

ORDINANCE NO. 2019-

3973

AN ORDINANCE AMENDING CHAPTER 129 DEPARTMENT OF PUBLIC SAFETY-SERVICE CODE SECTION 129.04 RATES FOR MOWING, REMOVAL AND DISPOSAL SERVICES FOR THE CITY OF FREMONT, AND DECLARING AN EMERGENCY.

WHEREAS, The City desires to amend Chapter 129 Department of Public Safety-Service Code Section 129.04 Rates for mowing, removal a disposal services; and

WHEREAS, the amendment proposed is described herein:

Section 129.04 which currently reads as follows:

129.04 RATES FOR MOWING, REMOVAL AND DISPOSAL SERVICES

(a) The Safety-Service Director is hereby authorized to sub-contract with independent contractors for the mowing of grass, removal and disposal of any trash, debris, rubbish, refuse, etc., the Safety Service Director declares to be in violation either of Section 557.01 or 1709.04 of the Codified Ordinances.

(b) The Safety-Service Director reserves the option to sub-contract the mowing, removal, and disposal to private contractors if he so chooses and the owner of the property shall be responsible for reimbursing the City for whatever charges are made by the independent contractor.

(c) If the work is performed by the City of Fremont, the City shall charge a minimum of one hundred dollars (\$100.00), and then seventy-five dollars (\$75.00) per hour after the first hour. The Safety Service Director shall also charge for any repairs or damages to City equipment.
(Ord. 2016-3817. Passed 8-4-16.)

Section 129.04 shall hereby be amended to read as follows:

129.04 RATES FOR MOWING, REMOVAL AND DISPOSAL SERVICES

(a) The Safety-Service Director is hereby authorized to sub-contract with independent contractors for the mowing of grass, removal of any trash, debris, rubbish, refuse, etc. the Safety-Service Director declares to be in violation either of Section 557.01 or 1709.04 of the Codified Ordinances.

(b) The Safety-Service Director reserves the option to sub-contract the mowing, removal, and disposal to private contractors if he so chooses and the owner of the property shall be responsible for reimbursing the City based upon the fee scale below. The aforementioned fees shall run from January 1st to December 31st of each calendar year.

(c) If the work is performed by the City of Fremont or its designee, the City shall charge for the first offense a fine of one hundred fifty dollars (\$150.00), a second offense, a fine of one hundred seventy-five dollars (\$175.00), and for every subsequent offense, a fine of two hundred fifty dollars (\$250.00). In addition to the aforementioned fines, the City shall also assess a fee necessary to complete the work and any other costs associated with the cleanup.

The Safety-Service Director may charge for any repairs or damages to City equipment.

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

SECTION 1. Chapter 129 Department of Public Safety Service is hereby amended to reflect the change to Section 129.04.

SECTION 2. 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 Council, and that all deliberations of this Council and 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 Revised Code of Ohio.

SECTION 3. The immediate operation of the provisions of this ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the City of Fremont. Said emergency being the immediate need to pass the amendment in an expeditious manner.

This ordinance, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this ordinance shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by the Mayor, and publication and posting as required by law.



Jamie Hafford
President of Council

PASSED: 8-15-19

Effective date: 8-15-19


YEAS: 6 NAYS: 0


Stephanie L. Martin, City Council Clerk


Daniel R. Sanchez, Mayor

ORDI1139

Approved as to form:


James F. Melle, Director of Law
City of Fremont, Ohio