

**Shelby City Council Agenda**  
**Monday, January 5, 2015**  
**COUNCIL CHAMBERS**  
**29 MACK AVENUE**  
**Shelby, Ohio**  
**7:00 p.m.**

**Call to Order and Pledge of Allegiance**

**Roll Call:**

Mrs. Carlisle \_\_\_\_\_ Mr. Shasky \_\_\_\_\_ Mr. Gates \_\_\_\_\_ Mr. Martin \_\_\_\_\_

**Dispense with Reading of Journal from December 15, 2014**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Shasky \_\_\_\_\_ Mr. Gates \_\_\_\_\_ Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_

**Dispense with Reading of Journal from December 19, 2014**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Shasky \_\_\_\_\_ Mr. Gates \_\_\_\_\_ Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_

**Public Comment**

**Reports from Standing and Special Committees**

Public Works & General Operation Committee—Garland John Gates

**Reports of City Officials**

Steven L. Schag—Mayor

Robert Lafferty—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

Community & Economic Development Coordinator

New Business

Unfinished Business

Legislation

**ORDINANCE NO 23-2014**

**VACATING A SECTION OF BLACKFORK STREET AND A SECTION OF AN ALLEY BETWEEN LOTS 551 AND 1424 IN THE CITY OF SHELBY, RICHLAND COUNTY, OHIO**

**3RD READING**

Moved        2<sup>ND</sup>       

Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**PASSAGE OF ORDINANCE**

Moved        2<sup>ND</sup>       

Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**ORDINANCE NO 26-2014**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO CONTRACT FOR THE LEASE OF REAL ESTATE NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE**

**2ND READING**

Moved        2<sup>ND</sup>       

Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**ORDINANCE NO 27-2014**

**AMENDING SECTION 276.04 (FEES) OF CHAPTER 276 (DIVISION OF HEALTH) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY**

**2ND READING**

Moved        2<sup>ND</sup>       

Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle

**ORDINANCE NO 1-2015**

**AMENDING SECTION 258.01 (SALARIES OF MEMBERS OF COUNCIL) OF CHAPTER 258 (ELECTED OFFICIALS' SALARIES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY**

**1ST READING**

Moved        2<sup>ND</sup>       

Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**ORDINANCE NO 2-2015**

**AMENDING SECTIONS 258.01 (SALARIES OF MEMBERS OF COUNCIL), 258.02 (SALARY OF THE MAYOR), 258.03 (SALARY OF THE DIRECTOR OF LAW), AND 258.04 (SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD) OF CHAPTER 258 (ELECTED OFFICIALS' SALARIES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY**

**1ST READING**

Moved        2<sup>ND</sup>       

Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**RESOLUTION NO 43-2014**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH RUMPKE NOBLE ROAD LANDFILL, INC., FOR THE CITY OF SHELBY WASTEWATER TREATMENT PLANT LEACHATE**

Moved        2<sup>ND</sup>       

Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle

**RESOLUTION NO 1-2015**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH OHIO POWER COMPANY FOR OPERATING AND MAINTAINING POLE LINES WITHIN THE CITY OF SHELBY**

Moved        2<sup>ND</sup>         
Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**RESOLUTION NO 2-2015**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH RUMPKE NOBLE ROAD LANDFILL, INC., FOR THE CITY OF SHELBY WASTEWATER TREATMENT PLANT LEACHATE**

Moved        2<sup>ND</sup>         
Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**RESOLUTION NO 3-2015**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH VARIOUS JURISDICTIONS FOR THE HOUSING OF PRISONERS IN THE SHELBY CITY JAIL**

Moved        2<sup>ND</sup>         
Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle       

**RESOLUTION NO 4-2015**

**THANKING MARILYN S. JOHN FOR HER SERVICE AS MAYOR OF THE CITY OF SHELBY**

Moved        2<sup>ND</sup>         
Mr. Shasky        Mr. Gates        Mr. Martin        Mrs. Carlisle

Miscellaneous Business

Adjournment at \_\_\_\_\_ p.m.  
Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Shasky \_\_\_\_\_ Mr. Gates \_\_\_\_\_ Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_

12/1/2014  
2nd Reading  
12/15/2014

**ORDINANCE NO. 23-2014**  
(Sponsors: Councilmembers Martin and Schag)

**VACATING A SECTION OF BLACKFORK STREET AND A SECTION OF AN ALLEY BETWEEN LOTS 551 AND 1424 IN THE CITY OF SHELBY, RICHLAND COUNTY, OHIO**

WHEREAS, On the 3<sup>rd</sup> day of November, 2014, the Council of the City of Shelby adopted Resolution No. 40-2014 declaring its intent to vacate a section of Blackfork Street, and a section of an alley between lots 551 and 1424 in the City of Shelby, Ohio as shown on Exhibit A and described on Exhibit B; and

WHEREAS, Notice of adoption of the above resolution has been given to the-owners of property abutting said roadway effected by said resolution, notifying said property owners of the time and place at which objections could be presented to the Board of Revision of Assessments (pursuant to Section 105 of the Charter of the City of Shelby); and

WHEREAS, the Board of Revision of Assessments met on November 14, 2014, and voted to approve and recommend the vacation of a portion of Blackfork Street and a portion of an alley between Lots 551 and 1424 as shown on Exhibit A and described on Exhibit B; and

WHEREAS, this Council is satisfied that there is good cause for vacating said roadway and alley hereinafter described and that said vacation will not be detrimental to the general interest and public welfare.

WHEREAS, NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That a section of Blackfork Street and a portion of an alley between Lots 551 and 1424 as set forth in the legal description as prepared by F.E. Krocka and Associates, Inc-Raymond G. Lenczowski, Registered Surveyor on April 23, 2014 is hereby vacated.

Section 2: That in accordance with Section 105 of the Charter of the City of Shelby, Ohio, the City shall retain any and all easements necessary for the maintenance of utilities currently located within the roadway.

Section 3: That all meetings and hearings concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 4: That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Steven L. Schag  
Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_  
Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
~~Marilyn S. John~~ Steven L. Schag  
Mayor

Prepared by:

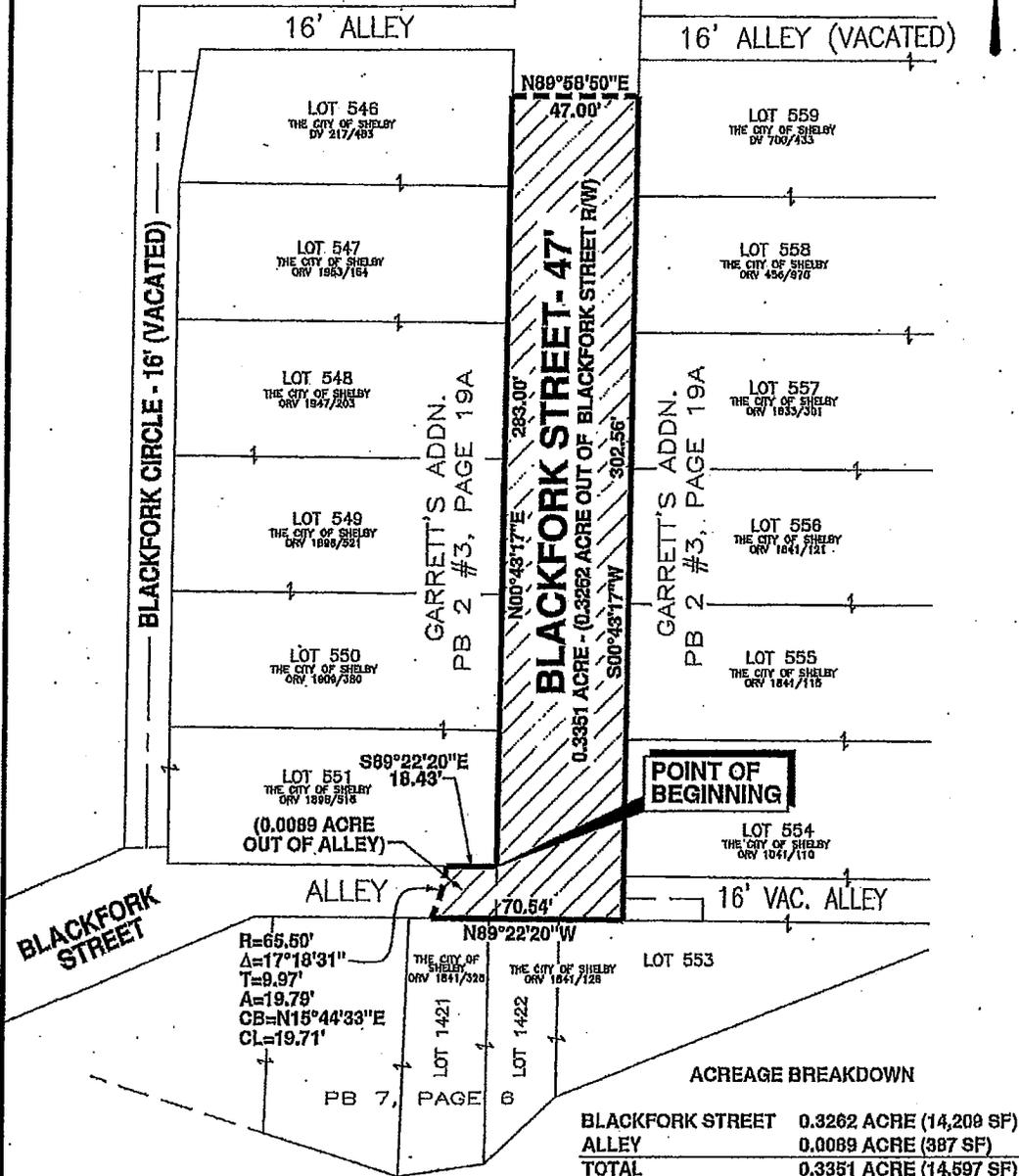
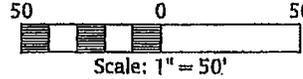
\_\_\_\_\_  
Gordon M. Eyster  
Director of Law

# EXHIBIT A

## PLAT OF VACATION OF A PORTION BLACKFORK STREET CITY OF SHELBY

A PORTION OF A 47' STREET ADJACENT TO LOTS 546 THROUGH 551 AND 553 THROUGH 559 IN GARRETT'S ADDITION, PLAT BOOK 2#3, PAGE 19A, & ADJACENT TO LOT 1422, PLAT BOOK 7, PAGE 6 & A PORTION OF AN ALLEY ADJACENT TO LOT 551 IN GARRETT'S ADDITION, PLAT BOOK 2#3, PAGE 19A, & ADJACENT TO LOTS 1421 & 1422, PLAT BOOK 7, PAGE 6 CITY OF SHELBY, RICHLAND COUNTY, OHIO

BEARINGS ARE BASED ON THE WEST RIGHT-OF-WAY LINE OF BLACKFORK STREET AS BEING  $S00^{\circ}43'17''W$ , PER A SURVEY BY CHARLES A. KERG DATED JULY 30, 2003.



ACREAGE BREAKDOWN

BLACKFORK STREET	0.3262 ACRE (14,209 SF)
ALLEY	0.0089 ACRE (387 SF)
<b>TOTAL</b>	<b>0.3351 ACRE (14,597 SF)</b>



PREPARED BY  
**F.E. KROCKA & ASSOCIATES, INC.**  
86 WEST MAIN STREET  
SHELBY, OHIO 44875  
(419) 342-4556

*Raymond G. Lenczowski*  
RAYMOND G. LENCZOWSKI  
OHIO REGISTERED SURVEYOR NO. 6687  
DATE: April 23, 2014



### LEGEND

PORTION OF STREET/ALLEY TO BE VACATED

St Reading  
12/15/2014

**ORDINANCE NO. 26-2014**  
**Sponsors: (Councilmembers Gates & Shasky)**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO CONTRACT FOR THE LEASE OF REAL ESTATE NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE.**

WHEREAS, the City of Shelby by and through its Council has the special power to lease its real estate when such real estate is no longer needed for any municipal purpose; and

WHEREAS, the City of Shelby has obtained parcels of land through the FEMA Mitigation Grants; and

WHEREAS, the Mayor acting as Director of Public Service has determined that said parcels are no longer needed for any municipal purpose; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that said parcels be leased by the City of Shelby.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A TWO-THIRDS (2/3) MAJORITY ELECTED THERETO CONCURRING:

Section 1: That the following described real estate belonging to the City of Shelby is no longer needed for any municipal purpose, to wit:

#	ADDRESS	LOT	PARCEL ID	DISASTER DECLARATION
1	160 Leslie Lane	3405	0460814501000	1720.10R
2	158 Leslie Lane	3406	0460810208000	1720.10R
3	156 Leslie Lane	3407	0460814514000	1720.10R
4	154 Leslie Lane	3408	0460800807000	1720.10R
5	152 Leslie Lane	3409	0460815015000	RFC 08
6	150 Leslie Lane	3410	0460812516000	1720.10R
7	148 Leslie Lane	3411	0460802307000	1720.10R
8	144 Leslie Lane	3318	0460804105000	1720.10R
9	155 Leslie Lane	3419	0460816607000	1720.10R
10	153 Leslie Lane	3420	0460804813000	1720.10R
11	151 Leslie Lane	3421	0460814604000	1720.04R
12	149 Leslie Lane	3422	0460802513000	1720.10R
13	147 Leslie Lane	3423	0460819808000	1720.10R
14	145 Leslie Lane	3320	0460808018000	1720.10R
15	143 Leslie Lane	3319	0460807107000	1720.04R
16	149 N. Gamble St.	3737	0460822039000	1720.10R
17	147 N. Gamble St.	3736	0460822049000	RFC 08
18	145 N. Gamble St.	3735	0460822042000	1720.10R
19	143 N. Gamble St.	3734	0460822051000	1720.10R
20	139 N. Gamble St.	3732	0460822041000	1720.04R
21	137 N. Gamble ST	3731	0460822040000	1720.04R
		1708		
22	32 Shelby Avenue	&1707	0460817918000	1720.04R
23	35 Jeffery Avenue	892	0460814216000	1720.04R
24	26 Walnut Street	189	0460816404000	1720.04R
25	17 E. Whitney Avenue	242	0460817517000	1720.04R
26	19 E. Whitney Avenue	241	0460817516000	1720.04R
27	14 E. Whitney Avenue	246	0460810605000	1720.04R
28	29 Mohican Street	2724	0460811013000	1720.04R
29	33 Mohican Street	2722	0460818209000	1720.04R

Section 2: That the Mayor as Director of Public Service be and is hereby authorized to lease said real estate to the highest bidders according to law and further authorized to convey said real estate by lease agreement.

Section 3: That the City of Shelby shall reserve unto itself sufficient utility easements as may be required.

Section 4: That the Director of Finance and Public Record shall deposit the proceeds of the lease of said real estate described in Section 1 to the credit of the General Fund.

Section 5: That all lease agreements shall have the approval of the Federal Emergency Management Agency Region Five Regional Director.

Section 6: That all meetings and hearings concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22 and the Charter of the City of Shelby, Ohio.

Section 7: That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Steven L. Schag  
Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_

Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
~~Marilyn S. John~~ Steven L. Schag  
Mayor

Prepared by:

  
\_\_\_\_\_  
Gordon M. Blyster  
Director of Law

12/15/2014

**ORDINANCE NO 27-2014**

(Sponsors- Councilmembers Carlisle and Shasky)

**AMENDING SECTION 276.04 (FEES) OF CHAPTER 276 (DIVISION OF HEALTH) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, the 128<sup>th</sup> General Assembly of the State of Ohio passed a revising the Household Sewage and Small Flow On-Site Sewage Treatment Law; and

WHEREAS, the State of Ohio Department of Health has established rules for the enforcement of said law; and

WHEREAS, it is necessary for the City of Shelby Division of Health to establish a fee schedule to administer said laws and rules; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that Section 276.04 of Chapter 276 of the Codified Ordinances of the City of Shelby be amended so as to reflect the changes of the rules and laws concerning Household Sewage and Small Flow On-Site Sewage Treatment Systems, and.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That Section 276.04 (Fees) of Chapter 276 (Division of Health) of the Codified Ordinances of the City of Shelby be amended so that said section shall read as follows:

**276.04 FEES**

The following fees are hereby adopted for the Division of Health:

<i>Food Service/Retail Food Establishment License Fees</i>		
<i>Level</i>	<i>Business Under 25,000 Sq. Ft.</i>	<i>Business Over 25,000 Sq. Ft.</i>
Level 1	\$72 + \$28 State Fee = \$100	\$100 + \$28 State Fee = \$128
Level 2	\$85 + \$28 State Fee = \$113	\$115 + \$28 State Fee = \$143
Level 3	\$144 + \$28 State Fee = \$172	\$200 + \$28 State Fee = \$228
Level 4	\$168 + \$28 State Fee = \$196	\$250 + \$28 State Fee = \$278
Vending	\$14 + \$6 State Fee = \$20 per location	
Mobile food service	\$71 + \$28 State Fee = \$99 per unit	
Temporary food service	\$35 per event up to five days	

*Body Art Approval Fees*

<i>Service</i>	<i>Local Fee</i>	<i>State Fee</i>	<i>Total Fee</i>
Tattooing services	\$125	\$0	\$125

Body piercing services	\$125	\$0	\$125
Combined body art services	\$125	\$0	\$125
Time-limited approval for a specific event	\$125	\$0	\$125
Late fee	25% of local fee	\$0	

*Private Water System Fees*

<i>Type</i>	<i>Local Fee</i>	<i>State Fee</i>	<i>ODNR</i>	<i>Total Fee</i>
Single family dwelling				
Well permit	\$50	\$74	\$20	\$144
Cistern permit	\$50	\$74	\$0	\$124
HWST* permit	\$50	\$74	\$0	\$124
Spring permit	\$50	\$74	\$0	\$124
Pond permit	\$50	\$74	\$0	\$124
Well conversion permit	\$50	\$74	\$0	\$124
Alteration permit	\$50	\$0	\$0	\$50
Well sealing permit	\$10	\$0	\$0	\$10
Non-single family dwelling				
Well permit	\$50	\$74	\$20	\$144
Cistern permit	\$50	\$74	\$0	\$124
HWST* permit	\$50	\$74	\$0	\$124
Spring permit	\$50	\$74	\$0	\$124
Well conversion permit	\$50	\$74	\$0	\$124
Alteration permit	\$50	\$0	\$0	\$50
Well sealing permit	\$10	\$0	\$0	\$10
Other fees				
Test well permit	\$50	\$74	\$20	\$144
Contractor inspection	\$50	\$0	\$0	\$50
Water sample	\$50	\$0	\$0	\$50
Water hauler registration and	\$85	\$	\$0	\$85

vehicle inspection				
Variance	\$50	\$0	\$0	\$50
Late fee	25% of local fee			
*HWST = Hauled water storage tank				

**Public Swimming Pool License Fee**

Type	Local Fee	State Fee	Total Fee	
Public Pool Spa Special use pool	\$175	\$80	\$255	
Additional pool, spa, and special use pool. (at the same facility as the first pool)	\$75	\$55	\$130	
Government/tax supported school pool, spa and special use pool.	\$175	\$80	\$255	
Additional government/tax supported school pool, spa and special use pool. (At the same facility as the first pool)	\$75	\$55	\$130	
Late Fee	25% of local fee	\$0		

**Birth and Death Certificates**

Death certificates	\$25 each
Birth certificates	\$25 each

<i>Sewage Treatment Systems</i>			
<i>Type</i>	<i>Local Fee</i>	<i>State Fee</i>	<i>Total</i>
Application for Site Review	\$35	\$0	\$55
Application for Soil Evaluation	\$55	\$0	\$55
Application for Design	\$55	\$0	\$55
Permit for New/Replacement Installation for years 2015, 2016, 2017	\$115	2015 2016 2017 \$25 \$50 \$74	2015 2016 2017 \$140 \$165 \$189
Permit for Alteration of Existing System for years 2015, 2016, 2017	\$75	2015 2016 2017 \$15 \$25 \$35	2015 2016 2017 \$90 \$100 \$110
Operational Permit	\$75	\$0	\$75
Registration of Installer	\$55	\$0	\$55
Registration of Service Provider	\$55	\$0	\$55
Registration of Septage Hauler	\$15	\$0	\$15
Septage Hauler Truck	\$15	\$0	\$15
Additional Inspection	\$55	\$0	\$55
Abandonment of System	\$35	\$0	\$35
Variance	\$75	\$0	\$75
Effluent Sample	\$115	\$0	\$115
Review of Subdivision of Lots	\$150	\$0	\$150
Late Penalty	25%	\$0	25%

Section 2: That all other Sections of Chapter 276 of the Codified Ordinances of the City of Shelby shall remain in full force and effect.

Section 3: That all meetings and hearing concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 4: That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Steve L. Schag  
Vice President of Council

APPROVED:

\_\_\_\_\_  
Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
Marilyn S. John Steven L. Schag  
Mayor

Prepared by:

\_\_\_\_\_  
Gordon M. Byster  
Director of Law

**ORDINANCE NO**  
**(Sponsors- Councilmembers Carlisle and Shasky)**

**AMENDING SECTION 276.04 (FEES) OF CHAPTER 276 (DIVISION OF HEALTH) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, the 128<sup>th</sup> General Assembly of the State of Ohio passed a revising the Household Sewage and Small Flow On-Site Sewage Treatment Law; and

WHEREAS, The State of Ohio Department of Health has established rules for the enforcement of said law; and

WHEREAS, it is necessary for the City of Shelby Division of Health to establish a fee schedule to administer said laws and rules, and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that Section 276.04 of Chapter 276 of the Codified Ordinances of the City of Shelby be amended so as to reflect the changes of the rules and laws concerning Household Sewage and Small Flow On-Site Sewage Treatment Systems, and.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That Section 276.04 (Fees) of Chapter 276 (Division of Health) of the Codified Ordinances of the City of Shelby be amended so that said section shall read as follows:

**276.04 FEES**

The following fees are hereby adopted for the Division of Health:

<i>Food Service/Retail Food Establishment License Fees</i>		
<i>Level</i>	<i>Business Under 25,000 Sq. Ft.</i>	<i>Business Over 25,000 Sq. Ft.</i>
Level 1	\$72 + \$28 State Fee = \$100	\$100 + \$28 State Fee = \$128
Level 2	\$85 + \$28 State Fee = \$113	\$115 + \$28 State Fee = \$143
Level 3	\$144 + \$28 State Fee = \$172	\$200 + \$28 State Fee = \$228
Level 4	\$168 + \$28 State Fee = \$196	\$250 + \$28 State Fee = \$278
Vending	\$14 + \$6 State Fee = \$20 per location	

Mobile food service	\$71 + \$28 State Fee = \$99 per unit
Temporary food service	\$35 per event up to five days

<i>Retail Tattoo License Fees Body Art Approval Fees</i>			
<i>Service</i>	<i>Local Fee</i>	<i>State Fee</i>	<i>Total Fee</i>
Tattooing and body piercing Tattooing services	\$75 <del>125</del>	\$0	\$75 <del>125</del>
Body piercing services	\$125	\$0	\$125
Combined body art services	\$125	\$0	\$125
Time-limited approval for a specific event	\$75 <del>125</del>	\$0	\$75 <del>125</del>
Late fee	25% of local fee	\$0	

<i>Sewage Permit/License Fees</i>		
<i>Level</i>	<i>Business Under 25,000 Sq. Ft.</i>	<i>Business Over 25,000 Sq. Ft.</i>
Sewage permit	\$50	
-Repair	\$50	
Installation	\$50	
Site evaluation	\$0	

<i>Water/Well License/Permit Fees Private Water System Fees</i>				
<i>Type</i>	<i>Local Fee</i>	<i>State Fee</i>	<i>ODNR</i>	<i>Total Fee</i>
Single family dwelling				
Well permit	\$50	\$74	\$20	\$144
Cistern permit	\$50	\$74	\$0	\$124
HWST* permit	\$50	\$74	\$0	\$124
Spring permit	\$50	\$74	\$0	\$124

Pond permit	\$50	\$74	\$0	\$124
Well conversion permit	\$50	\$74	\$0	\$124
Alteration permit	\$50	\$0	\$0	\$50
Well sealing permit	\$10	\$0	\$0	\$10
Non-single family dwelling				
Well permit	\$50	\$74	\$20	\$144
Cistern permit	\$50	\$74	\$0	\$124
HWST* permit	\$50	\$74	\$0	\$124
Spring permit	\$50	\$74	\$0	\$124
Well conversion permit	\$50	\$74	\$0	\$124
Alteration permit	\$50	\$0	\$0	\$50
Well sealing permit	\$10	\$0	\$0	\$10
Other fees				
Test well permit	\$50	\$74	\$20	\$144
Contractor inspection	\$50	\$0	\$0	\$50
Water sample	\$50	\$0	\$0	\$50
<u>Water hauler registration and vehicle inspection</u>	\$85	\$	\$0	\$85
Registration and vehicle inspection	\$50	\$0	\$0	\$50
Variance	\$50	\$0	\$0	\$50
Late fee	25% of local fee			
*HWST = Hauled water storage tank				
<b><i>Pool Permit/ License Fee</i></b>				

<i>Type</i>	<i>Local Fee</i>	<i>State Fee</i>	<i>Total Fee</i>	
<b>Public Pool Spa Special use pool</b>	\$122175	\$80	\$202255	
Additional Pool, spa, and special use pool (at the same facility as the first pool)	\$2275	\$55	\$77130	
Government Pool Government/tax supported school pool, spa and special use pool	\$122175	\$80	\$202255	
Additional government/tax supported school pool, spa and special use pool (at same location as the first pool)	\$75	\$55	\$130	
Late Fee	25% of local fee	\$0		
<b>Birth and Death Certificates</b>				
Death certificates		\$25 each		
Birth certificates		\$25 each		

<b>Household Sewage and Small Flow On-Site Sewage Treatment Sewage Treatment Systems</b>				
<i>Type</i>	<i>Local Fee</i>	<i>State Fee</i>	<i>Total</i>	
Application for Site Review	\$55	\$0	\$55	
Application for Soil Evaluation	\$55	\$0	\$55	
Application for Design	\$55	\$0	\$55	
Permit for New/Replacement Installation for years 2015, 2016, 2017	\$115	2015 2016 2017 \$25 \$50 \$74	2015 2016 2017 \$140 \$165 \$189	

Permit for Alteration of Existing System for years 2015, 2016, 2017	\$75	2015 \$15	2016 \$25	2017 \$35	2015 \$90	2016 \$100	2017 \$110
Operational Permit	\$75		\$0		\$75		
Registration of Installer	\$55		\$0		\$55		
Registration of Service Provider	\$55		\$0		\$55		
Registration of Septage Hauler	\$15		\$0		\$15		
Septage Hauler Truck	\$15		\$0		\$15		
Additional Inspection	\$55		\$0		\$55		
Abandonment of System	\$35		\$0		\$35		
Variance	\$75		\$0		\$75		
Effluent Sample	\$115		\$0		\$115		
Review of Subdivision or Lots	\$150		\$0		\$150		
Late Penalty	25%				25%		

Section 2: That all other Sections of Chapter 276 of the Codified Ordinances of the City of Shelby shall remain in full force and effect.

Section 3: That all meetings and hearing concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 4: That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED:

\_\_\_\_\_

\_\_\_\_\_  
Steve L. Schag  
Vice President of Council

APPROVED:

\_\_\_\_\_  
Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
Marilyn S. John  
Mayor

Prepared by:

\_\_\_\_\_  
Gordon M. Eyster  
Director of Law

ORDINANCE NO. 1-2015  
(Sponsor -Martin)

**AMENDING SECTION 258.01 (SALARIES OF MEMBERS OF COUNCIL) OF CHAPTER 258 (ELECTED OFFICIALS' SALARIES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS: Section 6 of the City Charter states, "The salaries of the officers shall be fixed by the outgoing Council not later than February 15th in the odd numbered years"; and

WHEREAS: Currently, Chapter 258 (Elected Officials' Salaries) contains no provision for pay rates for any elected officials beyond the conclusion of calendar year 2015; and

WHEREAS: It is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that Chapter 258 (Elected Officials' Salaries) be amended so as to provide for pay rates for elected officials for their next terms in office.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SHELBY, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That Chapter 258 of the Codified Ordinances of the City of Shelby be amended to read as follows:

**258.01 Salaries of Members of Council**

Effective January 4, 2016, through January 2, 2018, the salary for each member of City Council shall be Three Thousand Seven Hundred Ninety-One Dollars (\$3,791.00) annually, to be paid biweekly.

**258.02 Salary of the Mayor**

Effective January 1, 2016, through December 31, 2016, the salary for the Mayor shall be Fifty-Seven Thousand Six Hundred Dollars (\$57,600.00) annually, to be paid biweekly.

Effective January 1, 2017, through December 31, 2017, the salary for the Mayor shall be Fifty-Eight Thousand One Hundred Seventy-Five Dollars (\$58,175.00) annually, to be paid biweekly.

Effective January 1, 2018, through December 31, 2018, the salary for the Mayor shall be Fifty-Nine Thousand Three Hundred Thirty-Five Dollars (\$59,335.00) annually, to be paid biweekly.

Effective January 1, 2019, through December 31, 2019, the salary for the Mayor shall be Sixty Thousand Five Hundred Twenty-Five Dollars (\$60,525.00) annually, to be paid biweekly.

**258.03 Salary of the Director of Law**

Effective January 1, 2016, through December 31, 2016, the salary for the Director of Law shall be Forty-Four Thousand Eight Hundred Eighty-Five Dollars (\$44,885.00) annually, to be paid biweekly.

Effective January 1, 2017, through December 31, 2017, the salary for the Director of Law shall be Forty-Five Thousand Three Hundred Thirty-Five Dollars (\$45,335.00) annually, to be paid biweekly.

Effective January 1, 2018, through December 31, 2018, the salary for the Director of Law shall be Forty-Six Thousand Two Hundred Forty Dollars (\$46,240.00) annually, to be paid biweekly.

Effective January 1, 2019, through December 31, 2019, the salary for the Director of Law shall be Forty-Seven Thousand One Hundred Sixty-Five Dollars (\$47,165.00) annually, to be paid biweekly.

**258.04 Salary of the Director of Finance and Public Safety**

Effective January 1, 2016, through December 31, 2016, the salary for the Director of Finance and Public Safety shall be Fifty-Four Thousand Seven Hundred Eighty Dollars (\$54,780.00) annually, to be paid biweekly.

Effective January 1, 2017, through December 31, 2017, the salary for the Director of Finance and Public Safety shall be Fifty-Five Thousand Three Hundred Ninety-Nine Dollars (\$55,330.00) annually, to be paid biweekly.

Effective January 1, 2018, through December 31, 2018, the salary for the Director of Finance and Public Safety shall be Fifty-Six Thousand Four Hundred Thirty-Five Dollars (\$56,435.00) annually, to be paid biweekly.

Effective January 1, 2019, through December 31, 2019, the salary for the Director of Finance and Public Safety shall be Fifty-Seven Thousand Five Hundred Sixty-Five Dollars (\$57,565.00) annually, to be paid biweekly.

Section 2: That all other sections of Chapter 258 shall remain in full force and effect.

Section 3: That all meetings and hearings concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby.

Section 4: That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_

Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
Steven L. Schag  
Mayor

Prepared by:

  
\_\_\_\_\_  
Gordon M. Byster  
Director of Law

ORDINANCE NO. 2-2015  
(Sponsor - Councilmember Gates)

**AMENDING SECTIONS 258.01 (SALARIES OF MEMBERS OF COUNCIL), 258.02 (SALARY OF THE MAYOR), 258.03 (SALARY OF THE DIRECTOR OF LAW), AND 258.04 (SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD) OF CHAPTER 258 (ELECTED OFFICIALS' SALARIES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, Section 6 of the Charter of the City of Shelby mandates that the salaries of all elected officers shall be fixed by the outgoing Council not later than February 15 in the odd numbered years; and

WHEREAS, Currently, Chapter 258 (Elected Officials' Salaries) contains no provision for pay rates for any elected officials beyond calendar year 2015; and

WHEREAS, It is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that Chapter 258 be amended so as to provide pay rates for elected officials for their next terms in office.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL FOR THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That Chapter 258 of the Codified Ordinances of the City of Shelby be amended to read as follows:

**258.01 SALARIES OF MEMBERS OF COUNCIL**

Effective January 4, 2016, through January 1, 2017, the salaries for each member of City Council shall be \$3,772 annually, to be paid biweekly. Effective January 2, 2017, through December 31, 2017, the salaries for each member of City Council shall be \$3,772 annually, to be paid biweekly. Effective January 1, 2018, through January 6, 2019, the salaries for each member of City Council shall be \$3,885 annually, to be paid biweekly. Effective January 7, 2019, through January 6, 2020, the salaries for each member of City Council shall be \$4,002 annually, to be paid biweekly.

**258.03 SALARY OF THE MAYOR**

Effective January 1, 2016, through December 31, 2016, the salary for the Mayor shall be \$57,029 annually, to be paid biweekly. Effective January 1, 2017, through December 31, 2017, the salary for the Mayor shall be \$57,029 annually, to be paid biweekly. Effective January 1, 2018, through December 31, 2018, the salary for the Mayor shall be \$59,880 annually, to be paid biweekly. Effective January 1, 2019, through December 31, 2019, the salary for the Mayor shall be \$62,874 annually, to be paid biweekly.

**258.03 SALARY OF THE DIRECTOR OF LAW**

Effective January 1, 2016, through December 31, 2016, the salary for the Director of Law shall be \$44,440 annually, to be paid biweekly. Effective January 1, 2017, through December 31, 2017, the salary for the Director of Law shall be \$44,440 annually, to be paid biweekly. Effective January 1, 2018, through December 31, 2018, the salary for the Director of Law shall be \$45,773 annually, to be paid biweekly. Effective January 1, 2019, through December 31, 2019, the salary for the Director of Law shall be \$47,146 annually, to be paid biweekly.

**258.04 SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD**

Effective January 1, 2016, through December 31, 2016, the salary for the Director of Finance and Public Record shall be \$54,239 annually, to be paid biweekly. Effective January 1, 2017, through December 31, 2017, the salary for the Director of Finance and Public Record shall be \$54,239 annually, to be paid biweekly. Effective January 1, 2018, through December 31, 2018, the salary for the Director of Finance and Public Record shall be \$55,866 annually, to be paid biweekly. Effective January 1, 2019, through December 31, 2019, the salary for the Director of Finance and Public Record shall be \$57,542 annually, to be paid biweekly.

Section 2: That all other sections of Chapter 258 shall remain in full force and effect.

Section 3: That all meetings and hearings concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 4: That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

**RESOLUTION NO. 43-2014**  
**(Sponsor: Councilmembers Schag and Martin)**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH RUMPKE NOBLE ROAD LANDFILL, INC., FOR THE CITY OF SHELBY WASTEWATER TREATMENT PLANT LEACHATE .**

WHEREAS, the Rumpke Noble Road Landfill, Inc., has need to dispose of leachate and is desirous to enter into a contract with the City of Shelby to dispose of the leachate at the City of Shelby Wastewater Treatment Plant; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that the Mayor as Director of Public Service be authorized to enter into a contract with Rumpke Noble Road Landfill, Inc., for the disposal of leachate with the City of Shelby Wastewater Treatment Plant.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That the Mayor as Director of Public Service is hereby authorized to enter into a contract with Rumpke Noble Road Landfill, Inc., for the disposal of leachate at the City of Shelby Wastewater Treatment Plan.

Section 2: That all meetings and hearings concerning the adoption of this Resolution have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 3: That this Resolution shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
~~Steven Schag~~  
Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_

Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
~~Marilyn S. John~~ **Steven L. Schag**  
Mayor

Prepared by:

\_\_\_\_\_  
Gordon M. Eyster  
Director of Law

RESOLUTION NO. 1-2015  
(Sponsor: Councilmember Martin)

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH OHIO POWER COMPANY FOR OPERATING AND MAINTAINING POLE LINES WITHIN THE CITY OF SHELBY.**

WHEREAS, the City of Shelby and Ohio Power Company each own poles within the City of Shelby and desire to permit each other, as a Licensee on a nonexclusive basis, to place and maintain its attachment on said poles to the extent provided by agreement of the parties; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that the Mayor as Director of Public Service be authorized to enter into a contract with Ohio Power Company for the placement and maintenance of poles within the City of Shelby.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That the Mayor as Director of Public Service is hereby authorized to enter into a contract with Ohio Power Company for the placement and maintenance of poles within the City of Shelby.

Section 2: That all meetings and hearings concerning the adoption of this Resolution have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 3: That this Resolution shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Vice President of Council

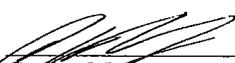
APPROVED:

ATTEST: \_\_\_\_\_

Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
Steven L. Schag  
Mayor

Prepared by:

  
\_\_\_\_\_  
Gordon M. Eyster  
Director of Law

**RESOLUTION NO. 2-2015**  
**(Sponsor: Councilmember Martin)**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH RUMPKE NOBLE ROAD LANDFILL, INC., FOR THE CITY OF SHELBY WASTEWATER TREATMENT PLANT LEACHATE .**

WHEREAS, the Rumpke Noble Road Landfill, Inc., has need to dispose of leachate and is desirous to enter into a contract with the City of Shelby to dispose of the leachate at the City of Shelby Wastewater Treatment Plant; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that the Mayor as Director of Public Service be authorized to enter into a contract with Rumpke Noble Road Landfill, Inc., for the disposal of leachate with the City of Shelby Wastewater Treatment Plant.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That the Mayor as Director of Public Service is hereby authorized to enter into a contract with Rumpke Noble Road Landfill, Inc., for the disposal of leachate at the City of Shelby Wastewater Treatment Plan.

Section 2: That all meetings and hearings concerning the adoption of this Resolution have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 3: That this Resolution shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_

Robert A. Lafferty  
Clerk of Council

\_\_\_\_\_  
Steven L. Schag  
Mayor

Prepared by:

  
\_\_\_\_\_  
Gordon M. Eyster  
Director of Law

**RESOLUTION NO. 3-2015**  
(Sponsor: Councilmember Martin)

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH VARIOUS JURISDICTIONS FOR THE HOUSING OF PRISONERS IN THE SHELBY CITY JAIL.**

WHEREAS, various jurisdictions surrounding the City of Shelby have inadequate facilities for confining and supporting all prisoners, which is required by law to confine and support by reason of sentence imposed upon them as a result of convictions or guilty pleas for charges of violation of any statute of the Ohio Revised Code/or Local Ordinance, awaiting hearing for such violations, or awaiting trial for any such violation; and

WHEREAS, the City of Shelby, Ohio wishes to contract with various jurisdictions for the confinement of its prisoners on an as needed basis; and

WHEREAS, after review it has been determined to enter into the agreement with the various jurisdictions.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That the Mayor as Director of Public Safety is hereby authorized to enter into contracts with any jurisdiction for the housing of prisoners pursuant to the attached contract; and

Section 2: That any contract shall be on an as needed basis and shall be effective from the date of execution with a provision that the contract may be automatically renewed from year to year thereafter unless either party shall have given the other party written notice of its intent not to renew said Agreement 30 days before the anniversary date hereof or the anniversary date of any renewal of said Agreement, which shall have occurred.

Section 3: That all meetings and hearings concerning the adoption of this Resolution have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

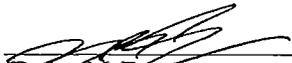
Section 4: That this Resolution shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_  
\_\_\_\_\_ Vice President of Council

APPROVED:  
\_\_\_\_\_  
Steven L. Schag  
Mayor

ATTEST:  
\_\_\_\_\_  
Robert A. Lafferty  
Clerk of Council

Prepared by:

  
\_\_\_\_\_  
Gordon M. Eyster  
Director of Law

RESOLUTION NO. 4 -2015  
(Sponsors – Councilmembers Gates, Shasky, Martin, Schag and Carlisle)

**THANKING MARILYN S. JOHN FOR HER SERVICE AS MAYOR OF THE CITY OF SHELBY.**

WHEREAS: Marilyn S. John served as Mayor of the City of Shelby from January 1, 2010, until her resignation on December 31, 2014; and

WHEREAS: During her tenure in office, Mrs. John contributed significantly to the welfare and progress of the City in a number of ways including the development of Black Fork Commons, the renaissance of the Central Business District, the construction of the Justice Center, and improvements to the City's utilities and infrastructure; and

WHEREAS: The Council desires to thank Mrs. John for her dedicated service.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That the Council express its sincere thanks and appreciation to Marilyn S. John for her contributions to the City of Shelby during her service as the City's mayor and chief executive officer.

Section 2: That the Clerk of Council present Mrs. John an authenticated copy of this Resolution.

Section 3: That the Clerk of Council cause this Resolution to be published once in a newspaper of general circulation published within the city limits.

Section 4: That all meetings and hearings concerning the adoption of this Resolution have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby.

Section 5: That this Resolution shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_  
Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_  
Robert A. Lafferty  
Clerk of Council  
Steven L. Schag  
Mayor

Prepared by:

  
Gordon M. Eyster  
Director of Law