

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No.

2020-04

Passed

June 16th

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VILLAGE COUNCIL OF GREENWICH, OHIO
ORDINANCE NO.: 2020-04

FREE USE OF MUNICIPAL UTILITIES FOR PUBLIC PURPOSE
RC 743.27

AN ORDINANCE FINDING THAT THE UPCOMING EVENT HOSTED BY THE GREENWICH IMPROVEMENT GROUP SERVES A PUBLIC PURPOSE AND AUTHORIZING THAT THE USE OF MUNICIPALLY OWNED UTILITIES BE FURNISHED FREE OF CHARGE AND DECLARING AN EMERGENCY

WHEREAS, Section 743.27 of the Ohio Revised Code permits the following:

743.27 Free use of municipally owned public utilities.

The legislative authority of any municipal corporation owning and operating municipal water, gas, or electric light plants, may provide by ordinance that the products of such plants, when used for municipal or public purposes, shall be furnished free of charge.

WHEREAS, Part Ten, Streets, Utilities and Public Services Code of the Greenwich Codified Municipal Code does not address the issue of free use of municipal utilities; and

WHEREAS, the Greenwich Improvement Group (G.I.G.) has requested permission to host food trucks and a DJ in the village at a special public event on July 3 and 4, 2020 (*See Village Council meeting minutes of 6/2/2020*); and

WHEREAS, it is reported that the Huron County Health Department gave Greenwich Improvement Group permission to have the public event; and

WHEREAS, the Village Administrator reports that the village may consider providing free utility service to the event with the passage of an ordinance pursuant to RC 743.27.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF GREENWICH, STATE OF OHIO: (RC 731.18)

SECTION 1. That Council finds and determines that the event described herein hosted by the Greenwich Improvement Group on the weekend of July 3 and 4, 2020 will serve a valuable and legitimate public purpose.

SECTION 2. That the Village Administrator and the Fiscal Officer are hereby authorized to provide any necessary municipally owned public utilities to the event to be furnished free of charge.

SECTION 3. DISPENSE WITH THREE READINGS. R.C. 731.17(A)(2) That the legislative authority, upon a vote of at least three-fourths of its members, hereby dispenses with the rule requiring each ordinance or resolution shall be read on three different days.

SECTION 4. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT. That by two-thirds vote of all the members elected to the legislative authority, this Ordinance/Resolution is hereby declared to be an emergency measure pursuant to RC 731.30, being necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s): ***The proposed public event is scheduled the weekend of July 3 and 4, 2020.***

SECTION 5. PUBLIC MEETING. It is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

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WHEREFORE, this legislation shall take effect at the earliest period allowed by law.

PASSED AND ADOPTED on this 16th day of June, 2020.

Vote on the passage was taken by yeas and nays and entered upon the journal as follows R.C. 731.17(A)(3):

YEAS: 5 NAYS: - ABSTAIN: -

AUTHENTICATION and ATTESTATION

(RC 731.20)

We hereby attest and affirm that the foregoing Ordinance/Resolution received the necessary affirmative roll call votes required for passage by R.C. 731.17.

Wesley Lallee
MAYOR

[Signature]
FISCAL OFFICER

First Reading: June 16th, 2020
Second Reading: _____
Third Reading: _____

(may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2))
(may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2))

APPROVED AS TO FORM:

[Signature]
VILLAGE SOLICITOR, Steve Palmer

CERTIFICATE OF PUBLICATION

RC 731.24

I hereby certify that a succinct summary of the above legislation was/will be published *once a week for two consecutive weeks* as required by RC 731.21 and 731.22(A) in the following newspaper(s) of general circulation: *Shopper's Helper North, 211 Myrtle Ave., P.O. Box 368, Willard, OH 44890, 419.935.0184.*

[Signature]
CLERK OF COUNCIL