

Village of Mantua, Ohio  
**ORDINANCE 2020-16**  
*(amended)*

**AN ORDINANCE AMENDING SECTION 921.08(b) OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE OF THE VILLAGE OF MANTUA IN ORDER TO INCREASE THE MONTHLY FIXED WATER CAPITAL IMPROVEMENT CHARGE, AND DECLARING AN EMERGENCY.**

**WHEREAS**, for a number of years, the revenue generated by the Mantua Village Water Utility has been insufficient to support its operation and maintenance, resulting in recurrent advances and transfers from the Village General Fund, deferred maintenance of the Utility, and an extensive list of capital needs which must be addressed in order for the Village to continue to provide a safe, consistent supply of potable water to its inhabitants; and

**WHEREAS**, the Service Committee has recommended an increase of thirty dollars (\$30.00) in the monthly fixed water capital improvement charge in order to address this situation; and

**WHEREAS**, this Council has determined that it is necessary to amend section 921.08(b) of the Codified Ordinances of the Village of Mantua in order to provide the funds necessary for the current and future capital needs of the Mantua Village Water Utility, pursuant to the authority conferred under Ohio Revised Code sections 715.08, 735.273 and the Ohio Constitution.

**NOW THEREFORE**, be it Ordained by the Council of the Village of Mantua, Portage County, Ohio, two-thirds or more of the members elected thereto concurring, that:

**SECTION 1:** Existing Section 921.08(b) of the Codified Ordinances of the Village of Mantua is hereby repealed.

**SECTION 2:** Section 921.08(b) of the Codified Ordinances of the Village of Mantua is hereby enacted as follows:

Each dwelling, structure, unit, building for business or commercial enterprise, or location for industrial operation, and any other location where a municipal water meter is installed, shall pay a service charge in the amount of twenty-two dollars (\$22.00) per billing month. Said service charge shall be billed with and due at the same time as the regular monthly water and sewer billings. In the event the service charge is not paid when due, it shall be subject to the delinquency charges set forth in Section 941.21 of these Codified Ordinances. The payments received as the result of this service charge shall be placed in the Water Capital Improvement Fund to be used as permitted by law and as directed by the Mantua Village Council.

**SECTION 3:** All other provisions of the Codified Ordinances of the Village of Mantua shall remain in full force and effect.

**SECTION 4:** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this

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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, including Section 121.22 of the Ohio Revised Code.

**SECTION 5:** This Ordinance is hereby declared an emergency measure, in order that the fixed water capital improvement charge increase set forth herein will be in effect for the billing cycle beginning the first day of the calendar month following its passage, and shall be immediately effective upon its passage by at least two-thirds of the members elected to the Mantua Village Council.

**PASSED AS EMERGENCY** this 21st day of April, 2020.

ATTEST:

\_\_\_\_\_  
Linda Clark, Mayor

\_\_\_\_\_  
Jenny August, Clerk-Treasurer

I hereby certify that this Ordinance was duly published by public posting at pre-designated posting places on this the \_\_\_\_ day of April, 2020.

\_\_\_\_\_  
Jenny August, Clerk-Treasurer

Approval as to legal form by:

\_\_\_\_\_  
Michele Stuck, Village Solicitor