

RECORD OF ORDINANCES

Ordinance No. 12-69

Passed 7th day of April, 1969

ORDINANCE NO. 12-69

AN ORDINANCE DEFINING ACCEPTANCE OF SUBDIVISION PLATS, REDUCTION OR RELEASE OF PERFORMANCE BONDS, ACCEPTANCE OF MAINTENANCE BONDS, AND AMENDING ORDINANCE 12-66.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

SECTION 1. That Ordinance 12-66 shall be amended as follows, with the portions in brackets repealed and the portions underlined added:

SECTION XIII. ACCEPTANCE OF FINAL PLAT.

Following the inspections outlined in Section XII, A-1, inclusive, and prior to final acceptance of subdivision plats, reduction or release of performance bond, and acceptance of maintenance bond, the following procedure shall be followed by the developer.

A. The City Engineer shall be requested by the developer to make final inspection of the plat and all improvements and the City Engineer shall prepare and submit a written report of his findings to the City Manager.

B. The City Manager shall thereupon place the subject of final acceptance of a plat, or, change in status of bond on the agenda at any regular Council meeting, with a recommendation on: (1) reduction of performance bond and to what amount; (2) release of performance bond; and, (3) initiation of the maintenance bond and to what amount, but the maintenance bond will be initiated, only upon release of the performance bond. The above recommendation is to be based on the City Engineer's determination.

C. City Council shall then make its determination on final acceptance of a plat, reduction or release of performance bond, and acceptance of maintenance bond and the City Manager directed to inform the developer of this determination.

SECTION 2. That Section XIII, PENALTIES, shall be amended as follows:

SECTION [XIII] XIV PENALTIES

1. Whoever violates any rule or regulation adopted by the Council of the [Village] City of Centerville, or fails to comply with any order, shall forfeit and pay not less than ten dollars (\$10.00) nor more than one thousand dollars (\$1,000.00). Such sum may be recovered with costs in a civil action brought in the Court of Common Pleas by legal representative of the [Village] City, in the name of the [Village] City, and for the use thereof.

2. No building permit shall be issued for the construction of a dwelling or other structure within a subdivision, until and unless the subdivision or the lots have been approved by the [Village] City Planning Board, and [Village] City Council.

SECTION [XIV] XV SEPARABILITY AND APPLICABILITY

Should any Section Provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be invalid.

SECTION 3. This ordinance shall become effective at the earliest date allowed by law.

PASSED THIS 7th day of April, 1969.

Approved:

/S/ Paul C. Hoy
Mayor

RECORD OF ORDINANCES

COLUMBUS BLANK BOOK CO., COL., O.

Form No. 2806-A

Ordinance No. 12-69 cont.

Passed

19

ATTEST:

/S/ Marilyn J. McLaughlin
Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 12-69, passed by the Council of the City of Centerville, Ohio, on the 7th day of April, 1969.

/S/ Marilyn J. McLaughlin
Clerk of Council