

RECORD OF ORDINANCES

DRAFT Form No. 30048

Dayton Legal Blank Co.

Ordinance No. 03-5

Passed July 7, 2003 YEAR

AN ORDINANCE ADOPTING PLAN FOR DIVIDING VILLAGE INTO ZONES OR DISTRICTS AND OTHERWISE GOVERNING USE AND OCCUPANCY OF LAND

WHEREAS the law provides for the division of land into zones, and for the planning of orderly growth and development; and

WHEREAS the Village legislative authority desires to adopt such a plan, entitled the "Zoning Ordinance of the Village of Amanda"; and

WHEREAS the Amanda Planning and Zoning Board has, by instrument dated March 3, 2003, recommended to Village Council adoption of the proposed zoning ordinance dated February 28, 2003;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

That the zoning code, hereinafter referred to as the zoning ordinance, and accompanying map, is hereby adopted and made the law governing the Village of Amanda.

Betty Folk Mayor Betty Folk

VOTE: Yes 4

No 0

ATTEST: Cheri L. Norman

Cheri Norman Clerk-Treasurer

The Three-Reading Requirement was waived/not waived:

Yeas: 4 Nays: 0

Clerk: Cheri L. Norman

Approved as to form:

Thomas James Corbin, Attorney at Law

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____, _____
YEAR

**AN ORDINANCE CREATING PROPERTY MAINTENANCE
COMMITTEE AND POSITION OF PROPERTY MAINTENANCE
OFFICER.**

WHEREAS, the Village Council has adopted a Property Maintenance Code; and

WHEREAS, a Maintenance Committee and Officer are contemplated thereby;

**NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA,
OHIO:**

THAT a Property Maintenance Committee shall be comprised of five (5) members which membership shall be identical to the Village Planning and Zoning Commission; and

THAT a Property Maintenance Officer shall be appointed by the Village Council and can be but need not be that same person who is appointed Village Zoning Inspector.

THAT this ordinance shall take effect upon the earliest date allowed by law.



Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

Cheri Norman
Clerk-Treasurer

The Three-Reading Requirement was waived/not waived:

Yeas: _____ Nays: _____

Clerk: _____

Approved as to form:



Thomas James Corbin, Attorney at Law

The undersigned, Clerk of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.

Clerk

RECORD OF ORDINANCES

CLIENT COPY

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed _____, _____ YEAR

AN ORDINANCE CREATING PROPERTY MAINTENANCE COMMITTEE AND POSITION OF PROPERTY MAINTENANCE OFFICER.

WHEREAS, the Village Council has adopted a Property Maintenance Code; and

WHEREAS, a Maintenance Committee and Officer are contemplated thereby;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

THAT a Property Maintenance Committee shall be comprised of five (5) members which membership shall be identical to the Village Planning and Zoning Commission; and

THAT a Property Maintenance Officer shall be appointed by the Village Council and can be but need not be that same person who is appointed Village Zoning Inspector.

THAT this ordinance shall take effect upon the earliest date allowed by law.

Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

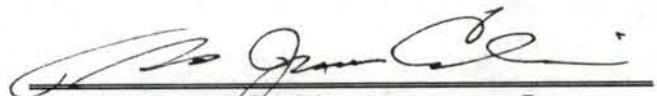
Cheri Norman
Clerk-Treasurer

The Three-Reading Requirement was waived/not waived:

Yeas: _____ Nays: _____

Clerk: _____

Approved as to form:



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THAT a Property Maintenance Officer shall be appointed by the Village Council and can be but need not be that same person who is appointed Village Zoning Inspector.

THAT this ordinance shall take effect upon the earliest date allowed by law.

Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

Cheri Norman
Clerk-Treasurer

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Yeas: _____ Nays: _____

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ORDINANCE ADOPTING PROPERTY MAINTENANCE CODE

WHEREAS, structures and/or premises existing in a state of disrepair, and/or an unsightly and/or offensive and/or unhealthful condition, have been a continuing source of concern for the Village legislative authority; and whereas the said Village legislative authority desires to regulate said properties, in the interest of the public health, safety, and welfare;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

That the Property Maintenance Code, with an effective date of November 5, 2003, is hereby adopted and made law within the corporate limits of the Village of Amanda, Ohio;

That the Village Clerk-Treasurer is hereby instructed to send notice to Village residents, contained within the next monthly utility bill, notifying residents of the existence of said legislation; and to make copies available to persons who request to purchase the same at a cost of \$ _____ per copy/package; and to place a copy on deposit at the Amanda Branch of the Fairfield County Public Library, there to be available for viewing by the public, but not to be removed therefrom said premises.

Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:


Cheri Norman
Clerk-Treasurer

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Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

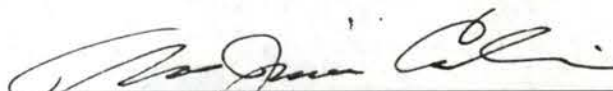
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Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

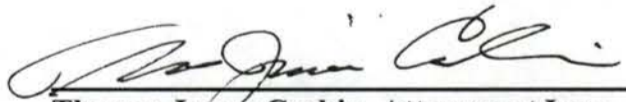
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Mayor Betty Folk

VOTE: Yes _____

No _____

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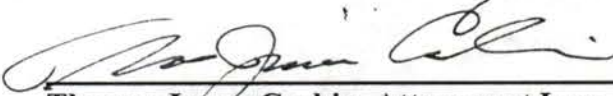
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Mayor Betty Folk

VOTE: Yes _____

No _____

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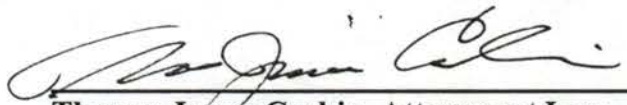
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Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

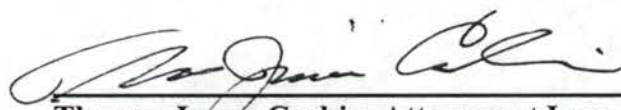
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Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

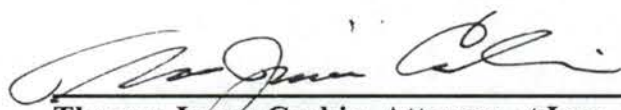
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Clerk-Treasurer

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Mayor Betty Folk

VOTE: Yes _____

No _____

ATTEST:

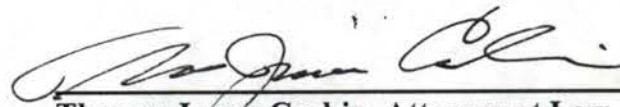
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Clerk

1-2004

Ordinance No.

Passed 6-7, 09
YEAR

AN ORDINANCE ESTABLISHING FEES RELATIVE TO ZONING CODE AND DECLARING AN EMERGENCY

WHEREAS the Village Legislative Authority has heretofore adopted a zoning code; and


WHEREAS the Village Legislative Authority now desires to establish a fee schedule relative to the implementation of said code; and

WHEREAS effective administration requires the immediate adoption hereof;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

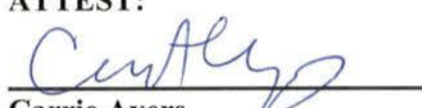
That the fee schedule attached hereto, marked **exhibit A**, incorporated herein by reference, is hereby adopted as the schedule of fees to be assessed in accordance with the implementation and administration of the Village Zoning Code.

That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



Mayor Bruce Edler

VOTE: Yes 5 No 0

ATTEST:


Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived/not waived:
Yeas: 5 Nays: 0

Fiscal Officer: _____

Approved as to form: 

Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.



Fiscal Officer

7 June 200

Zoning Permit Fee's

POSTED

- NEW HOUSE - \$50.00 Plus 6.00 per 100 Square feet. Yellow Permit
- Accessories- (Garage, Shed, Car Port) \$25.00 Plus 1.00 per 100 Square feet. Yellow Permit
- Room Addition- \$35.00 Plus 2.00 per 100 Square feet. Yellow Permit
- Sign- \$30.00 White Permit
- Fence- \$30.00 Green Permit *OUT*
- Variance- \$40.00 Plus Cost of Publishing 3 times in paper.
- Appeal- \$40.00 Plus Cost of publishing 3 times in paper.
- Compliance- \$20.00

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

6-7 09

YEAR

AN ORDINANCE ESTABLISHING FEES RELATIVE TO ZONING CODE AND DECLARING AN EMERGENCY

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WHEREAS the Village Legislative Authority now desires to establish a fee schedule relative to the implementation of said code; and

WHEREAS effective administration requires the immediate adoption hereof;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

That the fee schedule attached hereto, marked **exhibit A**, incorporated herein by reference, is hereby adopted as the schedule of fees to be assessed in accordance with the implementation and administration of the Village Zoning Code.

That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



Mayor Bruce Edler

VOTE:

Yes 5

No 0

ATTEST:



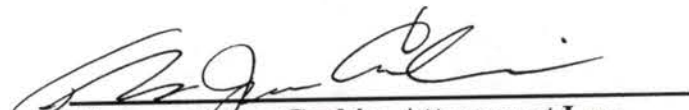
Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0

Fiscal Officer: _____

Approved as to form:


Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.


Fiscal Officer

7 June 20

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- Variance- \$40.00 Plus Cost of Publishing 3 times in paper.
- Appeal- \$40.00 Plus Cost of publishing 3 times in paper.
- Compliance- \$20.00

2 2004

CLIENT COPY

Quit Claim - OHIO Statutory Form

POSTED

KNOW ALL MEN BY THESE PRESENTS THAT, The Village of Amanda, Ohio, of Fairfield County, Ohio for valuable consideration paid, does hereby grant, remise, release, and forever Quit Claim to The Board of Education of the Amanda-Clearcreek School District, whose tax mailing address is 328 East Main Street, Amanda, Ohio 43102, the following real property:

Situated in the State of Ohio, County of Fairfield and Village of Amanda, bounded and described as follows:

See Exhibits A and B attached hereto and incorporated by reference.

The foregoing conveyance is for a fee simple interest for so long as the subject premises are utilized as a site for public school classrooms, or equivalent learning facilities, and/or driveways, parking areas, and appurtenances related thereto and servicing the same, and in the event that such condition fails, the fee simple interest shall automatically revert to the Village of Amanda.

The Village of Amanda



By: Bruce Edler, Mayor



By: Carrie Ayers, Village Fiscal Officer

STATE OF OHIO FAIRFIELD COUNTY) SS.

Before me, a Notary Public in and for said County and State, personally appeared the above named Bruce Edler, Mayor and Carrie Ayers, Village Fiscal Officer, of the Village of Amanda, who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

In Testimony Whereof, I have hereunto set my hand and official seal, at Lancaster, Ohio this 7th day of July, 2004.

July


Notary Public, State of Ohio



THOMAS J. CORBIN
ATTORNEY AT LAW
NOTARY PUBLIC
STATE OF OHIO
LIFETIME COMMISSION
Section 147.03 R.C.

STATE OF OHIO FAIRFIELD COUNTY)SS.

Before me, a Notary Public in and for said County and State, personally appeared the above named Carrie Ayers, Village Fiscal Officer, of the Village of Amanda, who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed.

In Testimony Whereof, I have hereunto set my hand and official seal, at Lancaster, Ohio this 19th day of July, 2004.



Julie A. Wright
Notary Public, State of Ohio
My Commission Expires 8/12/04

Julie A. Wright
Notary Public, State of Ohio

This instrument prepared by: Thomas James Corbin, Attorney At Law, Lancaster, Ohio

July 10, 2002

**LEGAL DESCRIPTION
ALLEY "1" VACATION
0.059 ACRES**

Situated in Section 36, Town 13, Range 20, Village of Amanda, Amanda Township, Fairfield County, Ohio and being more particularly described as follows:

Beginning at the northwest corner of Lot 13 of Tatmans 3rd Addition (P.B. 4, Pg. 3-C), being the intersection of the southerly right-of-way line of Lutz Avenue (30' R/W) and the easterly line of a 12.5 foot wide alley;

Thence along the easterly line of said 12.5 foot wide alley and the westerly lines of Lots 13, 11, 9 and 7 of Tatmans 3rd Addition, S04°56'21"W a distance of 203.84 feet to the southwest corner of said Lot 7, being on the northerly right-of-way line of Walnut Street;

Thence along the northerly right-of-way line of Walnut Street, N85°39'50"W a distance of 12.50 feet to the westerly line of said 12.5 foot wide alley and the easterly line of the "School Lot" (P.B. 2, Pg. 20) (Ded. Bk. 2, Pg. 15);

Thence along the westerly line of said 12.5 foot wide alley and the easterly line of said "School Lot", N04°56'21"E a distance of 203.96 feet to the northeast corner of said "School Lot", being on the southerly right-of-way line of Lutz Avenue;

Thence along the southerly right-of-way line of Lutz Avenue, S85°08'38"E a distance of 12.50 feet to the Point of Beginning, containing 0.059 acres (2,549 s.f.) more or less.

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July 10, 2002

**LEGAL DESCRIPTION
ALLEY "2" VACATION
0.049 ACRES**

Situated in Section 36, Town 13, Range 20, Village of Amanda, Amanda Township, Fairfield County, Ohio and being more particularly described as follows:

Beginning at the southeast corner of Lot 12 of Tatmans Addition (P.B. 2, Pg. 20), being the intersection of the northerly right-of-way line of Kirby Avenue (16.5' R/W) and the westerly line of a 16 foot wide alley;

Thence along the easterly line of said Lot 12 and the westerly line of said 16 foot wide alley, N04°56'21"E a distance of 132.00 feet to the northeast corner of said Lot 12, being on the southerly right-of-way line of Walnut Street;

Thence along the southerly right-of-way line of Walnut Street, S85°39'50"E a distance of 16.00 feet to the easterly line of said 16 foot wide alley being the northwest corner of Lot 2 of Tatmans 2nd Addition (P.B. 3, Pg. 8);

Thence along the easterly line of said 16 foot wide alley and the westerly line of said Lot 2, S04°56'21"W a distance of 132.00 feet to the southwest corner of said Lot 2, being on the northerly right-of-way line of Kirby Avenue;

Thence along the northerly right-of-way line of Kirby Avenue, N85°39'50"W a distance of 16.00 feet to the Point of Beginning, containing 0.049 acres (2,112 s.f.) more or less.

C:\WINDOWS\Temporary Internet Files\Content.IE5\8PMBWLU7\000126_alley2_vacation.doc



July 10, 2002

**LEGAL DESCRIPTION
WALNUT STREET VACATION
0.579 ACRES**

Situated in Section 36, Town 13, Range 20, Village of Amanda, Amanda Township, Fairfield County, Ohio and being more particularly described as follows:

Beginning at the southwest corner of the "School Lot" (P.B. 2, Pg. 20) (Ded. Bk. 2, Pg. 15), being the intersection of the easterly right-of-way line of School Street and the northerly right-of-way line of Walnut Street;

Thence along the northerly right-of-way line of Walnut Street, S85°39'50"E a distance of 399.52 feet to the southeast corner of said "School Lot";

Thence along the east line of said "School Lot", N04°56'21"E a distance of 5.00 feet;

Thence continuing along the northerly line of Walnut Street and along the southerly line of Lot 7 of Tatmans 3rd Addition (P.B. 4, Pg. 3-C), S85°39'50"E a distance of 144.50 feet to the southeast corner of Lot 7, being on the westerly line of vacated Leist Street (Ded. Bk. 4, Pg. 45);

Thence along said westerly line of vacated Leist Street, S04°56'21"W a distance of 50.00 feet to the northeast corner of Lot 5 of Tatmans 3rd Addition, being on the southerly right-of-way line of Walnut Street;

Thence along the southerly right-of-way line of Walnut Street and the northerly lines of Lots 5 and 6 of Tatmans 3rd Addition, Lots 1 and 2 of Tatmans 2nd Addition (P.B. 3, Pg. 8) and Lots 12, 11, 10 and 9 of Tatmans Addition (P.B. 2, Pg. 20), N85°39'50"W a distance of 544.02 feet to the northwest corner of said Lot 9, being on the easterly right-of-way line of School Street;

Thence with the easterly right-of-way line of School Street, N04°56'21"E a distance of 45.00 feet to the Point of Beginning, containing 0.579 acres (25,203 s.f.) more or less.

C:\WINDOWS\Temporary Internet Files\Content.IE5\8PMBWLU7\000126_walnut_vacation.doc

EXHIBIT

A-3

(30' R/W)



SCHOOL STREET

AMANDA CLEARCREEK
LOCAL SCHOOL DISTRICT
SCHOOL LOT
P.B. 2 PG. 20
DED BK 2 PAGE 15
1.933 AC.

P.O.B. "ALLEY 1 VACATION"

13

11

TATMANS 3RD ADDITION
P.B. 4 PG. 3-C

9

7

"ALLEY 1"

203.96'
N04°56'21"E
ALLEY 0.059 AC.
S04°56'21"W
203.84'

P.O.B. "WALNUT STREET VACATION"

S85°39'50"E 399.52'

WALNUT STREET

S85°39'50"E 144.50'

N85°39'50"W 0.579 AC. (25,203 S.F.)

N04°56'21"E
45.00'

45'

50'

50.00'

VACATED LEIST STREET
DED BK 4 PAGE 45

TATMANS ADDITION
P.B. 2 PG. 20
DED BK 2 PAGE 15

9

10

11

12

2

1

6

5

TATMANS 2ND ADDITION
P.B. 3 PG. 8

TATMANS 3RD ADDITION
P.B. 4 PG. 3-C

P.O.B. "ALLEY 2 VACATION"

"ALLEY 2"

P.O.B. "KIRBY AVENUE VACATION"

S85°39'50"E 264.01'

KIRBY AVENUE

0.100 AC. (4,356 S.F.)

16'
132.00'
N04°56'21"E
ALLEY 0.049 AC. (2,112 AC.)
S04°56'21"W
132.00'

TATMANS ADDITION
P.B. 2 PG. 20
DED BK 2 PAGE 15

8

7

6

5

TATMANS 2ND ADDITION
P.B. 3 PG. 8

3

4

TATMANS 3RD ADDITION
P.B. 4 PG. 3-C

4

3

16.5'

N85°39'50"W 264.01'

July 10, 2002

**LEGAL DESCRIPTION
KIRBY AVENUE VACATION
0.100 ACRES**

Situated in Section 36, Town 13, Range 20, Village of Amanda, Amanda Township, Fairfield County, Ohio and being more particularly described as follows:

Beginning at the southwest corner of Lot 2 of Tatmans 2nd Addition (P.B. 3, Pg. 8), being the intersection of the northerly right-of-way line of Kirby Avenue (16.5' R/W) and the easterly line of a 16 foot wide alley;

Thence along the northerly right-of-way line of Kirby Avenue and the southerly lines of Lots 2 and 1 of Tatmans 2nd Addition and Lots 6 and 5 of Tatmans 3rd Addition (P.B. 4, Pg. 3-C), S85°39'50"E a distance of 264.01 feet to the southeast corner of Lot 5, being on the westerly line of vacated Leist Street (Ded. Bk. 4, Pg. 45);

Thence along said westerly line of vacated Leist Street, S04°56'21"W a distance of 16.50 feet to the northeast corner of Lot 3 of Tatmans 3rd Addition, being on the southerly right-of-way line of Kirby Avenue;

Thence along the southerly right-of-way line of Kirby Avenue and the northerly lines of Lots 3 and 4 of Tatmans 3rd Addition and Lots 4 and 3 of Tatmans 2nd Addition, N85°39'50"W a distance of 264.01 feet to the northwest corner of Lot 3 Tatmans 2nd Addition, being on the easterly line of aforesaid 16 foot wide alley;

Thence N04°56'21"E a distance of 16.50 feet to the Point of Beginning, containing 0.100 acres (4,356 s.f.) more or less.

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EXHIBIT

A-4

EXHIBIT B

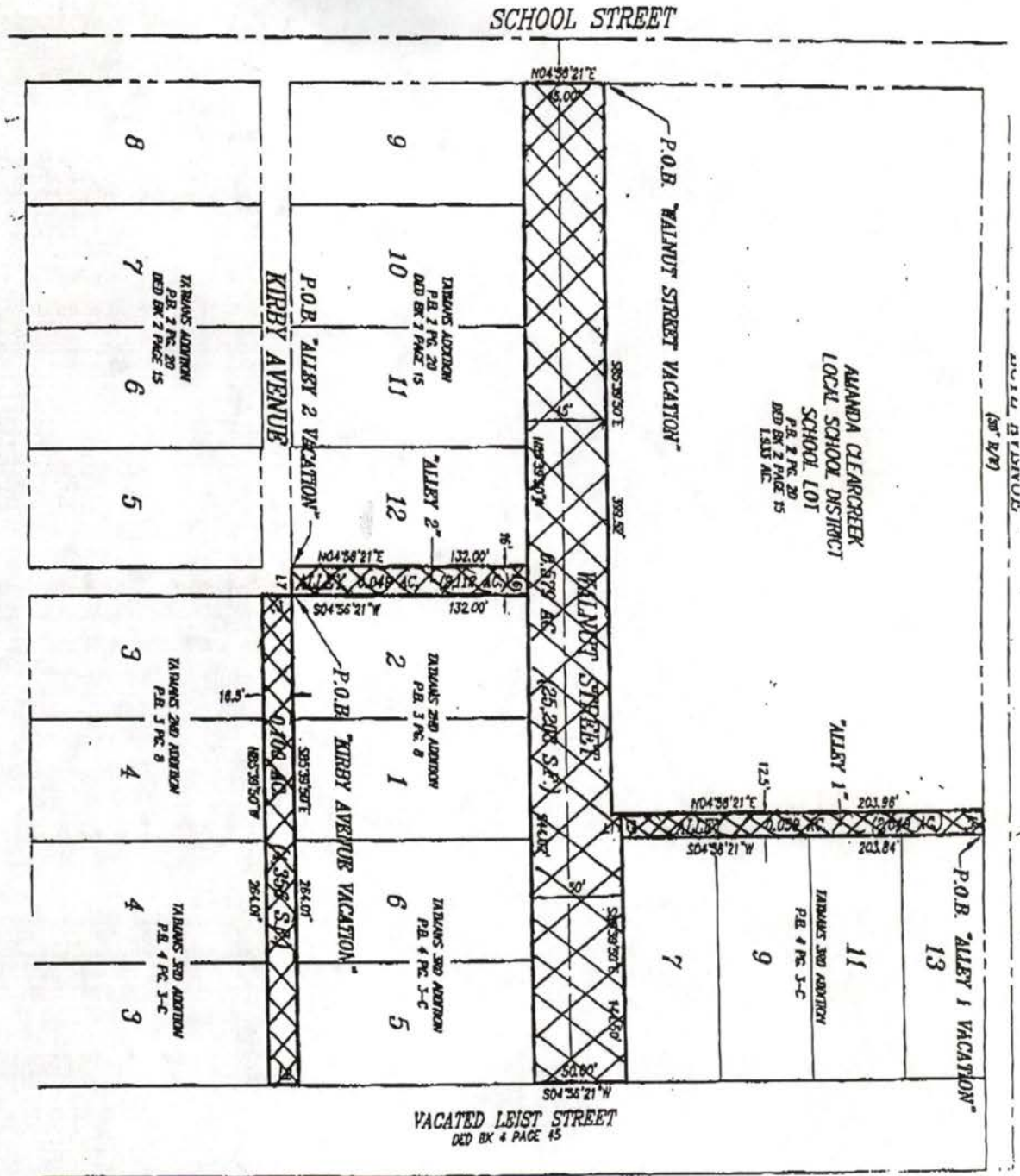


EXHIBIT
 B

P-204

3-2004

DRAFT

**ORDINANCE INCREASING UTILITY TAP FEES, AND
REVISING ORDINANCE #**

WHEREAS, Village Council desires to bring tap fees into line with cost, expense, and burden which results from additional demand upon the Village utility systems;

**NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA,
OHIO:**

That from and after the effective date of this ordinance the fee for obtaining permission to tap into the Village sewer system, or the Village water system, shall be as follows:

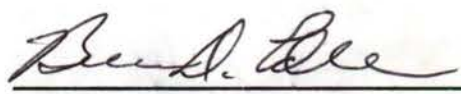
1. The amount of the tap fee shall correspond to the size of the water, or sewer line installed;
2. There are three (3) use categories, all of which require a separate tap and fee, as follows: 1.) General or domestic water service, which includes water used other than for fire protection; 2.) fire line service, relative to sprinklers, spigots, etc. dedicated to fire protection; 3.) sewer service.
3. For general/domestic water service, the tap fee shall be as follows:

| | | |
|----|---------------------|---------------|
| a. | for lines up to 1" | \$ 3,750.00; |
| b. | for lines up to 1½" | \$ 7,000.00; |
| c. | for lines up to 2" | \$ 12,000.00; |
| d. | for lines up to 4" | \$ 49,000.00; |
| e. | for lines up to 6" | \$112,000.00; |
| f. | for lines up to 8" | \$199,000.00. |
4. for fire line service, the tap fee shall be as follows:

| | | |
|----|---------------------|---------------|
| a. | for lines up to 1½" | \$ 3,750.00; |
| b. | for lines up to 2" | \$ 6,000.00; |
| c. | for lines up to 4" | \$ 24,000.00; |
| d. | for lines up to 6" | \$ 56,000.00; |
| e. | for lines up to 8" | \$ 99,000.00. |
5. for sewer lines, the tap fee shall be as follows:
 - a. **to be determined**

That the taps for sewer and for water are distinct from one another, viz. a separate fee is charged for each tap in issue.

That this ordinance shall take effect upon the earliest date allowed by law.



Mayor Bruce Edler

VOTE: Yes 5 No 0

ATTEST:
Carrie Ayers
Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0
Fiscal Officer: Carrie Ayers

Approved as to form: Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.

Carrie Ayers
Fiscal Officer

RECORD OF ORDINANCES

8/2004

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed 8-2-04, POSTED YEAR

AN ORDINANCE VACATING AN ALLEY IN THE VILLAGE OF AMANDA, OHIO

WHEREAS, pursuant to Revised Code Section 723.04, a landowner abutting the alley described by metes and bounds in "Exhibit A" and depicted on "Exhibit B" attached hereto and incorporated herein by reference as if fully set forth has filed a petition to vacate such alley; and

WHEREAS, upon hearing and upon being satisfied that there is good cause for such vacation, that it will not be detrimental to the general interest, and that it should be declared vacated;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

That the alley described in "Exhibit A" and depicted on "Exhibit B" attached hereto and incorporated herein by reference shall be, and it hereby is, vacated pursuant to Revised Code Section 723.04, et seq;

That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Bruce D. Edler
Mayor Bruce Edler

VOTE: Yes 5 No 0

ATTEST:
Carrie Ayers
Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0

Fiscal Officer: Carrie Ayers

Approved as to form:

Thomas James Corbin
Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.

Carrie Ayers
Fiscal Officer

CONSENT TO THE VACATION OF A PUBLIC ALLEY
REVISED CODE SECTION 723.06
VILLAGE COUNCIL, VILLAGE OF AMANDA, OHIO

7-2004
COPY
POSTED

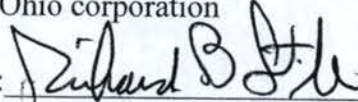
The undersigned, Midwest Fabricating Co., an Ohio corporation, is the only owner of property that actually adjoins and abuts the alley containing 0.071 acres, more or less, depicted on "Exhibit A" attached hereto and incorporated herein by reference as if fully set forth and more fully described in "Exhibit B", which is incorporated herein by reference as if fully set forth.

Pursuant to Revised Code 723.06, Midwest Fabricating Co., an Ohio corporation, as the sole owner of the property abutting the part of the alley proposed to be vacated, hereby gives its consent to such vacation, eliminating the need for notice under Revised Code Section 723.07 of the intention of the Legislative Authority to vacate such alley.

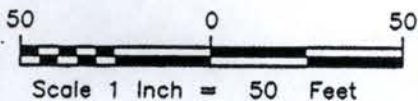
Dated: July 29, 2004

Midwest Fabricating Co.
an Ohio corporation

By:



Richard B. Strigle
Vice President



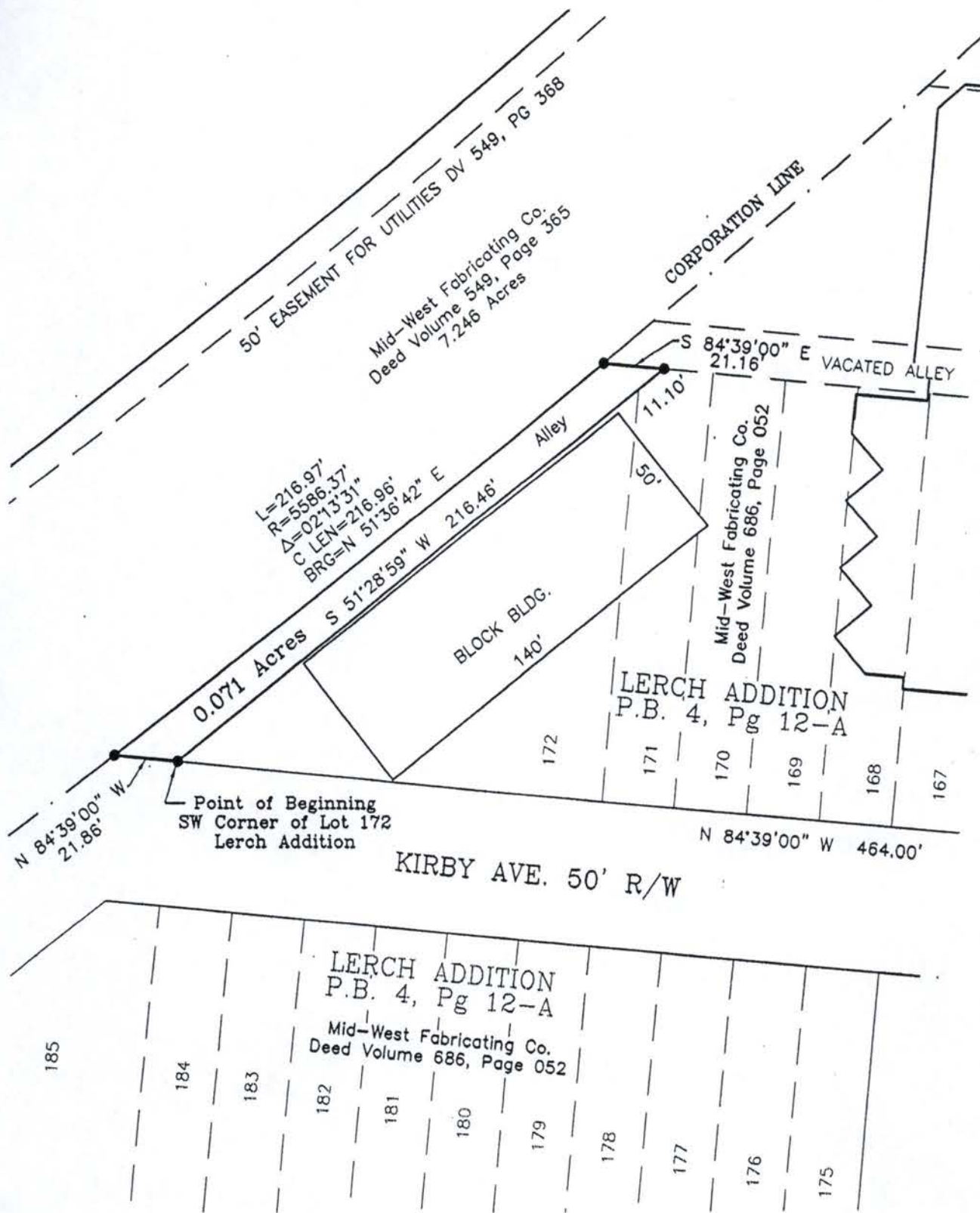
Plat of Survey

Village of Amanda
 Lerch Addition to Amanda, Ohio
 Plat Book 4, Page 12-A, Dedication Book 2, Page 152
 Fairfield County, State of Ohio



LEGEND

● 5/8" Rebar Set Capped "Tobin-McFarland"



Bearings are based on an assumed meridian and are used to denote angles only.
 Bearings/Distances in parentheses are from previous deeds and/or surveys.
 FEMA Community Panel No. 390158 0175 D, Zone C.

BY: Robert N. McFarland 10/30/03
 Registered Surveyor No. 7492 Date
 Original surveys are signed in blue ink.



FOR: Mid-West Fabricating
 DATE: October 30, 2003
 FILE: Mid_Fab_Plat.dwg
 DISK: BJS_CD4

TOBIN-McFARLAND SURVEYING INC.
 111 West Wheeling Street, Lancaster, Ohio 43130
 Phone: 740-687-1710 Fax: 740-687-0877

EXHIBIT A

TOBIN-McFARLAND SURVEYING, INC.



Professional Land Surveyors

111 West Wheeling Street
Lancaster, Ohio 43130
Phone (740) 687-1710
Fax. (740) 687-0877

Description of 0.071 Acres

Situated in the State of Ohio, Fairfield County, Village of Amanda and being part of the west alley of Lerch Addition to Amanda, Ohio as recorded in Plat Book 4, Page 12-A and dedicated to the Village of Amanda in Dedication Book 2, Page 152, Fairfield County Recorder's Office, and being more particularly described as follows:

BEGINNING at a 5/8" rebar set at the southwest corner of Lot 172 and the east line of a westerly alley of Lerch Addition to Amanda as recorded in Plat Book 4, Page 12-A;

Thence **North 84°39'00" West** a distance of **21.86 feet** to a 5/8" rebar set on the east line of a 7.246 acre tract conveyed in Deed Volume 549, Page 365 and the west line of said Lerch Addition;

Thence along the east line of said 7.246 acre tract and the west line of Lerch Addition with a curve to the **Left** having a **Radius of 5586.37 feet**, a **Chord Length of 216.96 feet**, a **Chord Bearing of North 51°36'42" East**, an **Arc Distance of 216.97 feet** to a 5/8" rebar set;

Thence along the south line of a vacated alley **South 84°39'00" East** a distance of **21.16 feet** to a 5/8" rebar set on a northwesterly Corner of Lot 171 of Lerch Addition;

Thence along the east line of said westerly alley of Lerch Addition **South 51°28'59" West**, passing the northwest corner of Lot 171 at 11.10 feet, a distance of **216.46 feet** to **THE TRUE POINT OF BEGINNING** and containing **0.071 acres**.

Bearings are based on an assumed meridian and are used to denote angles only. Rebars set are 5/8 inch by 36 inches and have a yellow plastic cap stamped "Tobin-McFarland." For additional information, see plat of survey made in conjunction with and considered an integral part of this description.

This description is based on a survey made in April 2002 and October 2003 by Tobin-McFarland Surveying, Inc., and was prepared by Robert N. McFarland, Registered Professional Surveyor No. 7492.

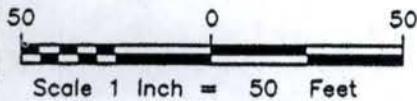
Originals are signed in blue ink



Robert N. McFarland 10/30/03
Robert N. McFarland, P.S. Date

October 30, 2003
Date

EXHIBIT B



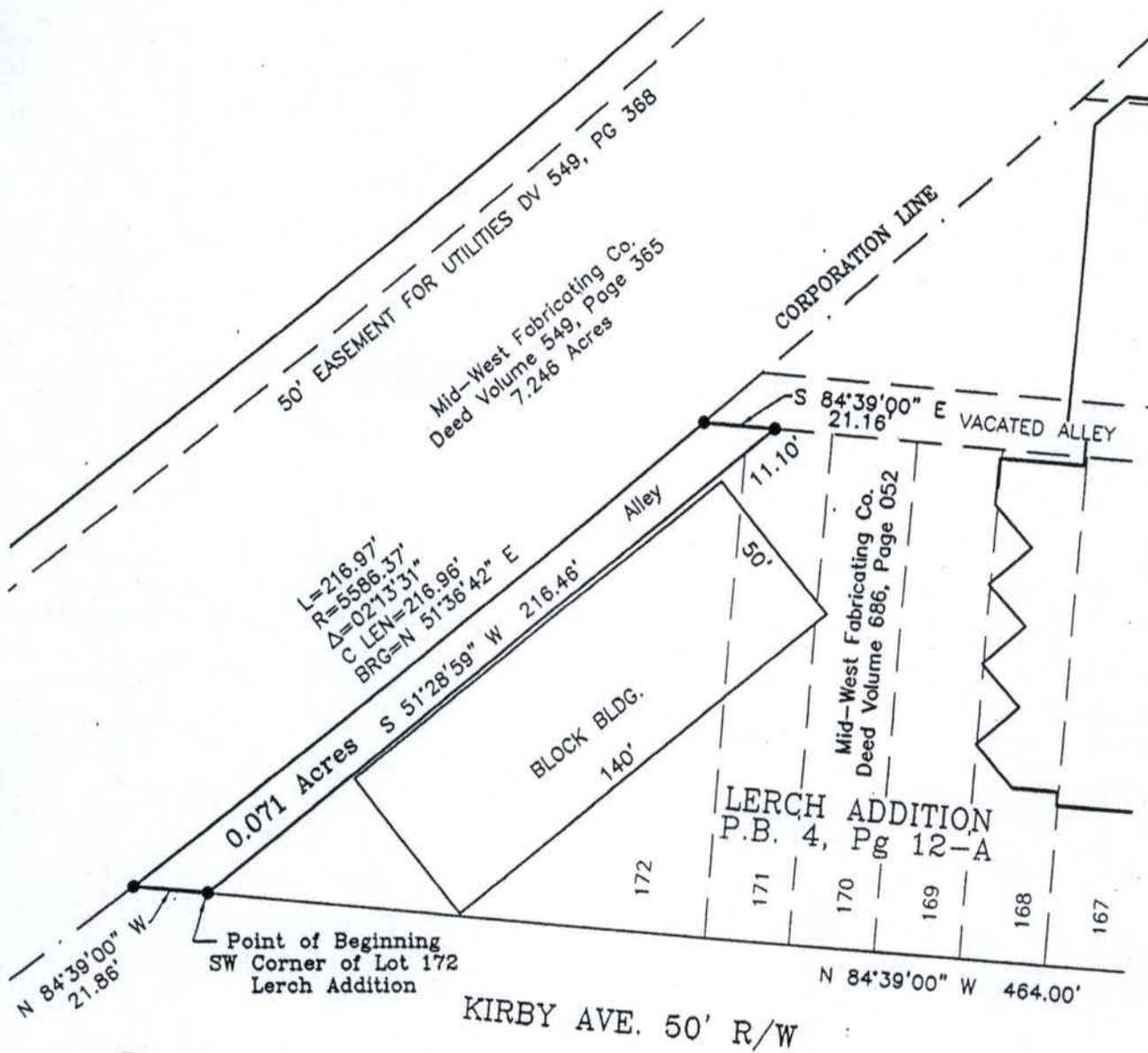
Plat of Survey

Village of Amanda
 Lerch Addition to Amanda, Ohio
 Plat Book 4, Page 12-A, Dedication Book 2, Page 152
 Fairfield County, State of Ohio



LEGEND

- 5/8" Rebar Set Capped "Tobin-McFarland"



Bearings are based on an assumed meridian and are used to denote angles only.
 Bearings/Distances in parentheses are from previous deeds and/or surveys.
 FEMA Community Panel No. 390158 0175 D, Zone C.

BY: Robert N. McFarland 10/30/03
 Registered Surveyor No. 7492 Date
 Original surveys are signed in blue ink.



FOR: Mid-West Fabricating
 DATE: October 30, 2003
 FILE: Mid_Fab_Plat.dwg
 DISK: BJS_CD4

TOBIN-McFARLAND SURVEYING INC.
 111 West Wheeling Street, Lancaster, Ohio 43130
 Phone: 740-687-1710 Fax: 740-687-0877

EXHIBIT A

PETITION FOR THE VACATION OF PUBLIC ALLEY
Revised Code Sec. 723.04

Village of Amanda, Fairfield County, Ohio, November ____, 2003

To Village Council, Village of Amanda Ohio

The undersigned, Midwest Fabricating, Co., an Ohio corporation, is the owner of land in the Village of Amanda, Fairfield County, Ohio, which real estate abuts an alley, containing 0.071 acres, more or less, and depicted on "Exhibit A" attached hereto and incorporated herein by reference as if fully set forth. A metes and bounds description of the alley is also attached hereto as "Exhibit B" and is incorporated herein by reference as if fully set forth.

Petitioner says that the subject alley, which dead ends into a vacated alley on its northernmost side, is used only by the Petitioner, which is the only owner of the property that actually adjoins and abuts the subject alley. Consequently, petitioner says that the vacation of this alley will not be detrimental to the general interests of the public..

Therefore, Petitioner respectfully requests that Council for the Village of Amanda, Ohio, vacate such alley in accordance with the provisions with Revised Code Sections 723.04, et seq.

Midwest Fabricating Co., an Ohio corporation

By: _____

Ray R. Michalski
Attorney and Agent for the
Petitioner

TOBIN-McFARLAND SURVEYING, INC.



Professional Land Surveyors

111 West Wheeling Street
Lancaster, Ohio 43130
Phone (740) 687-1710
Fax. (740) 687-0877

Description of 0.071 Acres

Situated in the State of Ohio, Fairfield County, Village of Amanda and being part of the west alley of Lerch Addition to Amanda, Ohio as recorded in Plat Book 4, Page 12-A and dedicated to the Village of Amanda in Dedication Book 2, Page 152, Fairfield County Recorder's Office, and being more particularly described as follows:

BEGINNING at a 5/8" rebar set at the southwest corner of Lot 172 and the east line of a westerly alley of Lerch Addition to Amanda as recorded in Plat Book 4, Page 12-A;

Thence **North 84°39'00" West** a distance of **21.86 feet** to a 5/8" rebar set on the east line of a 7.246 acre tract conveyed in Deed Volume 549, Page 365 and the west line of said Lerch Addition;
Thence along the east line of said 7.246 acre tract and the west line of Lerch Addition with a curve to the **Left** having a **Radius of 5586.37 feet**, a **Chord Length of 216.96 feet**, a **Chord Bearing of North 51°36'42" East**, an **Arc Distance of 216.97 feet** to a 5/8" rebar set;
Thence along the south line of a vacated alley **South 84°39'00" East** a distance of **21.16 feet** to a 5/8" rebar set on a northwesterly Corner of Lot 171 of Lerch Addition;

Thence along the east line of said westerly alley of Lerch Addition **South 51°28'59" West**, passing the northwest corner of Lot 171 at 11.10 feet, a distance of **216.46 feet** to **THE TRUE POINT OF BEGINNING** and containing **0.071 acres**.

Bearings are based on an assumed meridian and are used to denote angles only. Rebars set are 5/8 inch by 36 inches and have a yellow plastic cap stamped "Tobin-McFarland." For additional information, see plat of survey made in conjunction with and considered an integral part of this description.

This description is based on a survey made in April 2002 and October 2003 by Tobin-McFarland Surveying, Inc., and was prepared by Robert N. McFarland, Registered Professional Surveyor No. 7492.

Originals are signed in blue ink



Robert N. McFarland 10/30/03
Robert N. McFarland, P.S. Date

October 30, 2003
Date

EXHIBIT B

TOBIN-McFARLAND SURVEYING, INC.



Professional Land Surveyors

111 West Wheeling Street
Lancaster, Ohio 43130
Phone (740) 687-1710
Fax. (740) 687-0877

Description of 0.071 Acres

Situated in the State of Ohio, Fairfield County, Village of Amanda and being part of the west alley of Lerch Addition to Amanda, Ohio as recorded in Plat Book 4, Page 12-A and dedicated to the Village of Amanda in Dedication Book 2, Page 152, Fairfield County Recorder's Office, and being more particularly described as follows:

BEGINNING at a 5/8" rebar set at the southwest corner of Lot 172 and the east line of a westerly alley of Lerch Addition to Amanda as recorded in Plat Book 4, Page 12-A;

Thence **North 84°39'00" West** a distance of **21.86 feet** to a 5/8" rebar set on the east line of a 7.246 acre tract conveyed in Deed Volume 549, Page 365 and the west line of said Lerch Addition;
Thence along the east line of said 7.246 acre tract and the west line of Lerch Addition with a curve to the **Left** having a **Radius of 5586.37 feet**, a **Chord Length of 216.96 feet**, a **Chord Bearing of North 51°36'42" East**, an **Arc Distance of 216.97 feet** to a 5/8" rebar set;
Thence along the south line of a vacated alley **South 84°39'00" East** a distance of **21.16 feet** to a 5/8" rebar set on a northwesterly Corner of Lot 171 of Lerch Addition;

Thence along the east line of said westerly alley of Lerch Addition **South 51°28'59" West**, passing the northwest corner of Lot 171 at 11.10 feet, a distance of **216.46 feet** to **THE TRUE POINT OF BEGINNING** and containing **0.071 acres**.

Bearings are based on an assumed meridian and are used to denote angles only. Rebars set are 5/8 inch by 36 inches and have a yellow plastic cap stamped "Tobin-McFarland." For additional information, see plat of survey made in conjunction with and considered an integral part of this description.

This description is based on a survey made in April 2002 and October 2003 by Tobin-McFarland Surveying, Inc., and was prepared by Robert N. McFarland, Registered Professional Surveyor No. 7492.

Originals are signed in blue ink



Robert N. McFarland 10/30/03
Robert N. McFarland, P.S. Date

October 30, 2003
Date

EXHIBIT B

RECORD OF ORDINANCES

5-2009

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed Sept. 13 2009

PAYED

AN ORDINANCE TO CLOSE ONE SIDE OF SCHOOL STREET TO PARKING AND HAVE SCHOOL STREET IN FRONT OF SCHOOL FIFTEEN MINUTE PARKING.

WHEREAS, THE VILLAGE COUNCIL DESIRES TO MAKE SCHOOL STREET NO PARKING ON THE WEST SIDE FROM CORPORATION LIMIT TO CORPORATION LIMIT. AS WELL AS TO ALLOW PARKING ON THE EAST SIDE OF SCHOOL STREET FROM LUTZ STREET TO MAIN STREET WITH A LIMIT OF FIFTEEN MINUTE PARKING BETWEEN KIRBY STREET AND LUTZ STREET DURING SCHOOL HOURS

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

THAT FROM AND AFTER THE EFFECTIVE DATE OF THIS ORDINANCE SCHOOL STREET WILL BE CLOSED TO PARKING ON THE WEST SIDE OF STREET FROM CORPORATION LIMIT TO CORPORATION LIMIT. AS WELL AS TO ALLOW PARKING ON THE EAST SIDE OF SCHOOL STREET FROM LUTZ STREET TO MAIN STREET WITH A LIMIT OF FIFTEEN MINUTE PARKING BETWEEN KIRBY STREET AND LUTZ STREET DURING SCHOOL HOURS.

THAT THIS ORDINANCE SHALL TAKE EFFECT FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

Bruce Edler
MAYOR BRUCE EDLER

VOTE: YES 5 NO 0

ATTEST:
Carrie Ayers
CARRIE AYERS
FISCAL OFFICER

THE THREE-READING REQUIREMENT WAS WAIVED NOT WAIVED:

YEAS: 5 NAYS: 0

FISCAL OFFICER *Carrie Ayers*

THE UNDERSIGNED, FISCAL OFFICER OF THE LEGISLATIVE AUTHORITY, DOES HEREBY CERTIFY THAT THE FOREGOING LEGISLATION WAS POSTED IN NOT LESS THAN FIVE (5) PUBLIC PLACES, AS DETERMINED BY THE LEGISLATIVE AUTHORITY, FOR A PERIOD OF NOT LESS THAN FIFTEEN (15) DAYS PRIOR TO THE EFFECTIVE DATE THEREOF.

Carrie Ayers
FISCAL OFFICER

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

18/2004
POSTED

Ordinance No. _____

Passed Sept. 13, 2004

AN ORDINANCE TO AUTHORIZE THE USE OF PUBLIC STREETS BY THE FIREFIGHTERS FESTIVAL COMMITTEE

WHEREAS, THE AMANDA VILLAGE COUNCIL AUTHORIZED THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL FIREFIGHTERS FESTIVAL;

AND WHEREAS, THE AMANDA VILLAGE COUNCIL HAS DETERMINED THAT THE ANNUAL FIREFIGHTERS FESTIVAL BENEFIT'S THE AMANDA COMMUNITY AS A WHOLE;

AND WHEREAS, THE VILLAGE COUNCIL DEEMS IT TO BE IN THE BEST INTEREST OF THE VILLAGE TO AUTHORIZE THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL FIREFIGHTERS FESTIVAL

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

THAT THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL FIREFIGHTERS FESTIVAL BE, AND IS HEREBY, AUTHORIZED FOR SEPTEMBER OF 2004;

AND FURTHER ORDAINED, THAT THE DATES IN SEPTEMBER OF EACH YEAR DURING WHICH THE ANNUAL FIREFIGHTERS FESTIVAL ACTIVITIES WILL OCCUPY THE VILLAGE PUBLIC STREETS SHALL BE DETERMINED BY THE AMANDA VILLAGE COUNCIL ON OR BEFORE THE 15TH DAY OF AUGUST OF EACH YEAR SUCCEEDING THE ENACTMENT OF THIS ORDINANCE;

AND FURTHER ORDAINED, THAT THE STREETS TO BE UTILIZED FOR THE FIREFIGHTERS FESTIVAL ARE MAIN STREET FROM SCHOOL STREET TO IN FRONT OF TAYLOR FUNERAL HOME AND JOHNS STREET FROM HIGH STREET TO CHURCH STREET;

AND FURTHER ORDAINED, THAT THE AFORESAID STREETS ARE TO BE CLOSED TO PUBLIC TRAFFIC DURING THE ABOVE-MENTIONED DATES OF THE FIREFIGHTERS FESTIVAL EXCEPT AS ALLOWED BY PERMIT OF THE MAYOR;

AND FURTHER ORDAINED, THAT THE FIREFIGHTERS FESTIVAL ACTIVITIES BE SITUATED ON THE AFOREMENTIONED STREETS SUBJECT TO THE FOLLOWING CONDITIONS; NO STAKES SHALL BE DRIVEN INTO THE PAVEMENT, NOR SHALL ANY OTHER ACTIVITY OCCUR WHICH SHALL DAMAGE PUBLIC PROPERTY;

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____ Passed _____, 20____

PERMISSION AS SET FORTH HEREIN GRANTED SUBJECT TO ANY FURTHER REASONABLE RESTRICTIONS WHICH COUNCIL MAY REQUIRE.

THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW



MAYOR BRUCE EDLER

VOTE: YEAS 5 NAYS: 0


ATTEST:



CARRIE AYERS, FISCAL OFFICER

THE THREE-READING REQUIREMENT WAS WAIVED/ NOT WAIVED:

YEAS 5 NAYS 0



CARRIE AYERS, FISCAL OFFICER

RECORD OF ORDINANCES

8/11/2004

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____

Passed Sept. 13 **POSTED** 2004
YEAR

**AN ORDINANCE PROHIBITING CERTAIN AGRICULTURAL
ACTIVITY WITHIN VILLAGE LIMITS**

WHEREAS, it is in the public interest to control and/or restrict certain agricultural activities within the confines of the village limits;

**NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA,
OHIO:**

That as used in this ordinance "agriculture" means animal husbandry, including, but not limited to, the care and raising of livestock, equine, and fur-bearing animals; poultry husbandry and the production of poultry products, dairy production, apiculture, and like activities, and any combination of the foregoing;

That such agricultural activity is prohibited within the limits of the Village of Amanda;

That any offense shall constitute a minor misdemeanor, and for each day that the offense continues a separate offense shall be deemed to have been committed;

That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Bruce Edler
Mayor Bruce Edler

VOTE: Yes 5 No 0

ATTEST:
Carrie Ayers
Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived/not waived:

Yeas: 5 Nays: 0

Fiscal Officer: *CAA*

Approved as to form:

Thomas James Corbin
Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.

Carrie Ayers
Fiscal Officer

RECORD OF ORDINANCES

8-204

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed Sept. 13

2004
YEAR

AN ORDINANCE PROHIBITING EXOTIC ANIMALS WITHIN VILLAGE LIMITS

WHEREAS the public interest requires that certain animals shall not be kept harbored and/or maintained within Village limits;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

That no person shall keep, harbor, or maintain, or have within one's custody or control anywhere within village limits, any species of animal which is not indigenous to the State of Ohio;

That this offense shall constitute a minor misdemeanor, and each day for which the offense continues shall be considered a separate offense;

That this ordinance shall take effect upon the earliest date allowed by law.



Mayor Bruce Edler

VOTE: Yes 5

No 0

ATTEST:



Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived not waived:

Yeas: 5 Nays: 0

Fiscal Officer: CAA

Approved as to form:


Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.


Fiscal Officer

RECORD OF ORDINANCES

8-2004

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed

Sept. 13 2004
POSTED

AN ORDINANCE PROHIBITING DOG KENNELS

WHEREAS it is in the public interest to disallow commercial activity with regard to dogs;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

That a kennel is hereby defined as a location whereat dogs are bred for hunting or for sale;

That no person shall own, maintain, or operate a kennel within the village limits of Amanda, Ohio;

That this offense shall be a minor misdemeanor, and for each day that the offense continues, a separate offense shall be deemed to have occurred;

That this ordinance shall take effect upon the earliest date allowed by law.

Bruce Edler

Mayor Bruce Edler

VOTE: Yes 5

No 0

ATTEST:

Carrie Ayers

Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived not waived:

Yeas: 5 Nays: 0

Fiscal Officer: CAA

Approved as to form:

Thomas James Corbin
Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.

Carrie Ayers
Fiscal Officer

RECORD OF ORDINANCES

10-2004

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. OR 10-2004

Passed 10-4

2004
YEAR

**AN ORDINANCE REGULATING EXCESSIVE SOUND AND
DECLARING AN EMERGENCY**

WHEREAS there have been complaints as to activities within the Village limits wherein excessive sound is disturbing to the residents of the Village; and

WHEREAS the Village legislative authority desires to regulate such activity in a manner conducive to the public health, safety, and welfare; and

WHEREAS certain specific activity presently ongoing is of such a nature and of continuing duration as to require immediate attention;

**NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA,
OHIO:**

(a) That no person, firm or corporation shall operate, cause to be operated or permit to be operated any radio, phonograph, television, tape player, loud speaker or any other equipment, instrument, machine or device, in such a manner and to be of such intensity and duration as to create unreasonable noise or loud sound and which causes inconvenience and annoyance to persons of ordinary sensibilities. It shall be prima facie unlawful for a person, firm or corporation to operate, cause to be operated or permit to be generated sound by the above described devices or by any other means under the following circumstances:

1. No person, firm or corporation by any means, shall, between the hours of 8:00 p.m. and 7:00 a.m. make, resume, continue, cause or permit any noise of such a character, intensity and duration as to unreasonably disturb the peace and quiet of the community or to be detrimental to the life or health of any individual.
2. Any construction work on property within hearing distance of property used for residential purposes shall not take place between the hours of 8:00 p.m. and 7:00 a.m.. "Construction work" means any type of work which requires a building permit. This section shall not apply to any construction work performed by the Village or under contract with the Village for the health, safety and welfare of the people of the Village.
3. No person, being the owner, or person in possession, of a motor vehicle with a device described above shall at any time cause or permit any noise emanating from the motor vehicle which is plainly audible at a distance of fifty feet from the motor vehicle. The lawful use of a motor vehicle horn shall not be a violation of this section.

(b) In determining whether a noise is of such a character as to unreasonably disturb the peace and quiet of the community, a court shall consider the following factors:

1. Complaints of neighbors regarding the noise;
2. The time of day at which the noise takes place;
3. The intensity and duration of the noise;

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed, YEAR

4. The type of noise produced;
5. The alternate means available without excessive noise.

(c) It shall be presumed to be a violation of this section if notice to cease and desist producing a noise has been given to any person and that person continues to make, cause or permit a noise of similar intensity and duration.

(d) The following uses and activities shall be exempt from noise level regulations:

1. Noises of safety signals, warning devices, and emergency pressure relief valves;
2. Noises resulting from any authorized emergency vehicle, when responding to an emergency call or acting in time of emergency;
3. Noises resulting from any work made necessary to restore property to a safe condition or work required to protect persons or property from an imminent exposure to danger;
4. Any other noise resulting from activities of a temporary duration permitted by law and for which a license or permit therefore has been granted by the Village;
5. Any aircraft operated in conformity with, or pursuant to, Federal law, Federal air regulations, and air traffic control instruction;
6. Noises resulting from the normal use of churches, schools, athletic fields, parks and auditoriums;
7. Village projects and work; and
8. Noise emanating from any lawful manufacturing facility, provided such facility is located in a zone where industry/manufacturing is permitted, or the premises are otherwise a lawful non-conforming use according to the Village Zoning Code.

(e) For the purpose of this section, a request to desist means actual notice of the disturbance by any person to the offender or to an employee or representative of the offender. Once such a request to desist is made, it shall continue to be effective for the purposes of this section beyond the immediate time period in which it is given, and is effective even if the noise disturbs persons other than the person who makes the request to desist.

(f) Whoever violates any provision of this section is guilty of a minor misdemeanor. Each day's violation constitutes a separate offense.

For each said separate offense, within any twelve consecutive months, the degree of misdemeanor shall be increased, such that a second offense shall be a M4, a third offense, M3, a fourth offense, M2, and a fifth offense shall be a misdemeanor of the first degree, and every continuing offense thereafter, within said twelve month period, shall be punishable as an M1, for each day that the violation continues.

(g) That this ordinance is hereby declared to be an emergency measure which shall be of immediate force and effect upon the approval of a two-third's majority of Council.



Mayor Bruce Edler

VOTE: Yes 6

No 0

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No.

Passed
YEAR

ATTEST:



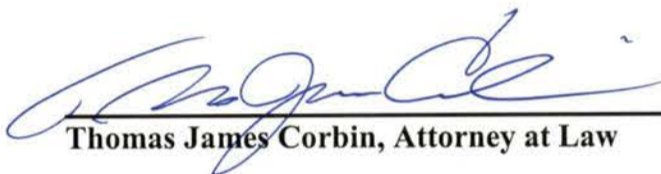
Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived not waived:

Yeas: 6 Nays: 0


Fiscal Officer: CAA

Approved as to form:



Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.



Fiscal Officer

ORDINANCE NO. 1-2005

Passed
Jan 3
2005

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2005 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF AMANDA, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the present general and permanent ordinances of the municipality are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the municipality and for the proper conduct of its affairs.

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF AMANDA, OHIO:

- Section 1. American Legal Publishing's Ohio Basic Code, 2005 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2005 Edition.
- Section 2. One copy of American Legal Publishing's Ohio Basic Code, 2005 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".
- Section 3. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2005 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:
- (A) The enactment of the Ohio Basic Code, 2005 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

- (B) The repeal provided above shall not affect:
- (1) The grant or creation of a franchise, license, right, easement or privilege;
 - (2) The purchase, sale, lease or transfer of property;
 - (3) The appropriation or expenditure of money or promise or guarantee of payment;
 - (4) The assumption of any contract or obligation;
 - (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
 - (6) The levy or imposition of taxes, assessments or charges;
 - (7) The establishment, naming, vacating or grade level of any street or public way;
 - (8) The dedication of property or plat approval;
 - (9) The annexation or detachment of territory;
 - (10) Any legislation enacted subsequent to the adoption of this ordinance.
 - (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

Section 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date
Passed: _____

Attest:

Mayor

Clerk of the Legislative Authority

Exhibit A

OHIO BASIC CODE, 2005 EDITION — SUMMARY OF CONTENTS

Notice is hereby given that on the 3 day of January, 2005, there was enacted by the Legislative Authority of the Municipality of Amanda, Ohio, an ordinance entitled "An Ordinance Approving, Adopting and Enacting American Legal Publishing's Ohio Basic Code, 2005 Edition, as the Code of Ordinances for the Municipality of Amanda, Ohio."

A summary of the subjects, including all new matters contained in the Code of Ordinances, as adopted, are as follows. The majority of Basic Code provisions are based directly on state law.

TITLE I: GENERAL PROVISIONS

Chapter 10: General Provisions

| Section | |
|---------|---|
| 10.01 | Short titles |
| 10.02 | Definitions |
| 10.03 | Rules of construction |
| 10.04 | Revivor; effect of amendment or repeal |
| 10.05 | Construction of section references |
| 10.06 | Conflicting provisions |
| 10.07 | Severability |
| 10.08 | Reference to offices |
| 10.09 | Errors and omissions |
| 10.10 | Ordinances repealed |
| 10.11 | Ordinances unaffected |
| 10.12 | Ordinances saved |
| 10.13 | Application to future ordinances |
| 10.14 | Interpretation |
| 10.15 | Amendments to code; amendatory language |
| 10.16 | Statutory references |
| 10.17 | Preservation of penalties, offenses, rights and liabilities |
| 10.18 | Determination of legislative intent |
| 10.99 | General penalty |

TITLE III: ADMINISTRATION

Chapter 30: General Provisions

| Section | |
|---------|--|
| 30.01 | Application of Title III |
| 30.02 | Qualifications; oaths |
| 30.03 | Bonds of officers and employees; amount |
| 30.04 | Additional bond; where bonds recorded and kept |
| 30.05 | Approval of bonds |
| 30.06 | Sufficiency of form of bond |
| 30.07 | Filling vacancies in offices |
| 30.08 | Public records available |
| 30.09 | Records Commission |
| 30.10 | Meetings of public bodies to be open; exceptions; notice |
| 30.11 | Municipal officers may attend conference or convention; expenses |

Chapter 31: Executive Authority

| Section | |
|---------|-------------------------------|
| | <i>General Provisions</i> |
| 31.01 | Executive power; where vested |

Mayor

- 31.05 Term of Mayor; power and duties
- 31.06 General duties of the Mayor
- 31.07 Communications to the Legislative Authority
- 31.08 Protest against excess of expenditures
- 31.09 Supervision of conduct of officers
- 31.10 Annual report to the Legislative Authority
- 31.11 Mayor to file charges against delinquent officers
- 31.12 Vacancies in office of Mayor
- 31.13 Disposition of fines and other moneys

Clerk

- 31.20 Election, term, qualifications of the Clerk
- 31.21 Powers and duties of Clerk
- 31.22 Books and accounts; merger of offices
- 31.23 Seal of Clerk
- 31.24 Combined offices of Clerk and Treasurer; Fiscal Officer

Treasurer

- 31.30 Election, term, qualifications of the Treasurer
- 31.31 Accounts of Treasurer
- 31.32 Powers and duties
- 31.33 Quarterly account; annual report
- 31.34 Receipt and disbursement of funds
- 31.35 Duty of delivering money and property

Street Commissioner

- 31.40 Qualifications
- 31.41 General duties
- 31.42 Assistants

Other Officials

- 31.50 Legal counsel
- 31.51 Administrator
- 31.52 Board of Trustees of Public Affairs
- 31.53 Fire Engineer, Engineer and Superintendent of Markets

Chapter 32: Legislative Authority

Section

General Provisions

- 32.01 Members of the Legislative Authority; election; terms of office
- 32.02 President Pro Tempore; employees
- 32.03 Vacancy when President Pro Tempore becomes Mayor
- 32.04 Qualifications of members of the Legislative Authority
- 32.05 Compensation and bonds of municipal officers and employees
- 32.06 Vacancy
- 32.07 Judge of election and qualification of members; quorum and special meetings
- 32.08 Rules; journal; expulsion of members
- 32.09 Meetings
- 32.10 General powers
- 32.11 Failure to take oath or give bond
- 32.12 Notice when new bond required
- 32.13 Care, supervision and management of public institutions

Contracts, Bids and Proceedings

- 32.25 Contracts by the Legislative Authority or Administrator
- 32.26 Bids and proceedings
- 32.27 Alterations or modifications of contract

- 32.28 Contract restrictions
- 32.29 Award to lowest responsive and responsible bidder

Ordinances and Resolutions

- 32.40 Ordinances and resolutions as evidence
- 32.41 Passage procedure
- 32.42 Style of ordinances
- 32.43 Subject and amendment of ordinances and resolutions
- 32.44 Authentication and recording of ordinances and resolutions
- 32.45 Publication of ordinances and resolutions; proof of publication and circulation
- 32.46 Notice for proposed amendments to the municipal Charter
- 32.47 Times of publication required
- 32.48 Publication and certification of ordinances in book form
- 32.49 Adoption of technical ordinances and codes
- 32.50 Certificate of Clerk as to publication
- 32.51 Publication when no newspaper published in municipality
- 32.52 Effect of not making publication
- 32.53 Ordinances providing for appropriations or street improvements; emergency ordinances

Initiative and Referendum

- 32.70 Initiative petitions
- 32.71 Referendum petitions
- 32.72 More than one ordinance required; application of subchapter
- 32.73 Presentation of petitions
- 32.74 Copy of proposed ordinance or measure to be filed with Clerk
- 32.75 Words to be printed in red
- 32.76 Designation of committee filing petition; public inspection of petitions; ordinances passed or repealed prior to election
- 32.77 Itemized statement by circulator of petition
- 32.78 Prohibited practices relative to petitions
- 32.79 Accepting premiums for signing
- 32.80 Threats in securing signatures
- 32.81 Application of subchapter if Charter adopted

Chapter 33: Judicial Authority

Section

General Provisions

- 33.01 Jurisdiction in ordinance cases and traffic violations
- 33.02 Powers of Mayor and Mayor's Court Magistrate in criminal matters
- 33.03 Duties of Mayor and Mayor's Court Magistrate; fees; office; seal
- 33.04 Mayor's Court Magistrate
- 33.05 Powers to suspend driver's license in OVI cases

Contempt of Court

- 33.20 Summary punishment for contempt
- 33.21 Acts in contempt of court
- 33.22 Hearing
- 33.23 Contempt action for failure to pay support, failure to comply or interference with a visitation order; summons
- 33.24 Right of accused to bail
- 33.25 Hearing on contempt; penalties; support orders; failure to withhold or deduct money pursuant to support order
- 33.26 Imprisonment until order obeyed
- 33.27 Proceedings when party released on bail fails to appear
- 33.28 Release of prisoner committed for contempt
- 33.29 Judgment final
- 33.30 Alternative remedy

Chapter 34: Police Department

| Section | |
|---------|--|
| 34.01 | Marshal and Police Chief synonymous |
| 34.02 | Appointment of Marshal |
| 34.03 | Deputy marshals and police officers |
| 34.04 | Auxiliary police units |
| 34.05 | Offenses affecting employment of law enforcement officers; probationary period; final appointment |
| 34.06 | Removal proceedings; suspension; appeals |
| 34.07 | General powers |
| 34.08 | Powers and duties of Marshal |
| 34.09 | Disposition of fines and penalties |
| 34.10 | Property recovered by police |
| 34.11 | Disposition to claimant |
| 34.12 | Sale of unclaimed property; disposition of proceeds |
| 34.13 | Expenses of storage and sale; notice |
| 34.14 | Contracts for police protection; nonresident service without contract |
| 34.15 | Peace officer administering oaths; acknowledging complaints, summonses, affidavits and returns of court orders |

Chapter 35: Fire Department

| Section | |
|---------|--|
| | <i>General Provisions</i> |
| 35.01 | Municipal fire regulations; fire department |
| 35.02 | Fire Chief; Fire Prevention Officer; employment of firefighters; criminal records check for firefighters |
| 35.03 | Schooling of officers and firefighters of fire department |
| 35.04 | Legislative Authority may purchase engines and equipment |
| 35.05 | Buildings for department |
| 35.06 | Records |
| 35.07 | Maximum consecutive hours for firefighters on duty |
| 35.08 | Investigation of cause of fire |
| 35.09 | Right to examine buildings, premises, and vehicles |
| 35.10 | Burning buildings for firefighting instruction or research |
| 35.11 | Impersonating fire safety inspector |
| 35.12 | Standards for equipment |
| 35.13 | Persons entitled to be known as firefighters |
| 35.14 | Firefighting and emergency services agreements |
| 35.15 | Regulation of construction in fire limits |
| | <i>Volunteer Firefighters' Dependents Fund Board</i> |
| 35.30 | Definitions |
| 35.31 | Establishment |
| 35.32 | Membership; vacancies |
| 35.33 | Election and term of members |
| 35.34 | Organization; rules and regulations; roster |
| 35.35 | Compensation and expenses of Board; legal advisor |

Chapter 36: Civil Actions Against the Municipality

| Section | |
|---------|--|
| 36.01 | Definitions |
| 36.02 | Nonliability of municipality; exceptions |
| 36.03 | Defenses and immunities |
| 36.04 | Limitation of actions |
| 36.05 | Damages |
| 36.06 | Satisfaction of judgments |
| 36.07 | Provision of employees' defense; consent judgments |
| 36.08 | Liability insurance |
| 36.09 | Certain actions unaffected |
| 36.10 | Certain charges against municipal officers filed with Probate Judge; proceedings |

TITLE V: PUBLIC WORKS

[Reserved]

TITLE VII: TRAFFIC CODE

Chapter 70: General Provisions

Section

General Provisions

- 70.01 Definitions
- 70.02 Compliance with order of police officer
- 70.03 Emergency vehicles to proceed cautiously past red or stop signal
- 70.04 Exceptions generally; emergency, public safety and coroner vehicles exempt
- 70.05 Persons riding or driving animals upon roadways
- 70.06 Prohibitions against pedestrians and slow-moving vehicles on freeways
- 70.07 Use of private property for vehicular travel
- 70.08 Names of persons damaging real property by operation of vehicle to be provided to owner
- 70.09 Limited access highways; barriers along; vehicles to enter and leave at designated intersections
- 70.10 Through highways
- 70.11 Officer may remove ignition key

Traffic-Control Devices

- 70.20 Obeying traffic-control devices
- 70.21 Signal lights
- 70.22 Signals over reversible lanes
- 70.23 Ambiguous or non-working traffic signals
- 70.24 Pedestrian-control signals
- 70.25 Flashing traffic signals
- 70.26 Unauthorized signs and signals prohibited
- 70.27 Alteration, defacement, or removal prohibited
- 70.28 Unauthorized possession or sale of devices

- 70.99 Penalty

Chapter 71: Licensing Provisions

Section

Motor Vehicle Licensing

- 71.01 Display of license plates or validation stickers; registration
- 71.02 Improper use of noncommercial motor vehicle
- 71.03 Operating motor vehicle ordered immobilized; forfeiture
- 71.04 Operation or sale without certificate of title
- 71.05 Display of certificate of registration
- 71.06 Use of unauthorized plates
- 71.07 Operating without dealer or manufacturer license plates

Driver's Licenses

- 71.10 Prohibited acts
- 71.11 Permitting minor to operate vehicle prohibited; temporary instruction permit; probationary license
- 71.12 License required as driver or commercial driver on public or private property; nonresident exemption
- 71.13 Employment of a minor to operate a taxicab prohibited
- 71.14 Restriction against owner lending vehicle for use of another
- 71.15 Suspension of driver's licenses; license suspended by court of record
- 71.16 Display of license
- 71.17 Prohibition against false statements
- 71.18 Driving under suspension or in violation of license restriction
- 71.19 Operating motor vehicle without valid license
- 71.20 Driving under OVI suspension

- 71.21 Driving under financial responsibility law suspension or cancellation
- 71.22 Failure to reinstate license

Commercial Driver's Licenses

- 71.25 Definitions
- 71.26 Exclusions
- 71.27 Prohibited acts
- 71.28 Prerequisites to operation of commercial motor vehicle
- 71.29 Physical qualification to operate commercial motor vehicles
- 71.30 Criminal offenses: driving under the influence; leaving the scene of an accident; use of vehicle in commission of a felony; failure to submit to drug testing; violating out-of-service order
- 71.31 Application of federal regulations
- 71.32 Employment of drivers of commercial vehicles

- 71.99 Penalty

Chapter 72: Traffic Rules

Section

General Provisions

- 72.01 Lanes of travel upon roadways
- 72.02 Driving through safety zone
- 72.03 Vehicles traveling in opposite directions
- 72.04 Rules governing overtaking and passing of vehicles
- 72.05 Permission to overtake and pass on the right
- 72.06 Driving to left of center line
- 72.07 Prohibition against driving upon left side of roadway
- 72.08 Hazardous zones
- 72.09 One-way highways and rotary traffic islands
- 72.10 Rules for driving in marked lanes
- 72.11 Space between moving vehicles
- 72.12 Divided roadways
- 72.13 Rules for turns at intersections
- 72.14 U-turns and turning in roadway prohibited
- 72.15 Starting and backing vehicles
- 72.16 Turn and stop signals
- 72.17 Hand and arm signals

Right-of-Way

- 72.20 Right-of-way at intersections
- 72.21 Right-of-way when turning left
- 72.22 Right-of-way at through highways; stop signs; yield signs
- 72.23 Stop at sidewalk area; stop signs on private roads and driveways
- 72.24 Right-of-way on public highway
- 72.25 Pedestrian on sidewalk has right-of-way
- 72.26 Right-of-way of public safety vehicles
- 72.27 Funeral procession has right-of-way
- 72.28 Pedestrians yield right-of-way to public safety vehicle
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- 72.30 Right-of-way yielded to blind person
- 72.31 Right-of-way yielded by pedestrian

Pedestrians

- 72.35 Pedestrian movement in crosswalks
- 72.36 Pedestrian walking along highway
- 72.37 Prohibition against soliciting rides; riding on outside of vehicle
- 72.38 Pedestrian on bridge or railroad crossing
- 72.39 Persons operating motorized wheelchairs
- 72.40 Intoxicated or drugged pedestrian hazard on highway
- 72.41 Operation of electric personal assistive mobility devices

Grade Crossings

- 72.45 Stop signs at grade crossings
- 72.46 Driving vehicle across railroad grade crossing
- 72.47 Vehicles required to stop at grade crossings
- 72.48 Slow-moving vehicles or equipment crossing railroad tracks

Prohibitions

- 72.55 Obstruction and interference affecting view and control of driver
- 72.56 Occupying travel trailer while in motion
- 72.57 Driving upon closed highway prohibited
- 72.58 Driving upon sidewalk area or paths exclusively for bicycles
- 72.59 Obstructing passage of other vehicles
- 72.60 Following an emergency or public vehicle prohibited; approaching stationary public safety vehicle with caution
- 72.61 Driving over unprotected fire hose
- 72.62 Placing injurious material on highway or depositing litter from motor vehicle
- 72.63 Transporting child not in child-restraint system prohibited
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This summary of contents has been verified and authorized for publication by the Legislative Authority of the Municipality of AMANDA, Ohio.

Signed:



Mayor



Clerk of the Legislative Authority

CERTIFICATION OF CODIFIED ORDINANCES

We, Bruce Edler, Mayor, and Carrie Ayer, Clerk of the Legislative Authority, of the Municipality of Amand, Ohio, pursuant to Ohio Revised Code §§ 731.23 and 731.42, hereby certify that the general and permanent ordinances of the Municipality, as revised, rearranged, compiled, renumbered as to sections, codified and printed herewith in component codes and titles are correct as and constitute the Code of Ordinances for the Municipality of AMANDA, Ohio.


Mayor


Clerk of the Legislative Authority

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 8-1-05

Passed 8-1-05, 2005

AN ORDINANCE TO AUTHORIZE THE USE OF PUBLIC STREETS BY THE FIREFIGHTERS FESTIVAL COMMITTEE

WHEREAS, THE AMANDA VILLAGE COUNCIL AUTHORIZED THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL FIREFIGHTERS FESTIVAL;

AND WHEREAS, THE AMANDA VILLAGE COUNCIL HAS DETERMINED THAT THE ANNUAL FIREFIGHTERS FESTIVAL BENEFIT'S THE AMANDA COMMUNITY AS A WHOLE;

AND WHEREAS, THE VILLAGE COUNCIL DEEMS IT TO BE IN THE BEST INTEREST OF THE VILLAGE TO AUTHORIZE THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL FIREFIGHTERS FESTIVAL

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

THAT THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL FIREFIGHTERS FESTIVAL BE, AND IS HEREBY, AUTHORIZED FOR SEPTEMBER OF 2005 THROUGH SEPTEMBER 2010;

AND FURTHER ORDAINED, THAT THE DATES IN SEPTEMBER OF EACH YEAR DURING WHICH THE ANNUAL FIREFIGHTERS FESTIVAL ACTIVITIES WILL OCCUPY THE VILLAGE PUBLIC STREETS SHALL BE DETERMINED BY THE AMANDA VILLAGE COUNCIL ON OR BEFORE THE 15TH DAY OF AUGUST OF EACH YEAR SUCCEEDING THE ENACTMENT OF THIS ORDINANCE;

AND FURTHER ORDAINED, THAT THE STREETS TO BE UTILIZED FOR THE FIREFIGHTERS FESTIVAL ARE MAIN STREET FROM SCHOOL STREET TO IN FRONT OF TAYLOR FUNERAL HOME AND JOHNS STREET FROM HIGH STREET TO CHURCH STREET;

AND FURTHER ORDAINED, THAT THE AFORESAID STREETS ARE TO BE CLOSED TO PUBLIC TRAFFIC DURING THE ABOVE-MENTIONED DATES OF THE FIREFIGHTERS FESTIVAL EXCEPT AS ALLOWED BY PERMIT OF THE MAYOR;

AND FURTHER ORDAINED, THAT THE FIREFIGHTERS FESTIVAL ACTIVITIES BE SITUATED ON THE AFOREMENTIONED STREETS SUBJECT TO THE FOLLOWING CONDITIONS; NO STAKES SHALL BE DRIVEN INTO THE PAVEMENT, NOR SHALL ANY OTHER ACTIVITY OCCUR WHICH SHALL DAMAGE PUBLIC PROPERTY;

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed 8-105, 20____

PERMISSION AS SET FORTH HEREIN GRANTED SUBJECT TO ANY FURTHER REASONABLE RESTRICTIONS WHICH COUNCIL MAY REQUIRE.

THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW


MAYOR BRUCE EDLER

VOTE: YEAS 6 NAYS: 0

ATTEST:


CARRIE AYERS, FISCAL OFFICER

THE THREE-READING REQUIREMENT WAS WAIVED/NOT WAIVED:

YEAS 6 NAYS 0


CARRIE AYERS, FISCAL OFFICER

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 912-05-A

Passed Sept. 12, 2005

ORDINANCE TO MAKE THE INTERSECTION OF OAK AND LEIST A FOUR WAY STOP

WHEREAS, THE VILLAGE COUNCIL DESIRES TO MAKE THE INTERSECTION AT OAK STREET AND LEIST STREET A FOUR WAY STOP

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

THAT FROM AND AFTER THE EFFECTIVE DATE OF THIS ORDINANCE THE INTERSECTION AT OAS STREET AND LEIST STREET BE A FOUR WAY STOP.

THAT THIS ORDINANCE SHALL TAKE EFFECT FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW

Bruce Edler
MAYOR BRUCE EDLER

VOTE: YES 5 NO 0

Carrie Ayers
CARRIE AYERS
FISCAL OFFICER

THE THREE READING REQUIREMENT WAS WAIVED / NOT WAIVED:

YEAS: 5 NAYS: 0

FISCAL OFFICER Carrie Ayers

THE UNDERSIGNED, FISCAL OFFICER OF THE LEGISLATIVE AUTHORITY, DOES HEREBY CERTIFY THAT THE FOREGOING LEGISLATION WAS POSTED IN NOT LESS THAN FIVE (5) PUBLIC PLACES, AS DETERMINED BY THE LEGISLATIVE AUTHORITY FOR A PERIOD OF NOT LESS THAN FIFTEEN (15) DAYS PRIOR TO THE EFFECTIVE DATE THEREOF.

Carrie Ayers
FISCAL OFFICER

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed

Aug 1

20

05

ORDINANCE AWARDING EXCLUSIVE FRANCHISE FOR GARBAGE AND REFUSE COLLECTION

WHEREAS, the Village desires to grant an exclusive franchise with regard to garbage and refuse collection within Village limits; and

WHEREAS, the Village has solicited bids in regard to an exclusive franchise for garbage and refuse collection;

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

That said franchise is hereby awarded to Waste Management, Inc. according to the terms and conditions set forth in the franchise agreement attached hereto and incorporated herein by reference. And the Mayor, Fiscal Officer, and Village Administrator are authorized to execute said contract the same then to be a binding legal obligation of the Village.

That it shall constitute a minor misdemeanor for any person to collect garbage and refuse within Village limits, contrary to the terms of said franchise agreement, and it shall be considered a separate offense for each day that violation continues.



Mayor Bruce Edler

VOTE: Yes 5

No 0

ATTEST:



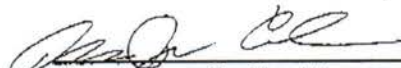
Carrie Ayers
Fiscal Officer

The Three-Reading Requirement was waived not waived:

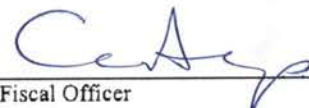
Yeas: 5 Nays: 0

Fiscal Officer: 

Approved as to form:


Thomas James Corbin, Attorney at Law

The undersigned, Fiscal Officer of the legislative authority, does hereby certify that the foregoing legislation was posted in not less than five (5) public places, as determined by the legislative authority, for a period of not less than fifteen (15) days prior to the effective date thereof.


Fiscal Officer

EXCLUSIVE FRANCHISE FOR GARBAGE AND REFUSE COLLECTION

1. The Mayor and appropriate officers of the Village of Amanda, Ohio, do hereby enter into an **exclusive contract** with Waste Management of Ohio, Inc. ("Hauler") for a period of two (2) years from -April 1, 2005.
2. Said exclusive contract will be granted to the party as set forth above upon **the following terms and conditions:**
 - (a) For the purpose of this resolution and resulting exclusive contract, **the following terms, phrases, words and their derivations shall have the meaning given herein.** The word "shall" is always mandatory and not merely directory.
 - (1) "Village" is the Village of Amanda, Ohio.
 - (2) "Mayor" is the Mayor of the Village of Amanda, Ohio.
 - (3) "Hauler" is any person, firm, partnership, organization of any kind licensed to collect rubbish and garbage in the Village of Amanda.
 - (4) "Rubbish" material is hereby defined as all rejected waste matter accumulating in Village buildings, public or private schools, charitable institutions, dwelling houses, stores, hotels or other places of habitation and business in the Village and which shall include such matter as rags, straw, excelsior, pasteboard boxes, old clothes, shoes, rubbers and other scraps, burlap, discarded mattresses, carpets, matting, oil cloth, junk, scrap metals, broken glass, crockery, enameled ware, tin cans, cooking utensils, hardware, ashes, etc.
 - (5) "Garbage" is putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.
 - (b) No person, firm, partnership, association, corporation, company, or organization of any kind **shall engage in** hauling rubbish or garbage **for profit** within the Village except in accordance with the terms of this contract.
 - (c) **Hauler shall furnish** to the Mayor the name of each person in the employ of the hauler and a copy of a policy or policies of liability insurance issued to the hauler by a responsible insurance company, approved as to sufficiency by the Mayor and as to legality by the Solicitor, providing liability coverage against loss resulting from the operation of each vehicle to the extent of \$500,000 on account of injury or death per person, and \$100,000 for property damage caused by any one accident. Further, prior to executing this contract, hauler

promises and agrees to provide proof of workmen's compensation insurance and a copy of a valid collector's license issued by the Fairfield County Health Department.

- (d) Each truck used in the collection of rubbish or garbage **shall conspicuously display the name of the hauler.**
- (c) **Each hauler must offer and supply** service to any person, firm, partnership, association, corporation, company, organization within the Village who subscribes for and pays for said service, **unless** any of the above-stated parties should fail to abide by the regulations as set forth hereafter under subsection (f) and only after ten (10) days written notice to correct said violation and failure thereafter to correct.
- (f)
 - (1) Garbage and rubbish shall each be placed and maintained in separate containers.
 - (2) All rubbish shall be drained of liquid before being deposited for collection.
 - (3) Garbage containers shall be equipped with suitable handles and shall be watertight.
 - (4) Garbage containers shall not have a capacity larger than 35 gallons and shall be kept in a clean, neat and sanitary condition at all times.
 - (5) Ash containers shall be made of metal; ash and rubbish containers shall be of a kind suitable for collection purposes, and shall be of such weight that they can be handled by one (1) person.
 - (6) No person, firm, partnership, association, corporation, company, or organization shall submit hazardous waste for disposal.
- (g) Vehicles used by haulers shall be used and operated so as to prevent **offensive odors escaping therefrom and rubbish or garbage from being blown, dropped or spilled.**
- (h) No rubbish or garbage shall be deposited by the hauler **within the corporation limits of the Village** except at a place designated in writing by the Mayor.
- (i) A monthly collection shall be made of **bulky items**, such as but not limited to stoves, bed springs, couches, refrigerators, freezers, and air conditioners if freon is removed by certified dealers and tagged. These items shall be placed at the regular place where garbage and refuse is collected for the resident. This pick up shall be the first regular pick up day of each month.
- (j) The hauler shall collect garbage or refuse **between 6:30 a.m. and 5:00 p.m.**
- (k) The hauler shall not permit the parking of their trucks or equipment in any location within the Village for a period greater than **one (1) hour.**

- 000,000
- (l) The hauler at no additional charge to the Village or the residents of the Village shall provide free pick-up including bagged leaves, yard waste and branches no bigger than three (3) inches in diameter for up to two (2) one week periods designated by Council as "Clean Up Week".
- (m) **Hauler shall specify** the dates or days of the week when collection shall regularly occur.
- (n) Hauler shall pick up trash a **maximum of two (2)** days per week.
- (o) The fees for collection and disposal of garbage, rubbish and recyclable materials shall be as follows:
- (1) For a **single family** residential curb service: \$9.98 per month;
 - (2) For single family, **senior citizen**, residential curb service: \$8.98 per month;
 - (3) For **commercial** front load service: \$ 2.77 per yard (which fee includes the container cost);
 - (4) **Compactor charges** shall be as follow: \$171.60 per haul; \$29.12 per ton; (plus equipment rent if applicable);
 - (5) **All Village properties** and locations shall be serviced free of charge; and this charge-free service shall also extend to the township fire house and the township firefighter's festival;
 - (6) The foregoing rates may be modified during the term of this agreement, but only in the event that the hauler incurs increased costs due to circumstances beyond its control, including, by way of example, but not by way of limitation, changes in local, state, or federal laws, regulations, taxes, fees, and surcharges.
- (p) This **exclusive** contract shall grant the rights and privileges herein contained exclusively to Waste Management during the period of said exclusive contract. In the event of any violation of the terms of said contract by said haulers, it may be canceled by the Council of said Village. By way of example, but not by way of limitation, the failure to provide prompt and courteous service to any and all customers at all times shall constitute breach of this agreement, and shall be grounds **within the discretion** of Village Council, for terminating this agreement summarily, however before this contract is terminated pursuant to this provision, Hauler shall be given reasonable notice and opportunity to cure such violation.
- (q) In the event that the haulers under said exclusive contract desire, by civil suit, to prohibit any other person, firm or corporation from conducting similar collections within the Village, the Village will participate in **such action** as is necessary, but at the sole expense of said haulers.

- (r) All rubbish, garbage and recycled materials shall be disposed of by the hauler at hauler's sole expense.
- (s) Hauler shall follow a **predetermined course** or route as mandated by the Village, in the process of collecting.
- (t) Any location which is **not serviced** upon the date for which collection was scheduled, whether by reason of oversight or other failure, shall be serviced within twenty-four (24) hours of when the failure is brought to the attention of the hauler; except that when collection day falls on a holiday, collection shall occur on the next business day. Holiday, for purposes of this provision shall mean: New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, and Christmas Day;
- (u) Hauler shall invoice the Village, directly and exclusively, for all services rendered pursuant to this agreement, and at no time shall invoice customers directly.

DATED: THIS 1 DAY OF August, 2005

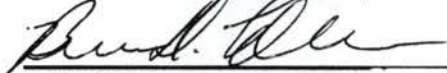
WASTE MANAGEMENT OF OHIO, INC.

By: _____

Title/Office

Printed Name


VILLAGE OF AMANDA, OHIO:


MAYOR


FISCAL OFFICER


VILLAGE ADMINISTRATOR

Approved to form:


Thomas James Corbin, Attorney at Law
For the Village of Amanda, Ohio

****DRAFT****

ORDINANCE TO INCREASE WATER RATES
ORDINANCE NO. 5-2006

WHEREAS, The cost of maintaining and operating the Village Water System requires an adjustment in rates;

WHEREAS, the Village must act on this issue immediately;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:


The minimum water usage rate of 0 to 2,000 gallons shall be \$15.13

Rates for additional usage shall be as follows:

| | |
|--------------------------|--------------------------|
| 2,100 to 4,000 gallons: | \$4.93 per 1,000 gallons |
| 4,100 to 10,000 gallons: | \$4.32 per 1,000 gallons |
| 10,001 gallons or more: | \$3.73 per 1,000 gallons |


The penalty for delinquent payments shall remain at Fifteen Percent (15%).

That the rates for the consumption of water are hereby increased effective the 1
day of Aug, 2005;

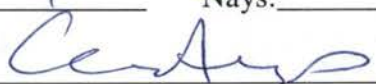

Mayor Bruce Edler

Vote: Yeas: 4 Abstain
Nays: 1

ATTEST:


Carrie Ayres
Clerk-Treasurer

The Three-Reading Requirement was waived not waived:

Yeas: 4 Abstain
Nays: 1
Clerk: 

Approved as to Form: 
Thomas James Corbin, Attorney at Law

Passed: January 3, 2005

RECORD OF PROCEEDINGS

Ordinance No. 2-2005 Meeting

Minutes of

AN ORDINANCE TO AMEND PROPERTY MAINTENANCE CODE

Held _____ 19____

WHEREAS THE VILLAGE OF AMANDA LEGISLATIVE AUTHORITY HAS HERETO ADOPTED AN AMENDMENT TO THE PROPERTY MAINTENANCE CODE # .05; AND

WHEREAS THE VILLAGE LEGISLATIVE AUTHORITY NOW DESIRES TO AMEND SECTION .05 (GENERAL MAINTENANCE REGULATIONS) TO ADD AN ADDITIONAL REGULATION THAT STATES: (S) ALL RESIDENTS AND BUSINESSES IS REQUIRED TO HAVE THEIR ADDRESS VISIBLY POSTED ON SAID RESIDENTS OR BUSINESS'S BUILDING OR PROPERTY SO IS TO BE SEEN FROM THE ROAD; AND

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO, AND FAIRFIELD COUNTY:

THAT FROM AND AFTER THE EFFECTIVE DATE OF THIS ORDINANCE THE PROPERTY MAINTENANCE CODE SECTION .05 WILL ADOPT (S) ALL RESIDENTS AND BUSINESSES IS REQUIRED TO HAVE THEIR ADDRESS VISIBLY POSTED ON SAID RESIDENTS OR BUSINESS'S BUILDING OR PROPERTY SO IS TO BE SEEN FROM THE ROAD.

THAT THIS ORDINANCE SHALL TAKE EFFECT FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

Bruce Edler

MAYOR BRUCE EDLER

VOTE: YES 5 NO 0

ATTEST:

Carrie Ayers

CARRIE AYERS
FISCAL OFFICER

THE THREE-READING REQUIREMENT WAS WAVED NOT WAVED:

YEAS: 5 NAYS: 0

FISCAL OFFICER *Carrie Ayers*
CARRIE AYERS

THE UNDERSIGNED, FISCAL OFFICER OF THE LEGISLATIVE AUTHORITY, DOES HERBY CERTIFY THAT THE FOREGOING LEGISLATIVE WAS POSTED IN NOT LESS THAT FIVE (5) PUBLIC PLACES, AS DETERMINED BY THE LEGISLATIVE AUTHORITY, FOR A PERIOD OF NOT LESS THAT FIFTEEN (15) DAYS PRIOR TO THE EFFECTIVE DATE THEREOF.

Carrie Ayers
FISCAL OFFICER- CARRIE AYERS

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed 7-11-05, 20____

ORDINANCE TO AUTHORIZE THE USE OF PUBLIC STREETS FOR THE ICE CREAM SOCIAL

WHEREAS, THE AMANDA VILLAGE COUNCIL AUTHORIZED THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL ICE CREAM SOCIAL;

AND WHEREAS, THE AMANDA VILLAGE COUNCIL HAS DETERMINED THAT THE ICE CREAM SOCIAL BENEFITS THE AMANDA COMMUNITY AS A WHOLE;

AND WHEREAS, THE VILLAGE COUNCIL DEEMS IT TO BE IN THE BEST INTEREST OF THE VILLAGE TO AUTHORIZE THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL ICE CREAM SOCIAL;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO, FAIRFIELD COUNTY:

THAT THE USE OF THE VILLAGE'S PUBLIC STREETS FOR THE ANNUAL ICE CREAM SOCIAL BE, AND IS HEREBY, AUTHORIZED FOR SEPTEMBER 2005;

AND FURTHER ORDAINED, THAT THE DATES IN SEPTEMBER OF EACH YEAR DURING WHICH THE ANNUAL ICE CREAM SOCIAL ACTIVITIES WILL OCCUPY THE VILLAGE PUBLIC STREETS SHALL BE DETERMINED BY THE AMANDA VILLAGE COUNCIL ON OR BEFORE THE 15TH DAY OF AUGUST OF EACH YEAR SUCCEEDING THE ENACTMENT OF THIS ORDINANCE;

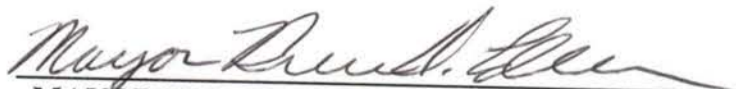
AND FURTHER ORDAINED, THAT THE STREETS TO BE UTILIZED FOR THE ICE CREAM SOCIAL ARE MAIN STREET FROM SCHOOL STREET TO IN FRONT OF TAYLOR FUNERAL HOME AND JOHNS STREET FROM HIGH STREET TO CHURCH STREET;

AND FURTHER ORDAINED, THAT THE AFORESAID STREETS ARE TO BE CLOSED TO PUBLIC TRAFFIC DURING THE ABOVE-MENTIONED DATES OF THE ICE CREAM SOCIAL EXCEPT AS ALLOWED BY PERMIT OF THE MAYOR;

AND FURTHER ORDAINED, THAT THE ICE CREAM SOCIAL ACTIVITIES BE SITUATED ON THE AFOREMENTIONED STREETS SUBJECT TO THE FOLLOWING CONDITIONS; NO STAKES SHALL BE DRIVEN INTO THE PAVEMENT, NOR SHALL ANY OTHER ACTIVITY OCCUR WHICH SHALL DAMAGE PUBLIC PROPERTY;

PERMISSION AS SET FORTH HEREIN GRANTED SUBJECT TO ANY FURTHER REASONABLE RESTRICTIONS WHICH COUNCIL MAY REQUIRE.

THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW


MAYOR BRUCE EDLER

VOTE: YEAS 5 NAYS: 0

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

ATTEST:

Carrie Ayres
CARRIE AYRES FISCAL OFFICER

THE THREE READING REQUIREMENT WAS WAIVED / NOT WAIVED:

YEAS: 5 NAYS: 0

Carrie Ayres
CARRIE AYERS, FISCAL OFFICER

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 9-12-05-B

Passed Sept 12, 2005

ORDINANCE TO CLOSE SCHOOL STREET FROM KIRBY STREET TO LUTZ STREET FOR SCHOOL DEDICATION.

WHEREAS, THE VILLAGE COUNCIL DESIRES TO CLOSE SCHOOL STREET FORM KIRBY TO LUTZ FROM 10:00 AM TO 11:30 AM ON SEPTEMBER 26, 2005.

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF AMANDA, OHIO:


THAT THE VILLAGE COUNCIL OF AMANDA AUTHORIZES THE CLOSING OF SCHOOL STREET FROM KIRBY STREET TO LUTZ STREET DURING SCHOOL DEDICATION ON SEPTEMBER 26, 2005 FROM 10:00 AM TO 11:30 AM.

AND FURTHER ORDAINED THAT ANY LITTER OR DEBRIS LEFT UPON THE STREET BE CLEANED UP BY THE SCHOOL AS SOON AS DEDICATION IS COMPLETE.

THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW


MAYOR BRUCE EDLER

VOTE: YES 5 NO 0


CARRIE AYERS
FISCAL OFFICER

THE THREE READING REQUIREMENT WAS WAIVED / NOT WAIVED:

YEAS: 5 NAYS: 0

FISCAL OFFICER 

THE UNDERSIGNED, FISCAL OFFICER OF THE LEGISLATIVE AUTHORITY, DOES HEREBY CERTIFY THAT THE FOREGOING LEGISLATION WAS POSTED IN NOT LESS THAN FIVE (5) PUBLIC PLACES, AS DETERMINED BY THE LEGISLATIVE AUTHORITY FOR A PERIOD OF NOT LESS THAN FIFTEEN (15) DAYS PRIOR TO THE EFFECTIVE DATE THEREOF.


FISCAL OFFICER

AMANDA TOWNSHIP FIREFIGHTERS FESTIVAL

Council,

The ATFF is requesting permission to use the streets of Amanda to hold our annual festival in September. The streets we are requesting are as follows.

- Main St. from the post office to Taylor funeral home.
- John St. from church St. to High street.

These streets will be closed from Sept the 12 at 10 am / pm.
Until Sept the 18 at 10 am / pm.

All alleyways will remain unobstructed for emergency purposes only.

We are also requesting permission to use Amanda Park so we can accomadate the ride companies campers and equipment.

Sincerely,
President of the ATFF
Stacy W Schoenberger

CANNOT SET UP UNTIL ICE CREAM
SOCIAL IS TURE DOWN

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed 11-7-05, 20____

ORDINANCE TO CLOSE MAIN STREET FOR VETERAN'S MEMORIAL DEDICATION CEREMONY

WHEREAS, THE VILLAGE COUNCIL DESIRES TO CLOSE MAIN STREET FROM JOHNS TO SCHOOL FROM 4:00 P.M. TO 6:00 P.M. ON NOVEMBER 11, 2005

NOW THEREFORE, LET IT BE ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

THAT THE VILLAGE COUNCIL OF AMANDA AUTHORIZED THE CLOSING OF MAIN STREET FROM JOHNS TO SCHOOL DURING THE VETERAN'S MEMORIAL DEDICATION CEREMONY ON NOVEMBER 11, 2005 FROM 4:00 P.M. TO 6:00 P.M.

AND FURTHER ORDAINED THAT ANY LITTER OR DEBRIS LEFT UPON THE STREET BE CLEANED UP BY WEYLIN HOOD AS SOON AS THE DEDICATION CEREMONY IS COMPLETE.

THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW


MAYOR BRUCE EDLER

VOTE: YEAS 5 NO 0


CARRIE AYERS
FISCAL OFFICER

THE THREE READING REQUIREMENT WAS WAIVED/ NOT WAIVED

YEAS 5 NAYS 0

FISCAL OFFICER 

THE UNDERSIGNED, FISCAL OFFICER OF THE LEGISLATIVE AUTHORITY, DOES HEREBY CERTIFY THAT THE FOREGOING LEGISLATION WAS POSTED IN NOT LESS THAN FIVE (5) PUBLIC PLACES, AS DETERMINED BY THE LEGISLATIVE AUTHORITY FOR A PERIOD OF NOT LESS THAN FIFTEEN (15) DAYS PRIOR TO THE EFFECTIVE DATE THEREOF.

RECORD OF ORDINANCES

READING 1 - JAN 4, 2006

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. ~~8~~ 19006 Passed 2-6-06, 20

ORDINANCE TO AMEND PROPERTY MAINTENANCE CODE

WHEREAS THE VILLAGE COUNCIL DESIRES TO AMEND THE PROPERTY MAINTENANCE CODE TO REQUIRE A 5 DAY NOTICE TO BE SENT TO VIOLATORS BEFORE THE VIOLATION IS FORWARDED TO THE PROSECUTOR;

NOW THEREFORE, LET IT BE ORDAINED BY THE VILLAGE OF AMANDA, OHIO:

THAT THE VILLAGE COUNCIL AUTHORIZES THE PROPERTY MAINTENANCE CODE TO BE AMENDED TO INCLUDE A REQUIRED FIVE (5) DAY NOTICE TO BE SENT TO VIOLATORS BEFORE THE VIOLATION IS FORWARDED TO THE PROSECUTOR;

THE ORDINANCE SHALL BE IN EFFECT AND BE IN FULL FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

[Signature]
MAYOR BRUCE EDLER

VOTE: YES 6 NO 0

[Signature]
CARRIE AYERS
FISCAL OFFICER

THE THREE READING REQUIREMENT WAS WAIVED / NOT WAIVED:

YEAS: 6 NAYS: 0

FISCAL OFFICER [Signature]

THE UNDERSIGNED, FISCAL OFFICER OF THE LEGISLATIVE AUTHORITY, DOES HEREBY CERTIFY THAT THE FOREGOING LEGISLATION WAS POSTED IN NOT LESS THAN FIVE (5) PUBLIC PLACES, AS DETERMINED BY THE LEGISLATIVE AUTHORITY FOR THE PERIOD OF NOT LESS THAN FIFTEEN (15) DAYS PRIOR TO THE EFFECTIVE DATE THEREOF.

[Signature]
FISCAL OFFICER

ORDINANCE NO. 2-2006

AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2006 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF AMANDA, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the present general and permanent ordinances of the municipality are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the municipality and for the proper conduct of its affairs.

WHEREAS, American Legal Publishing Corporation publishes a Code of Ordinances suitable for adoption by municipalities in Ohio.

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE MUNICIPALITY OF AMANDA, OHIO:

- Section 1.** American Legal Publishing's Ohio Basic Code, 2006 Edition, as reviewed and approved by the Legislative Authority, is hereby adopted and enacted. Any prior version of the Ohio Basic Code which may have been previously adopted by the municipality is hereby repealed as obsolete and is hereby replaced in its entirety by this Ohio Basic Code, 2006 Edition.
- Section 2.** One copy of American Legal Publishing's Ohio Basic Code, 2006 Edition, certified as correct by the Mayor and Clerk of the Legislative Authority, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Clerk of the municipality and retained as a permanent ordinance record of the municipality. The Clerk of the municipality is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23. Such summary is attached hereto and marked as "Exhibit A".
- Section 3.** All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2006 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this ordinance, except as follows:
- (A) The enactment of the Ohio Basic Code, 2006 Edition, shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

- (B) The repeal provided above shall not affect:
- (1) The grant or creation of a franchise, license, right, easement or privilege;
 - (2) The purchase, sale, lease or transfer of property;
 - (3) The appropriation or expenditure of money or promise or guarantee of payment;
 - (4) The assumption of any contract or obligation;
 - (5) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
 - (6) The levy or imposition of taxes, assessments or charges;
 - (7) The establishment, naming, vacating or grade level of any street or public way;
 - (8) The dedication of property or plat approval;
 - (9) The annexation or detachment of territory;
 - (10) Any legislation enacted subsequent to the adoption of this ordinance.
 - (11) Any legislation specifically superseding the provision of the Ohio Basic Code.

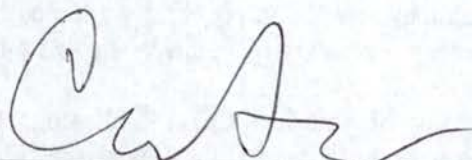
Section 4. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Date
Passed: 2-6-06

Attest:



Mayor



Clerk of the Legislative Authority

Exhibit A

OHIO BASIC CODE, 2006 EDITION — SUMMARY OF CONTENTS

Notice is hereby given that on the 6 day of February, 2006, there was enacted by the Legislative Authority of the Municipality of Amanda Village, Ohio, an ordinance entitled "An Ordinance Approving, Adopting and Enacting American Legal Publishing's Ohio Basic Code, 2006 Edition, as the Code of Ordinances for the Municipality of Village of Amanda, Ohio."

A summary of the subjects, including all new matters contained in the Code of Ordinances, as adopted, are as follows. The majority of Basic Code provisions are based directly on state law.

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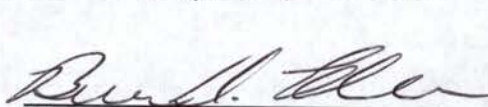
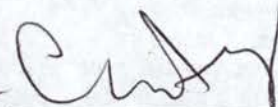
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This summary of contents has been verified and authorized for publication by the Legislative Authority of the Municipality of Wilmington, Ohio.

Signed:



 Mayor
 
 Clerk of the Legislative Authority

CERTIFICATION OF CODIFIED ORDINANCES

We, Bruce Editor, Mayor, and Carrie Ayers, Clerk of the Legislative Authority, of the Municipality of AMANDA, Ohio, pursuant to Ohio Revised Code §§ 731.23 and 731.42, hereby certify that the general and permanent ordinances of the Municipality, as revised, rearranged, compiled, renumbered as to sections, codified and printed herewith in component codes and titles are correct as and constitute the Code of Ordinances for the Municipality of AMANDA, Ohio.



Mayor



Clerk of the Legislative Authority