

ORDINANCE NO. 65-2017

**TITLE: WAIVE SYSTEM DEVELOPMENT CHARGES
FISHER SAND AND GRAVEL**

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF BARBERTON TO WAIVE SYSTEM DEVELOPMENT CHARGES (SDC) FOR FISHER SAND AND GRAVEL, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Barberton and Fisher Sand and Gravel Acquisition Corp. have agreed to a Sanitary Sewer Easement Agreement; and

WHEREAS, as part of the Agreement, the City of Barberton has agreed to waive System Development Charges equal to Eight (8) Equivalent Residential Units together with the right to tap into and connect to the sanitary sewer line.

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

SECTION 1. Council hereby authorizes and directs the Mayor of the City of Barberton to waive System Development Charges (SDC) for Fisher Sand and Gravel.

SECTION 2. 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 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the city of Barberton and the inhabitants thereof, for the reason to begin this project, and provided it receives the necessary votes required by the City Charter, shall 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 _____ 2017

Clerk of Council

Vice President of Council

Approved _____ 2017

Mayor