

CITY OF BEDFORD, OHIO

ORDINANCE NO. 9985-22

AN ORDINANCE AMENDING CODIFIED ORDINANCE 915.02 ENTITLED
“GARBAGE AND REFUSE” AND DECLARING AN EMERGENCY

WHEREAS, the Council for the City of Bedford has deemed it appropriate to update Codified Ordinance 915.02 regarding “Garbage and Refuse” collection for the City.

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

Section 1. That Codified Ordinance 915.02 which was amended in Ordinance No. 9270-15 passed July 20, 2015, which presently reads as follows:

915.02 CLASSIFICATION AND RATES FOR COLLECTION.

- (a) Any expense or cost incurred by the City for collecting and disposing of garbage/refuse collection, recycling, and disposal shall be paid by the owner of the building or premises. This includes any unpaid fees for garbage/refuse collection, recycling, and disposal removal as outlined in Section 915.02. These expenses and costs incurred by the City may be recovered by an action at law or assessed against the lands of the owner, shall become a lien thereon, and shall be collected in the manner provided by law for assessments.
- (b) The Finance Director shall establish by July 1st of each year, an estimate of the next year's solid waste collection costs and projected fees. The fees shall be determined as follows:
 - (1) Estimating the next years expected solid waste collection costs.
 - (2) Estimating the year-end balance in Fund #221 (Solid Waste Disposal).
 - (3) The Estimated "Required Resources" shall be the sum of:
 - A. Next year's expected costs;
 - B. Plus the repayment of any expected advances during the current year;
 - C. Less the expected year fund balance;
 - D. The sum shall be increased by the delinquency percentage experienced in the current year's first half collection of the refuse assessments by the County Auditor;
 - E. Any indirect cost or allocations incurred by any department by providing services.
- (4) As of July 1st of the current year, the Finance Director shall determine and identify the number of parcels having a one-family, two-family, or three-family dwelling listed on the

County Auditor's records and assessed as \$14.00 for a single-family dwelling, \$28.00 for a two-family dwelling and \$42.00 for a three-family dwelling.

BE AND THE SAME IS HEREBY AMENDED TO READ AS FOLLOWS:

915.02 CLASSIFICATION AND RATES FOR COLLECTION.

- (a) Any expense or cost incurred by the City for collecting and disposing of garbage/refuse collection, recycling, and disposal shall be paid by the owner of the building or premises. This includes any unpaid fees for garbage/refuse collection, recycling, and disposal removal as outlined in Section 915.02. These expenses and costs incurred by the City may be recovered by an action at law or assessed against the lands of the owner, shall become a lien thereon, and shall be collected in the manner provided by law for assessments.
- (b) The Finance Director shall establish by July 1st of each year, an estimate of the next year's solid waste collection costs and projected fees. The fees shall be determined as follows:
 - (1) Estimating the next years expected solid waste collection costs.
 - (2) Estimating the year-end balance in Fund #221 (Solid Waste Disposal).
 - (3) The Estimated "Required Resources" shall be the sum of:
 - A. Next year's expected costs;
 - B. Plus the repayment of any expected advances during the current year;
 - C. Less the expected year fund balance;
 - D. The sum shall be increased by the delinquency percentage experienced in the current year's first half collection of the refuse assessments by the County Auditor;
 - E. Any indirect cost or allocations incurred by any department by providing services.
 - (4) As of July 1st, of the current year, the Finance Director shall determine and identify the number of parcels having a one-family, two-family, or three-family dwelling listed on the County Auditor's records and assessed as \$18.00 for a single-family dwelling, \$36.00 for a two-family dwelling and \$54.00 for a three-family dwelling.

Section 2. This Council finds and determines that all formal action 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 this Council and of any committees that resulted in those formal actions were in meetings open to the public and in compliance with the law.

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Section 3. This Ordinance is hereby determined to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the City of Bedford and for the further reason that it is necessary to assess the costs in a timely manner.

WHEREFORE, this Ordinance shall take effect and be in force immediately upon its passage.

1st Rdg.: 6/6/22

2nd Rdg.: 7/5/22

Stanley C. Koci, Mayor-President of Council

Tracy M. Simons, Clerk of Council

Prepared and approved as to legal content by: _____
John J. Montello, Law Director

PASSED: August 1, 2022