

ORDINANCE NO. 2025- 141

AN ORDINANCE AMENDING ORDINANCE 2025-134, CODIFIED ORDINANCE SECTION 109.12(i) ELYRIA MUNICIPAL WATER SUPPLY SYSTEM (EMWSS), IN PERTINENT PART, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ELYRIA, STATE OF OHIO:

SECTION 1: That Elyria Ordinance 2025-134, passed by the Council of the City of Elyria, Ohio on or about September 2, 2025, is hereby amended in pertinent part to reflect that Elyria Codified Ordinances Chapter 109, General Fee Schedule, Section 109.12(i), entitled Elyria Municipal Water Supply System (EMWSS), be and the same is hereby repealed, and a new Section 109.12(i) is enacted and effective the first full billing cycle following November 1, 2025, shall now read as follows:

(i) Utilities Department fees:

Hold-over fee: \$45.00

Call-out fee (Monday through Saturday): \$215.00

Call-out fee (Sunday & holidays): \$285.00

Service Disconnection fee, Inside City Corp.: \$25.00

Service Disconnection fee, Outside City Corp.: \$35.00

Missed appointed/prearranged fee: \$50.00 per incident.

Delinquency fee: 5% (five percent) of any delinquent balance as defined by ECO 939.302

Habitual delinquency fee: Accounts falling delinquent 3 (three) times in a rolling 12-month-period will be charged \$250.00, in addition to any other fees or penalties accumulated.

Tampering fee: \$250.00 per incident.

Nonsufficient Funds (NSF) processing: \$37.50

500 gallon water coupons: \$5.00

SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in meetings open to the Public, in compliance with Ohio law.

SECTION 3: That this Ordinance is hereby declared to be an emergency, due to the effective date of the original legislation, and is necessary for the immediate preservation of the public peace, health, safety, or welfare of the citizens of the City of Elyria; wherefore, provided the declaration of emergency receives the affirmative vote of three-fourths of all members of Council, this Resolution shall be in full force and effect from and immediately after its passage and approval.

PASSED: 10/6/2025

Victor F. Stewart III
Victor F. Stewart III, President

ATTEST: Michael J. Lotko III

Michael J. Lotko III, Clerk

APPROVED: 10/6/2025

Kevin A. Brubaker
Kevin A. Brubaker, Mayor

DATE: 10-6-25

Approved as to form:

Amanda R. Deery
Amanda R. Deery, Law Director

10/02/2025

CERTIFICATE OF PUBLICATION

I, THE UNDERSIGNED CLERK OF COUNCIL OF THE CITY OF ELYRIA, OHIO, HEREBY CERTIFY THAT THE FULL TEXT OF THE FOREGOING ORDINANCE NO. 2025-161 WAS POSTED IN THREE PLACES WITHIN THE CITY AS DETERMINED BY COUNCIL, AND THAT SUCH PLACES WERE AS FOLLOWS: CITY HALL, CENTRAL FIRE STATION AND THE POLICE STATION.

DATED: 10/7/2025

Michael J. Lotko III
CLERK OF COUNCIL
CITY OF ELYRIA, OHIO

Date presented to the Mayor: 10/6/2025