

# RECORD OF ORDINANCES

1-86

1-6-86

SECTION IX  
National Graphics Corp., Cos., O.

Form No. 2806-A

That the sum of (\$10,200.00) be and it is hereby appropriated from the <sup>Ordinance No.</sup> ~~City Income Tax Fund~~ <sup>Report</sup> for the temporary city income tax office expenditures; 19

SECTION X:

That the sum of \$3,700.00 be and it is hereby appropriated from the street light fund for temporary utility expenses;

SECTION XI:

That the sum of \$8,733.80 be and it is hereby appropriated from the Capital Improvement fund for capital improvement expenditures within the city;

SECTION XII:

That the sum of \$100,400.00 be and it is hereby appropriated from the Water Fund for the operation and maintenance of the water department;

SECTION XIII:

That the sum of \$78,350.00 be and it is hereby appropriated from the Sewer fund for the operation and maintenance of the Sewer Department;

SECTION XIV:

That the sum of \$16,125.00 be and it is hereby appropriated from the Parking Meter Fund for the temporary expenses for the maintenance operation, and other collection expenses for the collection of Parking Meter funds;

SECTION XV :

That the sum of \$3,500.00 be and it is hereby appropriated from the Water Deposit Fund for the operation and maintenance of the water department;

SECTION XVI:

That the sum of \$20,000.00 be and it is hereby appropriated from the Baird Stuart Fund for the operation and maintenance of the various expenditures within that fund;

SECTION XVII:

That the sum of \$250.00 be and it is hereby appropriated from the Recreation Fund for the temporary maintenance and operation of the Recreation Department;

SECTION XVIII:

That the sum of \$38,100 be and it is hereby appropriated from the Capital Improvement Fund for the resurfacing of U.S. Rt. 33 and State Route 278;

SECTION XXIV:

This measure is declared to be an emergency measure necessary for the preservation of the public health, safety, and welfare of the citizens of Nelsonville, Ohio, and shall take effect

# RECORD OF ORDINANCES

National Graphics Corp., Coils, O.

Form No. 2806-A

upon its passage and approval by the Mayor.

Ordinance No. 1-86

Passed

1-6 1986

Carl R. Young  
President of Council

APPROVED:

Robert E. Davis  
Mayor

ATTEST:

Jane R. Heintzelman  
Clerk of Council

Passed this 6<sup>th</sup> day of January, 1986.

# RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 2-86 *pg 1*

Passed

4-14

19 86

## ORDINANCE NO. 2-86

AN ORDINANCE REGULATING TREES AND WEEDS IN THE CITY OF NELSONVILLE, DECLARING THE PENALTY FOR THE VIOLATION OF THIS ORDINANCE, AND DECLARING AN EMERGENCY.

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

### SECTION I: TREES OVERHANGING TRAVELLED PORTION OF STREETS

With the exception of the ornamental trees on the Public Square and the ornamental trees on Washington Street from the Public Square to Cable's Alley and on Columbus Street from The Public Square to Fulton Street, owners of trees, any part of which overhang or extend over any part of a public sidewalk or public street in the city shall so trim said trees and keep said trees so trimmed, that there will be a clearance of fifteen feet between the street level and the lowermost branches of said trees.

### SECTION II: TREES OVERHANGING SIDEWALKS OR LATERAL STRIPS

Owners of trees, any part of which overhang or extend over any part of a public sidewalk or lateral strip shall so trim said trees and keep said trees so trimmed, that there will be a clearance of 7½ feet between the sidewalk or lateral strip, as the case may be, and the lowermost branches of trees.

### SECTION III: NOXIOUS WEEDS

(a) Upon written information that noxious weeds are growing on lands within the city and are about to spread or mature seeds, the City Safety Service Director shall cause a written notice to be served upon the owner, lessee, agent or tenant having charge of such land, notifying him that said noxious weeds are growing on such lands and that they must be cut and destroyed within fifteen (15) days after the service of such notice. If such owner or other person having charge of such lands is a nonresident whose address is known, such notice shall be sent to his address by certified mail, return receipt requested; if the address of such owner is unknown, it shall be sufficient to publish such notice once in a newspaper of general circulation in Athens County, Ohio.

(b) Any police officer, clerk or deputy clerk or the City Safety Service Director may make service and return of the notice provided for in this section.

(c) If the owner, lessee, agent or tenant having charge of the lands herein fails to comply with such notice, the City Safety Service Director shall cause said noxious weeds to be cut and destroyed and the expenses so incurred shall be approved by the City Service Director and paid out of the treasury of the City.

(d) The Safety Service Director shall make written return to the County Auditor of his action with a statement of the charges for the services, the amount paid for the performance of such labor, and the fees of the officers who made the service with the notice and return and a proper description of the premises with a request that such amounts be entered upon the tax duplicate and a lien upon such lands from and after the date of the entry and be collected as other taxes and be returned to the municipality according to law, pursuant to Ohio Revised Code Section 731.54.

# RECORD OF ORDINANCES

National Graphics Corp., Cos., O.

Form No. 2806-A

Ordinance No. 2-86 pg 2

Passed 4-14

19 86

SECTION IV: SUPPLEMENTAL REMEDY FOR DESTROYING NOXIOUS WEEDS

It is hereby determined that weeds growing a height of eight inches or higher upon any property in the City after the first day of June of each year are a public nuisance.

The Safety Service Director, for two weeks prior to the first day of June of each year, shall publish this determination in a newspaper of local circulation and shall make demand that all property owners regularly cut the weeds growing upon their properties during the ensuing months of the year.

Should any such weeds be found within the city after the foregoing publication has been completed, the Safety Service Director may cause these to be cut at the expense of the City. Thereupon the expense of cutting shall be billed to the property owner by certified mail, return receipt requested, and upon his or her failure to reimburse the city this amount within thirty (30) days thereafter, the Director of Law may collect the same by judicial process. Any judgment uncollected for 15 days after its date shall be recorded in the records of the Clerk of the Common Pleas Court of Athens County, Ohio, as a lien upon the lands of the property owner concerned.

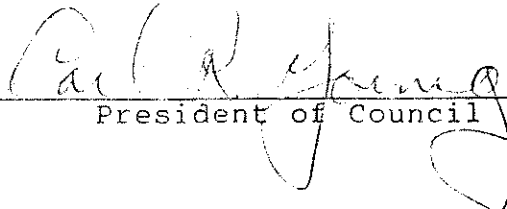
This section shall not be construed as repealing Section 3 of this ordinance, but is supplementary thereto.

SECTION V: PENALTY

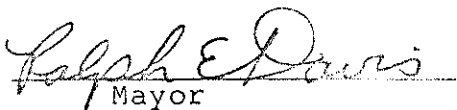
Whoever violates this Ordinance shall be deemed guilty of a minor misdemeanor and fined not exceeding \$100.00 DOLLARS. Each day's violation shall constitute a separate offense.

SECTION VI: EMERGENCY CLAUSE

This measure is declared to be an emergency measure necessary for the public health, safety and welfare of the citizens of Nelsonville and therefore, it shall take effect upon its passage and approval by the Mayor.

  
\_\_\_\_\_  
President of Council

APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk of Council

# RECORD OF ORDINANCES

National Graphics Corporation, INC. 2-86 WHICH AMENDS

Form No. 2806-A

ORDINANCE NO. 2-82 WHICH

AMENDED ORDINANCE NO. 2-76

AND ORDINANCE NO. Passed

Ordinance No.

2-10

19 86

AN ORDINANCE PERTAINING TO COIN OPERATED AMUSEMENT DEVICES, THE LICENSE FEES CHARGED THEREFORE, AND TO DECLARE AN EMERGENCY.

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

## SECTION I:

Except as herein provided Section 311.02 of the Business Regulation Code of the City of Nelsonville, Ohio, adopted pursuant to Ordinance 1145 and Ordinances 2-76 and 2-82 which amended the same, be and they are hereby amended so as to require that the license permitting the exhibition of coin operated amusement devices shall be issued only upon the payment of an annual license fee of \$50.00, in advance, for each coin operated device which requires a coin value of greater than 1¢ to operate each such machine.

## SECTION II:

All licenses issued pursuant to this Ordinance shall be posted in a prominent place in the building housing the device or or machine.

## SECTION III:

Section 311.05 of Ordinance 1145, and Ordinances 2-76 and 2-82 which amend the same, be and they are hereby further amended to read as follows:

The Mayor and Safety Service Director of the City of Nelsonville be and they are hereby authorized and empowered to collect the license fee provided for herein.

## SECTION IV:

For the reason that it is desired to forthwith adjust the license fee to represent the cost of policing such coin operated amusement devices, each license fee shall extend for a period of not more than one year effective April 15 but the license fee may be pro-rated on a quarterly basis.

# RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

Ordinance No. 3-86

Passed

2-10 1986

SECTION V:

This measure is declared to be an emergency measure necessary for the preservation of the health, welfare, public peace and safety of the residents of the City of Nelsonville; and that is shall be in effect and full force upon its passage and approval by the Mayor of the City of Nelsonville.

APPROVED:

Ralph E. Davis  
Mayor

Carl P. Goert  
President of Council

ATTEST:

Jane R. Smith  
Clerk of Council

Passed this 10<sup>th</sup> day of February, 1986.

# RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

ORDINANCE NO. 4-86

Form No. 2806-A

Ordinance No. 4-86 Passed \_\_\_\_\_ 19\_\_\_\_  
AN ORDINANCE APPROPRIATING \$1,800.00 FROM THE SEWER FUND,  
\$1,800.00 FROM THE WATER FUND, TRANSFERRING THE SAME INTO  
THE GENERAL FUND, ALL FOR THE OPERATION OF THE SEWER AND  
WATER DEPARTMENTS AND DECLARING AN EMERGENCY.

WHEREAS, a review of the Water and Sewer Departments reveals that those departments receive valuable consideration from the City in the nature of office facilities, light, heat and other utilities; and

WHEREAS, City Council recognizes that the Water and Sewer Departments should be responsible for at least a portion of the services and facilities it receives from the City.

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

SECTION I:

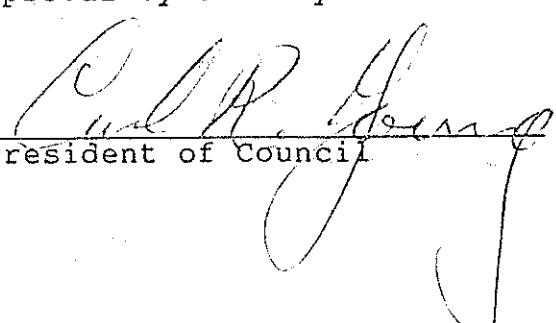
That \$1,800.00 be and it is hereby appropriated from the Sewer Fund and transferred into the General Fund of the City for the facilities and services it receives from the City of Nelsonville, Ohio, for the year 1986.

SECTION II:

That \$1,800.00 be and it is hereby appropriated from the Water Fund and transferred into the General Fund of the City for the facilities and services it receives from the City of Nelsonville, Ohio, for the year 1986.

SECTION III:

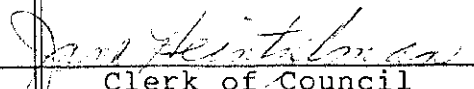
This measure is declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the citizens of Nelsonville, Ohio for the reason that the General Fund is dangerously low and therefore it shall take effect upon its passage and approval by the Mayor.

  
President of Council

APPROVED:

  
Mayor

ATTEST:

  
Clerk of Council

Passed this 16<sup>th</sup> day of February, 1986.

# RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

Form No. 2806-A

~~ORDINANCE NO. 5-86~~

Ordinance No. 5-86 AMENDING ORDINANCE NO. 17-67,  
RESOLUTION NO. 1128, <sup>passed</sup> ORDINANCE 5-73, 2-10 19 86  
~~AND ORDINANCE 11-80~~

AN ORDINANCE AMENDING SECTION 13 OF ORDINANCE 17-67 AND RESOLUTION 1128, SUBSEQUENTLY AMENDED BY SEVERAL ORDINANCES INCLUDING ORDINANCE NO. 5-73 AND 11-80, AND DECLARING AN EMERGENCY.

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

SECTION I:

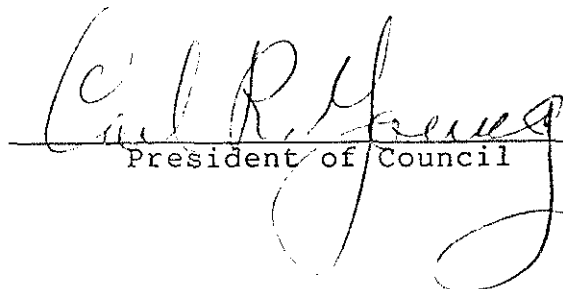
That Ordinance 17-67, Resolution 1128, and Ordinances 5-73 11-80, and other ordinances amending the Nelsonville Income Tax Ordinance or Regulation, be and they are hereby amended so as to allocate from the funds collected under the provisions of the Nelsonville City Income Tax Ordinance or Regulation at least 80% of the net available income tax receipts to the General Fund and the remaining 20% of the net available income tax receipts to the Capital Improvement Fund of the City.

SECTION II:

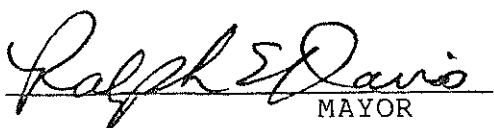
The effective date of this Ordinance shall be January 1, 1986.

SECTION III:

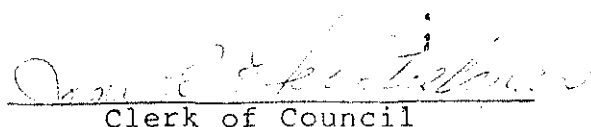
This measure is declared to be an emergency measure necessary for the preservation of the public health, safety and welfare of the citizens of Nelsonville, Ohio, for the reason that the General Fund is in need of additional operating expenses and the Capital Improvement Fund is sufficient to permit the adjustment of the allocation of the Income Tax funds derived by the aforementioned Ordinances and therefore this measure shall take effect upon passage and approval by the Mayor.

  
President of Council

APPROVED:

  
MAYOR

ATTEST:

  
Clerk of Council



217/86  
RECORD OF ORDINANCES

National Graphics Corp., Cols., O.

ORDINANCE NO. 6-86

Form No. 2806-A

Ordinance No. 6-86 pg 1

Passed 2-24

1986

~~AN ORDINANCE SETTING THE COMPENSATION OF THE NELSONVILLE SAFETY SERVICE DIRECTOR AND DECLARING AN EMERGENCY.~~

WHEREAS, THE DUTIES AND RESPONSIBILITIES OF THE SAFETY-SERVICE DIRECTOR OF THE CITY OF NELSONVILLE, OHIO, HAVE INCREASED DUE TO THE FACT THAT THE SAFETY SERVICE DIRECTOR IS REQUIRED TO MONITOR THE FLOOD INSURANCE PROGRAM, TO OVERSEE THE SUBSTANTIAL IMPROVEMENTS TO THE WATER TREATMENT PLANT, AND TO OVERSEE THE SUBSTANTIAL IMPROVEMENTS TO THE SEWER TREATMENT PLANT;

WHEREAS, TO ASSURE THE CITIZENS OF NELSONVILLE, OHIO, THAT THE FUNCTIONS OF THE SAFETY SERVICE DIRECTOR ARE CARRIED OUT BY A QUALIFIED PERSON, THE MEMBERS OF NELSONVILLE CITY COUNCIL HAVE DETERMINED THAT IT IS NECESSARY TO ADJUST THE COMPENSATION OF THE SAFETY SERVICE DIRECTOR.

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

SECTION I:

That the compensation for the Safety Service Director be and it is hereby fixed as follows:

For the first six months of service, the Safety Service Director's compensation is to be computed at the rate of \$14,000.00 annually; for the second six months of service as Safety Service Director his or her compensation is fixed at the rate of \$14,500.00 annually; for the third six months of service the Safety Service Director's compensation be and it is hereby fixed at \$15,500.00 annually; for the next six month period the compensation of the Safety Service Director be and it is hereby fixed at \$16,000.00 annually; for the next six months the compensation for the Safety Service Director be and it is hereby fixed at \$17,000.00 annually; for the next six months the compensation of the Safety Service Director be and it is hereby fixed at \$17,500.00 annually; for the balance of the period of service of the Safety Service Director the compensation for the Safety Service Director be and it is hereby fixed at \$18,000.00 annually.

SECTION II:

The Safety Service Director shall receive additional expenses which receive the prior approval of the Mayor and travel expenses at the rate of 16¢ per mile.

# RECORD OF ORDINANCES

6-86

2-24-86

National Graphics Corp., Cols., O.

Form No. 2806-A

## SECTION III:

Ordinance No. ~~6-86-Cas 2~~ <sup>Passed</sup> ~~That the current Safety Service Director, Clinton Crinfield,~~ 19

be and he is hereby compensated at the rate of \$17,500.00 in that he is in his 33 months of service as Safety Service Director of Nelsonville. That compensation shall increase to \$18,000.00 upon the anniversary date of his employment of the 1st day of May, 1986, at which time his compensation shall remain at \$18,000.00 annually.

## SECTION IV:

That the Safety Service Director shall be employed by the City in accordance with all applicable laws and regulations of the State of Ohio and Ordinances and resolutions of the City of Nelsonville, Ohio, effective on the date of the enactment of this Ordinance.

## SECTION V:

That the Safety Service Director agrees that he shall receive no other additional compensation from the City of Nelsonville other than that which is specified in this Ordinance regardless of the number of hours he devotes to his duties as Safety Service Director on a weekly, monthly or annual basis, other than as herein provided.

## SECTION VI:

That the Safety Service Director shall be entitled to two (2) weeks paid vacation following the completion of one full year of service as Safety Service Director.

## SECTION VII:

That the Safety Service Director shall be appointed by the Mayor of Nelsonville, Ohio who may discharge the Safety Service Director without cause in his sole discretion. Any person accepting the position of Safety Service Director agrees that upon his discharge he shall not be entitled to any form of compensation from the City of Nelsonville, Ohio, such as unemployment compensation benefits.

# RECORD OF ORDINANCES

National Graphics Corp., Col., O.

Form No. 2806-A

SECTION V:

Any ~~Ordinance~~ <sup>Ordinance</sup> ~~Nated~~ <sup>Nated</sup> Safety Service Director shall be given 19

credit for his previous service as Nelsonville Safety Service Director in the computation of his compensation.

SECTION VI:


This measure is declared to be an emergency measure necessary for the preservation of the health, safety, and welfare of the residents of the City of Nelsonville, and that it shall be in effect and full force upon its passage and approval by the Mayor.

APPROVED:

  
President of Council

Mayor

ATTEST:

  
of Council

Passed this 24<sup>th</sup> day of February, 1986

# RECORD OF ORDINANCES

ORDINANCE NO. *7-86*

*2-24-86*  
Form No. 2806-A

National Graphics Corp., Cols., O.

*Ordinance No.* AN ORDINANCE APPROPRIATING \$14,000.00 FROM THE WATER FUND ON AN ANNUAL BASIS, ~~\$14,000.00 FROM THE SEWER FUND ON AN ANNUAL BASIS~~ AND DECLARING AN EMERGENCY.

WHEREAS, the Sewer and Water Departments are undergoing substantial renovations under the direction of the Nelsonville Safety Service Director and other public officials in Nelsonville; and

WHEREAS, a review of the several offices or departments within the City of Nelsonville reveals that the water and sewer departments receive valuable consideration from various elected and appointed officials for the operation of those offices; and

WHEREAS, Nelsonville City Council recognizes that the water and sewer departments should be responsible for at least a portion of the services it receives from the City of Nelsonville.

NOW, THEREFORE, BE IT ORDAINED BY THE Council of the City of Nelsonville, State of Ohio:

Section I:

That the sum of \$14,000.00 be and it is hereby appropriated on an annual basis from the water fund for administrative services it receives from the various elected and appointed officials of the city.

Section II:

That the sum of \$14,000.00 be and it is hereby appropriated on an annual basis from the Sewer Fund for administrative services it receives from the various elected and appointed officials of the city.

Section III:

This measure is declared to be an emergency measure necessary for the preservation of the public health, safety and welfare of the citizens of Nelsonville, Ohio for the reason that the Water and Sewer Funds have sufficient balances to provide for the administrative expenses incurred by the operation of those offices and therefore this measure shall take effect upon its

# RECORD OF ORDINANCES

National Graphics Corp., Coils, O.  
passage and approval by the Mayor.

Form No. 2806-A

Ordinance No. 7-86-ppd

Passed 2-24 1986

*Carl R. Young*  
President of Council

APPROVED:


*Joseph S. Davis*  
MAYOR

ATTEST:

*Van R. Heintzelman*  
Clerk of Council

24th Day of February, 1986

# RECORD OF ORDINANCES

National Graphics Corp., Cois., O. 

Form No. 2806-A

Ordinance No. 8-86

Passed 3-10

1986

*1986 Annual Appropriations  
(See Auditor)*