

RECORD OF ORDINANCE

Date Presented 11/23/2021

Sponsor Mayor Sandine Ordinance No. 38-21 Date Passed Dec 14, 2020

AN ORDINANCE GIVING CONSENT OF THE VILLAGE TO THE PLOWING OF SNOW UNDER THE SUPERVISION OF THE FAIRFIELD COUNTY ENGINEER PER SECTION 5501.41 OF THE OHIO REVISED CODE.

WHEREAS, the Fairfield County Engineer is considering the matter of the plowing of snow (no other treatment) under his supervision, on County Road Extensions in or through incorporated villages, in accordance with the provisions of Section 5501.41, Ohio Revised Code, and,

WHEREAS, it is proposed that personnel of the Fairfield County Engineer's Office plow the snow for the 2021-2022 winter season on County Road Extensions within the Village of Lithopolis, in accordance with the provisions of this Ordinance, to wit:

- The County Snow Plow Truck can plow the snow on County Road Extensions within the Village, when, as, and if the said County Snow Plow Truck is being driven through the said Village.
- The County Snow Plow Truck will not place salt nor abrasives on the County Road Extension within the Village Corporation Limits.
- The County Snow Plow Truck will not remove the snow from driveways, parking areas, nor intersecting roads or streets within the corporate limits of Villages.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LITHOPOLIS, FAIRFIELD COUNTY, STATE OF OHIO;

Section 1. That it is declared to be in the public interest that the consent of said Village be, and such consent hereby is, given that said plowing of snow may be done when, as, and if the County Snow Plow Truck is driven through the Village on a County Road Extension; that no salt or abrasives will be applied nor will snow be removed from driveways, parking areas, or intersecting roads or streets within the Corporate Limits of the Village. The Village Council understands and agrees that the plowing of snow contemplated herein will be accomplished in conjunction with the plowing of County Roads leading into the Village with no priority being given to the plowing of snow within the Village.

Section 2: That Fairfield County, its agents and representatives, shall be totally indemnified and held harmless by the Village of Lithopolis, regarding any and all liabilities, injuries, or damages, resulting from the removal of snow from the County Road Extensions within the Village Corporate Limits by the County Snow Plow Truck as it travels through the Village on County Road Extensions.

Section 3: That the Clerk be, and he/she hereby is, directed to furnish the County Engineer and the Board of Fairfield County Commissioners with two certified copies of this Ordinance immediately upon the taking effect thereof.

Section 4: That this Ordinance shall take effect only for the 2021-2022 winter season and be in force from the earliest period allowed by law.

Attest/Date:

Jacinta Flowers
Clerk

Signed/Date

[Signature]
Mayor 12/14/21

Approved as to form:

[Signature]
Jon M. Browning

First Reading

11/23/21

Second Reading

12/14/21

Revised Second Reading

Third Reading

waived

VOTE FOR

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AGAINST

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