

ORDINANCE NO. _____

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODIFIED ORDINANCES OF THE CITY OF HAMILTON, OHIO BY ADDING THERETO A NEW SECTION 939.19, RELATIVE TO CHARGES TO BE A LIEN.

WHEREAS, The City of Hamilton has experienced issues with the collection of delinquent utility bills; and

WHEREAS the CityAdministration has reviewed the current collection and customer service policies with regard to delinquent utility bills and recommends modifications to the existing policy for City Council consideration; and

WHEREAS, the City Administration recommends that the City adopt proposed legislation to authorize the City to assert liens on the property being serviced by certifying unpaid water charges to the Butler County Auditor; and

WHEREAS, in order to achieve the foregoing, it is necessary to amend and supplement the Codified Ordinances of the City of Hamilton by adding thereto a new Section 939.19; and

WHEREAS, Council desires to amend and supplement the Codified Ordinances of the City of Hamilton by adding thereto a new Section 939.19 for said purposes as described herein;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hamilton, Ohio:

SECTION I: That the Codified Ordinances of the City of Hamilton, Ohio, be and hereby are amended and supplemented by adding thereto new Section 939.19 to be and read as follows:

PART NINE – STREETS, UTILITIES AND PUBLIC SERVICES CODE

TITLE THREE - UTILITIES

CHAPTER 939 - WATER

“939.19 CHARGES TO BE A LIEN.

(a) Each charge or fee levied by or pursuant to this chapter is hereby made a lien upon the corresponding lot, land or premises served by a connection to the waterworks system of the City, and if the same is not paid within thirty (30) days after it becomes due and payable, it shall be certified to the Auditor of Butler County who shall place the same on the tax duplicate of the County with the interest and penalties allowed by law, to be collected as other taxes are collected.

(b) If a person other than the property owner is directly billed for such charges and fees, the certification to the Auditor of Butler County shall not be made unless duplicate bills are sent to the property owner or the property owner is given written notice of the delinquency by regular U.S. Mail at the current tax bill mailing address listed with the Butler County Auditor at least thirty (30) days before such certification is made.”

SECTION II: This ordinance shall take effect and be in full force from and after its passage.

PASSED: _____

Mayor

Effective Date: _____

ATTEST: _____
City Clerk

Ordinance No. _____ (cont'd)

CERTIFICATE

I, Nicholas Garuckas, City Clerk of the City of Hamilton, Ohio, State of Ohio, hereby certify that the foregoing Ordinance No. _____ was duly published as provided by Section 113.01 of the Codified Ordinances of the City of Hamilton, Ohio, by posting ten days after passage, a copy thereof in each fire station within the City for a period of ten days. POSTED: _____.

Nicholas Garuckas, City Clerk
CITY OF HAMILTON, OHIO