of the certified engineer's estimate of public street improvements.~~
  2. ~~For public improvements initiated after October 31, 2004 and before December 31, 2004, the inspection rate shall be two and one-half percent (2.5%) of the certified engineer's estimate of public street improvements.~~
  3. 1. For public improvements initiated after December 31, 2004, the inspection rate shall be five percent (5%) of the certified engineer's estimate of public street improvements.
  4. 2. Fees for public improvements to the Street System shall be paid to the General Fund.
- e. d. Stormwater Management System
1. ~~For public improvements initiated after the effective date of this ordinance and before October 31, 2004, the inspection rate shall be one percent (1%) of the certified engineer's estimate of the stormwater and erosion control, excluding curb and gutter or roadside ditches considered in the public street improvements.~~
  2. ~~For public improvements initiated after October 31, 2004 and before December 31, 2004, the inspection rate shall be two and one-half percent (2.5%) of the certified engineer's estimate of the stormwater and erosion control, excluding curb and gutter or roadside ditches considered in the public street improvements.~~
  3. 1. For public improvements initiated after December 31, 2004, the inspection rate shall be five percent (5%) of the certified engineer's estimate of the stormwater and erosion control, excluding curb and gutter or roadside ditches considered in the public street improvements.
  4. 2. Fees for public improvements to the Stormwater Management System shall be paid to the Stormwater Fund.
- d. e. No inspection fees shall be required where improvements are installed under a City contract as authorized by the Service-Safety Director.
- e. f. Initiated is defined as follows
- i. Sanitary Sewer-all fees paid and tap is made to public sewer system

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- ii. Water-all fees paid and tap is made to public water system
- iii. Streets-center line staked
- iv. Stormwater-All fees paid and tap made to public stormwater management system or drainage swales staked whichever comes first.

SECTION 2. This ordinance shall take effect and be in full force from and after first day of the month following the earliest day allowed by law after its passage by Council and approval by the Mayor with the following exceptions.

Passed: 5/24/04 after 3rd reading. Vote: Yeas 8 Nays 0

Approved: 5/26/04

Attest: [Signature]

[Signature]  
President of Council

[Signature]  
Mayor

Offered by: [Signature]

Second by: [Signature]  
Requested by Finance Committee

I, \_\_\_\_\_, Clerk of Council do hereby certify that on \_\_\_\_\_, 20\_\_ and \_\_\_\_\_, 20\_\_ the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

\_\_\_\_\_  
Clerk of Council