

ORDINANCE NO. 187-2013

TITLE: REPEAL OF ORDINANCE NO. 178-2004

AN ORDINANCE OF THE COUNCIL OF THE CITY OF BARBERTON REPEALING ORDINANCE NO. 178-2004, “REPEAL OF ORDINANCE NO. 70-2004 – AND ENACTING A NEW “RESIDENTIAL STREET RESURFACING PROGRAM,” AND DECLARING AN EMERGENCY.

WHEREAS, Barberton City Council passed Ordinance No. 178-2004 regarding the creation of a new fund to account for monies generated from the Residential Street Resurfacing Program; and

WHEREAS, with the passage of Issue 8 and having designated funds each year for road resurfacing through income tax collections, we will no longer be assessing residents.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. That Council hereby repeals Ordinance No. 178-2004, “Repeal of Ordinance No. 70-2004 – and Enacting a New :Residential Street Resurfacing Program” an ordinance passed by Barberton City Council on December 13, 2004.

SECTION 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, and that it concerns the efficient operation of the City, for the reason that it is necessary to act on this ordinance as soon as possible in order for the funds to be available for other projects, and provided it receives the necessary votes required by the City Charter, shall, therefore, be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2013

Clerk of Council

President of Council

Approved _____ 2013

Mayor