

CITY OF FRANKLIN, OHIO
ORDINANCE 2023-08

**AMENDING SECTION 1701.01 OF THE CITY OF FRANKLIN CODIFIED ORDINANCES TO RE-ENACT THE SAFETY
OCCUPANCY PERMIT FEE**

WHEREAS, the City of Franklin establishes a Fee Schedule per Ordinance 2004-46, passed December 20, 2004; and

WHEREAS, a fee for Safety Occupancy Permit under Fire Prevention - Part Fifteen, Franklin Codified Ordinance, was established and added to the Fee Schedule through the passage of Ordinance 2005-22, passed July 18, 2005; and

WHEREAS, by Ordinance 2020-13 Council eliminated the safety Occupancy Permit Fee by way of emergency legislation, and by Ordinance 2020-14 Council permanently replaced the emergency Ordinance in compliance with the City Charter; and

WHEREAS, the COVID-19 national emergency is scheduled to end on May 11, 2023, and Council finds it necessary to reinstate the Safety Occupancy Permit fee to cover the administrative costs of inspection and issuance of the Safety Occupancy Permits;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FRANKLIN, WARREN COUNTY, OHIO THAT:

Section 1. Section 1701.01 of the City's Codified Ordinances is hereby amended as set forth in Exhibit A, attached hereto.

Section 2. All ordinances or parts of ordinances that conflict with this Ordinance are hereby repealed.

Section 3. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action occurred in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

INTRODUCED: March 20, 2023

ADOPTED: April 3, 2023

ATTEST: Khristi Dunn
Khristi Dunn, Clerk of Council

APPROVED: Todd Hill
Brent Centers, Mayor

CERTIFICATE

I, the undersigned Clerk of Council for the Franklin City Council, do hereby certify that the foregoing is a true and correct copy of Ordinance 2023-08 passed by that body on April 3, 2023.

Khristi Dunn
Khristi Dunn, Clerk of Council

APPROVED AS TO FORM: Ben Yoder, Ben Yoder, Law Director

SECTION 1: **AMENDMENT** “APPENDIX A - Rates And Fees” of the City of Franklin Municipal Code is hereby *amended* as follows:

AMENDMENT

APPENDIX A - Rates And Fees

All of the rates and fees set forth below shall be subject to an annual increase equal to the percentage obtained by averaging the national inflation rate from the United States Labor Department, Bureau of Labor Statistics for the previous three years. This increase shall be referred to as the Cost of Living Adjustment (COLA). The new flat rate is established by adding the COLA to the then existing flat rate. When the yearly COLA is applied, all fees/licenses less than \$50 shall be rounded up to the nearest \$.25 and all fees/licenses greater than \$50 shall be rounded to the nearest dollar, and all charges/rates based on volume shall be rounded to the nearest penny. This increase shall be implemented by the City Management no later than March 1st of each year.

	(225mg) per liter
Chemical Oxygen Demand Charge*	additional charge of \$176.00 per ton in excess of six hundred milligrams (600 mg) per liter
<u>Stormwater Management</u>	Stormwater User Fee \$5.75 per ERU Curb and Gutter Surcharge \$2.50 per month
<u>Solid Waste, Recycling and Yard Waste Collection</u>	Administration Fee \$4.25 per month

PROPERTY MAINTENANCE CODE – PART THIRTEEN, FRANKLIN CODIFIED ORDINANCE (Ord. 2019-07, emergency, passed 8-5-19 and Ord. 2019-10, passed 9-19-19)	
Abatement of Violation, Inspection & Administration	\$282.00
Emergency Repair Administration	\$282.00
Administration	\$282.00
Furniture Administration	\$282.00
Rubbish or Garbage Administration	\$282.00
Appeal Application	\$113.00
Pre-sale Inspection and Certificate of Occupancy (Required for new owners and tenants)	\$65.00

FIRE PREVENTION - PART FIFTEEN, FRANKLIN CODIFIED ORDINANCE	
<u>Safety Occupancy Permit</u>	<u>\$100.00</u>

(Ord. 2004-46. Passed 12-20-04; Ord. 2005-22. Passed 7-18-05; Ord. 2005-40. Passed 10-3-05; Ord. 2005-41. Passed 10-17-05; Ord. 2008-23. Passed 8-18-08; Ord. 2009-06. Passed 3-16-09; Ord. 2018-01, passed 3-19-18; Ord. 2018-10, passed 6-4-18; Ord. 2019-07, (emergency) passed 8-5-19; Ord. 2019-10, passed 8-19-19; Ord. 2020-13, (emergency) passed 10-19-2020; Ord. 2020-14, passed 12-07-2020)