

Ordinance No. 2-58

Passed February 17, 1958

AN ORDINANCE ACCEPTING THE PLAT OF FLOSSIE G. W HITMORE, FRANK R. NORTH AND IMOGENE NORTH OF SYLVANIA ADDITION, CONDITIONALLY, AND CONFIRMING THE DEDICATION OF THE STREETS AND AILEYS THEREON SHOWN

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

Section 1. That the plat of Flossie G. Whitmore, Frank R. North and Imogene North of Sylvania Addition to said City be, and the same is approved and accepted.

Section 2. That upon the completion of the construction of streets and the installation of facilities of gas, sewage and water, the dedication to the public use of the streets and alleys thereon shown be, and the same is hereby agreed to be accepted and confirmed. Approval of the installations hereinabove set forth shall be upon Resolution of the Council of the City of Nelsonville.

Section 3. That for the reason the plat has heretofore been tentatively accepted, and it is desired to complete in proper fashion and to enable the dedicator to transfer title to the property by lot number, this Ordinance is declared to be an emergency Ordinance necessary for the public peace, health and safety and shall take effect immediately upon its adoption.

PASSED: February 17, 1958

President of Council

ATTEST:

Chl Crawford
Clerk

APPROVED:

Mayor

Ordinance No. 3-58

Passed April 14,

1958

AN ORDINANCE TO AMEND SECTION NO. 713.01 OF THE CODIFIED ORDINANCES AND TO DECLARE AN EMERGENCY

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

Section I. That Section #713.01 of the codified ordinances be, and the same hereby is, amended to read: "It shall be unlawful for any person to operate any vehicle except in a southernly direction on Cables Alley between Washington Street and Columbus Street." The purpose of this amendment is to correct the Codified Ordinances by changing the word "northerly" to "southerly".

Section II. Because Codified Ordinance Section No. 713.01 now reads incorrectly, this Ordinance is declared to be an emergency Ordinance necessary for the public peace, health and safety, and shall take effect immediately upon its passage.

PASSED: April 14, 1958

President of Council

ATTEST:

C. H. Crawford
Clerk

APPROVED:

Mayor

11-52-4 THE COLT'S B. WFO. CO. 2806-A

Ordinance No. 4-58

Passed August 11, 1958

AN ORDINANCE AMENDING SECTION 311.04 OF THIS CODIFIED ORDINANCES

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

Section 1. That Section 311.04 of the Codified Ordinances of the City of Nelsonville be amended to read as follows: to change "from the fifteenth day of each April to the succeeding fifteenth day of April" to read "from the first day of January to the succeeding first day of January."

PASSED: August 11, 1958

President of Council

ATTEST:

C. W. Crawford
Clerk

APPROVED:

Mayor

RECORD OF ORDINANCES

11-12-1 THE COLLEGE BUREAU CO 2806-A

Ordinance No. 5-58

Passed 1st reading - 6/9/58 19
2nd " 7/11/58

Failed 3rd reading 8/11/58

FIXING AND REGULATING THE PRICE THAT MAY BE CHARGED BY THE OHIO FUEL GAS COMPANY FOR NATURAL GAS TO THE CITY OF NELSONVILLE. REPEALING ORDINANCE 2-58

11-57-4 THE COLUMBIAN PRESS CO. 2806-A

Ordinance No. 6-58 Passed July 14, 1958

AN ORDINANCE AUTHORIZING THE SUBSCRIPTION TO THE OHIO MUNICIPAL LEAGUE AND APPROPRIATING \$50.00 FOR SUCH MEMBERSHIP.

Ordinance No. 7-58
Passed 7/14/58

AN ORDINANCE ENACTING TRAFFIC CODE SECTIONS 731.05 and 731.99 OF THE CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY

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

Section 1. Sections 731.05 and 731.99 of the codified ordinances are hereby enacted to read as follows:

No person shall operate a motor vehicle, tractiveless trolley, or streetcar in and upon the streets and highways in the City of Nelsonville at a speed greater or less than is reasonable or proper, having due regard for the traffic, surface and width of the street or highway and any other conditions, and no person shall drive any motor vehicle, tractiveless trolley, or streetcar in and upon any street or highway at a greater speed than will permit him to bring it to a stop within the assured clear distance ahead.

It shall be prima facie lawful for the operator of a motor vehicle tractiveless trolley or street car to operate the same at a speed not exceeding the following: (a) twenty miles per hour when passing a school building or the grounds thereof during school recess and while children are going to or leaving school during the opening or closing hours, and when appropriate signs giving notice of the existence of the school are erected; (b) twenty-five miles per hour in all other portions of the City, except on state routes and on through streets outside business districts. (c) thirty-five miles per hour on state routes or through street within the City outside business districts.

Section 2. Whoever violates Section 731.05 of the Traffic Code shall, for a first offense, be fined not more than fifty Dollars; for a second offense within one year after the first offense, such person shall be fined not less than ten nor more than ten days, or both, for each subsequent offense within one year after the first offense, such person shall be fined not less than twenty-five nor more than two Hundred Dollars or imprisoned not more than thirty days, or both; provided that when any person is found guilty of a first offense for driving faster than thirty-five miles an hour while passing through a school zone during recess or while children are going to or leaving school during the opening or closing hours, such person may, in addition to the penalty hereinabove provided, be imprisoned for not more than five days.

Section 3. For the reason that it is necessary in order to preserve life and property in the Municipal Corporation of Nelsonville, this Section is declared to be an emergency Section necessary for the public peace, health and safety and shall take effect immediately upon its adoption.

President of Council

PASSED: Tabled 7/14/58

ATTEST:
Clerk

APPROVED:

Mayor

Ordinance No. 8-58 Passed August 18, 1958.

AN ORDINANCE TO PROVIDE TRAFFIC REGULATION AND CONTROL FOR THE LOADING AND UNLOADING OF SCHOOL BUSES; AND FOR THE SAFE CONDUCT OF CHILDREN WALKING TO SCHOOL

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, OHIO:

Section 1. Section 743.04 of the Codified Ordinances is hereby amended by adding, to sentence one, paragraph one, after the words "from buses transporting people for hire" the words "and school buses".

Section 2. That Stop signs be placed on Madison Street at the intersection of Madison and Franklin Streets.

Section 3. That Stop signs be placed on Adams Street at the intersection of Adams and Franklin Streets.

Section 4. That parking be prohibited on the east side of Adams Street from Washington Street to the north side of the road to the Elementary School.

Section 5. For the reason that school is about to convene and provisions must be made immediately for the loading and unloading of school buses; and for the safe conduct of children walking to school, this Ordinance is declared to be an emergency Ordinance necessary for the peace, health, and safety, and shall take effect immediately upon its adoption.

PASSED: August 18, 1959

President of Council

ATTEST:

Ch. Crawford
Clerk

APPROVED:

Mayor

RECORD OF ORDINANCES

THE ROYAL BLUE PRINT CO. 2806-A

Ordinance No. 2-58.....

Passed.....

Aug. 22, 1958...

AN ORDINANCE FIXING AND REGULATING THE PRICE THAT MAY BE CHARGED BY THE OHIO FUEL GAS COMPANY FOR NATURAL GAS TO THE CITY OF NELSONVILLE AND REPEALING ORDINANCE 2-58

(on file)

ORDINANCE NO. 9-58

Fixing and regulating the price that may be charged by The Ohio Fuel Gas Company, its successors or assigns, for natural gas to the City of Nelsonville Ohio, and to its inhabitants, for the period of Five (5) Years from and after the effective date of this ordinance; and repealing that certain Ordinance No. 257 passed by the Council of the City of Nelsonville, Ohio, on the 14th day of April, 1958, entitled: "Ordinance No. 257 - Fixing and regulating the price that may be charged by The Ohio Fuel Gas Company, its successors or assigns, for natural gas to the City of Nelsonville, Ohio, and to its inhabitants, for the period of Five (5) Years from and after the effective date of this ordinance; * * *."

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, OHIO:

SECTION 1: That for a period of One (1) Year from and after the effective date of this ordinance, the maximum price which The Ohio Fuel Gas Company, its successors or assigns, shall be permitted to charge for and the minimum price at which it or they shall be required to furnish natural gas to the City of Nelsonville, Ohio, and to its inhabitants, shall be and the same is hereby fixed for each individual consumer as follows:

Twenty-five Cents (25¢) per one hundred (100) cubic feet for the first 600 cubic feet, used through each meter each month;

Seven Cents (7¢) per one hundred (100) cubic feet for the next 4,400 cubic feet, used through each meter each month;

Seven and one-half Cents (7-1/2¢) per one hundred (100) cubic feet for the next 45,000 cubic feet, used through each meter each month;

Seven Cents (7¢) per one hundred (100) cubic feet for the next 50,000 cubic feet, used through each meter each month;

Six and one-half Cents (6-1/2¢) per one hundred (100) cubic feet for all in excess of 100,000 cubic feet, used through each meter each month;

A Minimum Charge for each customer each month of One Dollar and Fifty Cents (\$1.50) shall be made. If service under this rate schedule is discontinued at the request of customer, The Ohio Fuel Gas Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the minimum monthly charge for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid One Year period and for a further period of Two (2) Years thereafter, as follows:

Fifty-four Cents (54¢) per one hundred (100) cubic feet for the first 500 cubic feet, used through each meter each month;

Eight Cents (8¢) per one hundred (100) cubic feet for the next 4,500 cubic feet, used through each meter each month;

Seven Cents (7¢) per one hundred (100) cubic feet for the next 20,000 cubic feet, used through each meter each month;

Six and three-fourth Cents (6-3/4¢) per one hundred (100) cubic feet for the next 25,000 cubic feet, used through each meter each month;

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Six and one-half Cents (6-1/2¢) per one hundred (100) cubic feet for all in excess of 50,000 cubic feet, used through each meter each month;

A Minimum Charge for each customer each month of Two Dollars and Seventy Cents (\$2.70) shall be made. If service under this rate schedule is discontinued at the request of customer, The Ohio Fuel Gas Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the minimum monthly charge for each month of the intervening period, but not to exceed twelve (12) months.

From and after the expiration of the aforesaid Two Year period and for a further period of Two (2) Years thereafter, as follows:

Thirty Cents (30¢) per one hundred (100) cubic feet for the first 1,000 cubic feet, used through each meter each month;

Eight and one-half Cents (8-1/2¢) per one hundred (100) cubic feet for the next 4,000 cubic feet, used through each meter each month;

Seven and one-half Cents (7-1/2¢) per one hundred (100) cubic feet for the next 95,000 cubic feet, used through each meter each month;

Six and one-half Cents (6-1/2¢) per one hundred (100) cubic feet for all in excess of 100,000 cubic feet, used through each meter each month;

A Minimum Charge for each customer each month of Three Dollars (\$3.00) shall be made. If service under this rate schedule is discontinued at the request of customer, The Ohio Fuel Gas Company shall not be under any obligation to resume service to the same customer on the same premises until the customer has made payment of an amount equal to the minimum monthly charge for each month of the intervening period, but not to exceed twelve (12) months.

FUEL COST CLAUSE

The base rates prescribed above are predicated upon a base fuel cost of 30.78¢ per one thousand (1,000) cubic feet.

For the twelve (12) month period ending each March 31, June 30, September 30, and December 31, subsequent to the effective date of this ordinance, an adjusted base price (as hereinafter defined) shall be determined by the Company and for each full one-half (1/2) cent per 1,000 cubic feet by which the adjusted base price decreases or increases, below or above the base price of 30.78¢ per 1,000 cubic feet, the rates prescribed above shall be decreased or increased at the rate of one-half (1/2) cent per 1,000 cubic feet as of the first day of the third month following each such twelve (12) month period (hereinafter referred to as the "effective date"), provided that the Company shall have filed with The Public Utilities Commission of Ohio and the Clerk of Council of the City of Nelsonville, Ohio, thirty (30) days prior to the effective date, a computation in support of the adjusted rates, together with a notice that the adjusted rates are to be placed in effect as of 12:01 A.M., on the effective date and shall apply to all bills rendered on and after that date.

The term "adjusted base price" is defined as the price for each twelve (12) month period ending each March 31, June 30, September 30, and December 31, subsequent to the effective date of this ordinance, calculated in the following manner:



Dividing the total dollars paid, as reflected by the books of the Company, for the gas purchased from all suppliers whose rates are subject to the jurisdiction of the Federal Power Commission (hereinafter called "Regulated Suppliers"), during each month of each such twelve (12) month period, by the total gas purchased by the Company from all such Regulated Suppliers; provided that in the event a rate of any Regulated Supplier is approved by The Federal Power Commission prior to becoming effective under bond or while under bond, and such approved rate has been in effect for a period of less than twelve (12) months, then the dollars actually paid to such Regulated Supplier for the twelve (12) month period shall not be used and there shall be included in lieu thereof a sum equal to the amount which would have been paid under such approved rate for the gas purchased from such Regulated Supplier for the twelve (12) month period.

If, during the twelve (12) month period under consideration the Company shall have received from one or more of its Regulated Suppliers, a refund pursuant to an order of the Federal Power Commission in connection with the final settlement of a rate proceeding, a credit in the amount of the refund shall be applied to the gas purchased costs determined in the preceding subparagraph.

SECTION 2: That it is expressly conditioned the service to be rendered by said Company, its successors or assigns, pursuant to this ordinance shall be primarily for domestic and commercial purposes and that service shall not be extended to other consumers of different classes until after all reasonable requirements for domestic and commercial purposes are fully met, and this provision shall be binding upon said Company, its successors or assigns, during each month of each year; but during any month or year, subject to the foregoing limitations and after compliance with the foregoing provisions gas may be delivered to any other consumer and additional classes of consumers at such times and under such conditions and for such rates as may be agreed upon between the Company and such consumer or consumers.

SECTION 3: That Ordinance No. 257 passed by the Council of the City of Nelsonville, Ohio, on the 14th day of April, 1958, entitled: "Ordinance No. 257 - Fixing and regulating the price that may be charged by The Ohio Fuel Gas Company, its successors or assigns, for natural gas to the City of Nelsonville, Ohio, and to its inhabitants, for the period of Five (5) Years from and after the effective date of this ordinance; * * *." be and the same is hereby repealed.

SECTION 4: The terms and conditions of the service to be rendered shall conform with and be subject to the Rules and Regulations for furnishing gas service of the Company on file with and approved by The Public Utilities Commission of Ohio

SECTION 5: That the natural gas furnished or delivered pursuant to the terms of this ordinance by the said Company shall have an average heat value of not less than 900 British Thermal Units per cubic foot during any consecutive twelve (12) months period.

SECTION 6: In the event the State of Ohio or the City of Nelsonville, Ohio, should hereafter impose a tax upon Ohio Fuel, that is not now imposed, or should hereafter increase the rate of any tax now imposed upon Ohio Fuel above the tax rate now existing, other than the rate on property listed in the real estate tax list and duplicate, then the rates prescribed in Section 1 shall be increased to the extent necessary to compensate Ohio Fuel for the increase in cost due to such new tax or higher tax rate. This shall be done in the following manner:

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(a) If the new tax or higher tax rate is computed in direct relation to gas sold or revenues received for the sale of gas, the rates set forth herein shall be adjusted to the extent necessary to recompense the Company for the amount thereof.

(b) If the new tax or higher tax rate is not related directly to gas sold or to revenues received for the sale of gas, then the total dollar effect thereof upon the cost of serving gas by Ohio Fuel in the City shall be determined, based upon operations of Ohio Fuel in the City during the most recently available twelve months period ending on the last day of the December or June, preceding the effective date of the new tax or higher tax rate; the total dollars so computed shall then be divided by the total sales made to the types of customers covered by this Ordinance during the same twelve months period and the rates prescribed herein shall be correspondingly adjusted.

The adjustment of the rates prescribed in this Ordinance, as provided in subparagraph (a) and (b) above, shall be made by rounding the mathematical result of the computations so prescribed to the nearest one quarter cent (.25¢) per one thousand cubic feet.

The adjusted rate shall be placed in effect and shall apply to all meter readings occurring on and after the effective date of the statute, ordinance or resolution pursuant to which the new tax or increased tax rate is imposed.

Written notification of the adjustment shall be sent to the Clerk of the City as quickly as possible after the effect of the new tax or higher tax rate can be determined.

SECTION 7: That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

SECTION 8: That should any section or part of a section or provision of a section of this ordinance be declared void, the remainder of this ordinance shall not be affected thereby.

SECTION 9: That this ordinance shall become effective at the earliest date allowed by law.

PASSED: August 22, 1958

MAYOR: _____

ATTEST:

C. D. Crawford
CLERK

Albert Mender
President of Council

I, C. D. Crawford, clerk of Council of the City of Nelsonville, Ohio, certify that this is a true copy of Ordinance No. 9-58 passed by council on first reading August 18, 1958; passed on second reading August 21, 1958 and adopted August 22, 1958, and presented to the Mayor for his signature August 22, 1958 and refused. Veto message was presented to council September 8, 1958. Passed by council over Mayor's veto September 19, 1958 by an unanimous vote of council and adopted by council with an unanimous vote September 19, 1958. Witness this my hand and seal this 26th day of September, 1958.

C. D. Crawford
C. D. Crawford
Clerk of Council
City of Nelsonville

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Ordinance No. 10-58

Passed Sept. 8, 1958

AN ORDINANCE PROVIDING FOR THE COLLECTION AND COUNTING OF COINS IN PARKING METERS AND COURTESY BOXES, AND FOR THE DEPOSIT OF SUCH FUNDS.

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

Section 1. The Chief of the Police Department shall designate some member of the Police Department to collect and count the coins deposited in the Parking Meters. The Safety and Service Director shall designate some other responsible City employee to accompany said member of the Police Department in the collection and counting of the coins deposited in the Parking Meters.

Section 2. The Police Department shall be responsible for the removal of envelopes deposited in all courtesy boxes. The Police Department shall keep all envelopes in numerical order and properly recorded for auditing purposes.

Section 3. The money contents of said courtesy boxes, together with the amount of coins collected from the parking meters as certified by the collectors herein designated; shall be deposited by the Police Department to the credit of the City, and a duplicate copy of the deposit slip will be presented to the City Treasurer.

Section 4. The Safety and Service Director shall designate the time of Parking Meter Collections.

Section 5. Section 747.12 of the Codified Ordinances is hereby repealed and superseded by this Ordinance.

Section 6. For the reason that the present Ordinance is inadequate to provide a practicable means for the collection, counting, and deposit of coins in the parking meters, this Ordinance is declared to be an Emergency Ordinance necessary for the peace, health, and safety, and shall take effect immediately upon its adoption.

PASSED: September 8, 1958

President of Council

ATTEST:

Chl Crawford
Clerk

APPROVED:

Mayor

1-57-4 THE POLICE DEPT. 2806-A

Ordinance No. 1-59.....

Passed.....

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Annual Appropriation