

VILLAGE OF SCIO
ORDINANCE NO. 15-002

AN ORDINANCE ESTABLISHING THE VILLAGE POLICY FOR MAINTENANCE OF
WATER AND SEWER LINES WITHIN THE VILLAGE OF SCIO

WHEREAS, the Council for the Village of Scio, Harrison County, Ohio has determined that it is in the interest of the community and for reasons of safety and welfare of its residents that an ordinance be passed establishing a policy for the maintenance of the water and sewer lines within the Village of Scio;

THEREFORE, be it ordained by the Council of the Village of Scio as follows:

SECTION 1. This Ordinance appeals and rescinds all other previous Ordinances regulating or establishing a policy for the maintenance of water and sewer lines within the Village of Scio.

SECTION 2. The policy as set forth herein is effective immediately upon the passage of this Ordinance.

SECTION 3. Any changes that the Legislative Authority of the Village wishes to make shall require the passage of a new Ordinance.

SECTION 4: Ownership of Connections

All meters, boxes, pipes and other equipment furnished and installed by the Village for any water or wastewater connection shall remain the property of the Village. If, after an installation is completed, the property owner requests that a water meter or water connection from the curb stop to the main water line be changed in size and the request is approved by the Village Administrator, or other authorized person, the property owner shall pay for the change and as though it were a new connection. If, after installation is completed, the property owner requests that a wastewater tap be changed in size from the main sewage line it will be submitted in writing and approved by competent authority and the property owner shall pay any and all applicable tap fees associated with a new connection. The property owner shall pay for time and materials utilized per their request for services.

SECTION 5. Maintenance of Meters and Connections

The Village's maintenance responsibility includes the public portion of the sewer service, this includes the main sewage line and the tap extending from the main line, this does not include any laterals needed for connection from the property owner's residence to the sewage tap. Specifically, the public sewer ends at the sewer tap to include all pressure fittings and couplers. The public water shall be from the water main line to the curb stop to include the tap and all pressure fittings and couplers. The property owner shall be responsible for the water line extending from the curb stop to the water meter.

The property owner's responsibilities for waste water shall include all laterals that connect to the main sewage line and any associated clean outs. The Village shall be responsible for any village installed equipment such as fire hydrants and associated lines, backflow prevention devices utilized by the village, water meters and remote reader devices. The village will maintain the

infrastructure for public utilities to provide service to the residence within the Village limits.

SECTION 6. Laterals

Concerning laterals installed on private property outside of the street right of way and or easement, the property owner shall be responsible for maintaining any and all laterals that are connected to the public water and waste water system.

The property owner shall maintain any lateral or connection in a state of good repair per village standards. The meter box shall be installed per Village guidelines and shall be free of all obstructions and debris. The remote reader, if installed, shall be visible without hindrance from brush, bushes, trees, flowers, fences, and or encumbered by household pets, etc.

Water meters are not to be altered or tampered with in any way, and any and all repairs shall be completed by Village employees.

Tampering with meters may result in criminal or civil prosecution.

SECTION 7. The foregoing Ordinance was adopted and all actions and deliberations of the Village of Scio, Harrison County, Ohio relating thereto were conducted in open meetings to the public in compliance with all applicable legal requirements including Sections 121.22 of the Ohio Revised Code. This ordinance shall take effect and be in force immediately upon its passage and approval by Council and shall become effective upon passage by Council.

Passed this ___ 8th ___ day of ___ July _____, 2015.

Passed this 22 day of July, 2015.

Passed this 26 day of AUGUST, 2015.

DATED:

APPROVED:

Aug 26, 2015

MAYOR MICHELLE CARPENTER

ATTESTED:

APPROVED AS TO FORM

Trish Copeland
TRISH COPELAND, CLERK-TREASURER

JASON L. JACKSON, SOLICITOR

VILLAGE OF SCIO
ORDINANCE NO. 2015-003

AN ORDINANCE AMENDING ORDINANCE NO. 81

WHEREAS, the Council for the Village of Scio, Harrison County, Ohio has determined that it is in the interest of the community and for reasons of safety and welfare of its residents that an ordinance be passed amending Ordinance No. 81, enacted July 23, 1907 and last amended on February 25, 1999.

THEREFORE, be it ordained by the Council of the Village of Scio as follows:

SECTION 1. That Ordinance No. 81, enacted July 23, 1907 and last amended on February 25, 1999, shall be amended to add a new Section 2, which shall read as follows:

SECTION 2.

Any fee imposed by this Ordinance shall be waived for any Non-Profit or other Charitable Organization. If there is a debate over whether any applicant is a Non-Profit or Charitable Organization, the Mayor or Village Administrator shall make that determination. If the Organization disagrees with the decision made by the Mayor or Village Administrator, then the applicant can ask the Village Council to overrule the decision made by the Mayor or Village Administrator. It shall require a 3/4 super majority to override the decision of the Mayor or Village Administrator.

SECTION 2. That the previous Section 2 shall be now known as Section 3. That the previous Section 3 shall be now known as Section 4. That the previous Section 4 shall be now known as Section 5.

SECTION 3. That no other section, article or other language or Ordinance No. 81, shall be amended or modified in any way.

SECTION 4. The foregoing Ordinance was adopted and all actions and deliberations of the Village of Scio, Harrison County, Ohio relating thereto were conducted in open meetings to the public in compliance with all applicable legal requirements including Sections 121.22 of the Ohio Revised Code.

SECTION 5. This Ordinance is hereby deemed to be an emergency to protect the health, safety and welfare of the residents of the Village of Scio, Ohio and shall go into full force and effect on the first day after its passage by the Village Council as an emergency measure provided it receives the necessary votes.

Ord 2015-003

P. 2

Read this 22 day of July, 2015.

Read this 26 day of AUGUST, 2015.

Passed this 9 day of September, 2015.


Approved:


MAYOR MICHELLE CARPENTER

Attest:


TRISH COPELAND, CLERK-TREASURER

Approved as to Form:


JASON L. JACKSON, SOLICITOR

VILLAGE OF SCIO
ORDINANCE NO. 15-004

AN ORDINANCE ESTABLISHING A WEIGHT LIMIT UPON THE STREETS, ROADS
AND ALLEYS OF THE VILLAGE OF SCIO

WHEREAS, the Council for the Village of Scio, Harrison County, Ohio has determined that it is in the interest of the community and for reasons of safety and welfare of its residents that an ordinance be passed establishing a weight limit upon the streets, roads and alleys within the Village of Scio;

THEREFORE, be it ordained by the Council of the Village of Scio as follows:

SECTION 1. OVERSIZE OR OVERWEIGHT VEHICLE OPERATION ON STATE ROUTES; STATE PERMIT

(A) No person shall operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum specified in Ohio R.C. 5577.01 to 5577.09, inclusive, or otherwise not in conformity with Ohio R.C. 4513.01 to 4513.37, inclusive, upon any State route within the Village, except pursuant to special written permit issued by the Ohio Director of Transportation, or upon any local truck route. Every such permit shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any police officer.

No holder of a permit issued by the Ohio Director of Transportation shall be required to obtain any local permit or license or pay any local fee or charge for movement on any State route within the Village; however, it shall be unlawful to operate any such vehicle or combination of vehicles upon any roadway within the Village which is not a State route, except as provided herein.

(B) (1) No person shall violate the terms of a permit issued under this Ordinance that relate to gross load limits.

(2) No person shall violate the terms of a permit issued under this Ordinance that relate to axle load by more than 2000 pounds per axle or group of axles.

(3) No person shall violate the terms of a permit issued under this Ordinance that relate to an approved route except upon order of a law enforcement officer or authorized agent of the issuing authority.

(C) Whoever violates any provision of this Ordinance for which no other penalty is provided is guilty of a minor misdemeanor.

SECTION 2. USE OF LOCAL STREETS; LOCAL PERMIT AND CONDITIONS.

(A) Use of Local Streets.

(1) Except as set forth in subsection (A)(2) hereof no vehicle with a gross weight in excess of ten tons shall be operated or parked on the Village streets and alleys.

(2) The only exception to the foregoing gross load limit of subsection (A)(1) is that it shall be lawful to make actual pickup and delivery of any load or part of load to a destination on any street in the Village when the operator of the vehicle has in his possession a bona fide delivery bill or similar evidence for such pick-up or delivery. This shall be deemed to include the pickup and hauling of trash or refuse. Nothing herein shall be interpreted to prohibit vehicles from leaving or returning to their headquarters, terminals or parking lots which shall not be a

residential property if said vehicle is not in excess of legal load limits specified by the State Department of Highways.

(3) Vehicles with a gross weight in excess of ten tons not making actual delivery of any part thereof within the Village and entering the Village on a State Route or after entering a State Route shall not leave a State Route in passing through unless directed to do so by reason of a detour or similar sign.

(4) A violation of this ordinance shall be a minor misdemeanor.

(B) Local Permit and Conditions. Upon application and for good cause, the Mayor or Village Administrator may issue a local permit authorizing an applicant to move an oversize or overweight vehicle or combination of vehicles upon local streets.

No permittee shall be required to obtain a special permit from the Ohio Director of Transportation for the movement of the vehicle or combination of vehicles on streets or highways under local jurisdiction; however, the approval of the Ohio Director of Transportation shall be required for movement upon State routes as provided herein.

The Mayor or Village Administrator may grant a permit for a single or round trip, or for such period of time, not to exceed one year, as he/she in his/her discretion deems advisable, or for the duration of any construction project. The Mayor or Village Administrator may limit or prescribe terms or conditions of operation for such vehicle or combination of vehicles by designating the route, hours, speed or such other restrictions as may be necessary for the preservation of the public peace, property, health and safety. The Mayor or Village Administrator may require the posting of bond or other security necessary to compensate for any damage to a roadway or road structure.

For each such permit, the Village shall charge Fifty (\$50.00) Dollars, and for each hour of time or any part thereof spent by each police officer in supervising the movement of such vehicle, the applicant shall pay the sum of Twenty (\$20.00) Dollars.

Signs shall be posted indicating "no thru trucks - gross weight 10 tons" or words of similar import to apprise drivers of the limitations imposed by this section. No driver shall disobey the instructions indicated on any such sign.

Violation of any of the limitations, terms or conditions of the permit shall be cause for immediate revocation or suspension of such permit, and denial of request for any future permit. Such violation shall also be a minor misdemeanor offense.

(C) Except as otherwise provided in this subsection, whoever violates this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates this section is guilty of a misdemeanor of the third degree.

SECTION 3. VEHICLES TRANSPORTING EXPLOSIVES.

(A) Any person operating any vehicle transporting explosives upon a street or highway shall at all times comply with the following requirements:

(1) Such vehicle shall be marked or placarded on each side and on the rear with the word "EXPLOSIVES" in letters not less than eight inches high, or there shall be displayed on the rear of such vehicle a red flag not less than twenty-four inches square marked with the word "DANGER" in white letters six inches high, or shall be marked or placarded in accordance with Section 177.823 of the United States Department of Transportation Regulations.

(2) Such vehicle shall be equipped with not less than two fire extinguishers, filled and ready for immediate use, and placed at convenient points on such vehicle. (ORC 4513.29)

(B) Whoever violates this section is guilty of a minor misdemeanor.

SECTION 4. The foregoing Ordinance was adopted and all actions and deliberations of the Village of Scio, Harrison County, Ohio relating thereto were conducted in open meetings to the public in compliance with all applicable legal requirements including Sections 121.22 of the Ohio Revised Code. This ordinance shall take effect and be in force immediately upon its passage and approval by Council and shall become effective upon passage by Council.

Passed this 22 day of July, 2015.

Passed this 26 day of AUGUST, 2015.

Passed this 9 day of September, 2015.

DATED:

September 9, 2015

APPROVED:

Michelle Carpenter
MAYOR MICHELLE CARPENTER

ATTESTED:

Trish Copeland
TRISH COPELAND, CLERK-TREASURER

APPROVED AS TO FORM

Jason L. Jackson
JASON L. JACKSON, SOLICITOR