

ORDINANCE NO. 41-23
SECTION 5501.41 OHIO REVISED CODE

GIVING CONSENT OF THE VILLAGE TO THE PLOWING OF SNOW UNDER THE SUPERVISION OF THE FAIRFIELD COUNTY ENGINEER

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 2023-2024 winter season on County Road Extensions within the Village of Lithopolis, in accordance with the provisions of this Ordinance, to wit:

- a. 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.
- b. The County Snow Plow Truck will not place salt nor abrasives on the County Road Extension within the Village Corporation Limits.
- c. 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, 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 2023-2024 winter season and be in force from the earliest period allowed by law.

Date passed: December 12, 2023

Attest: Jacinta Flowers
Clerk

[Signature]
Mayor

CERTIFICATE OF COPY

Village of Lithopolis)
County of Fairfield, Ohio) ss:

I, Jacinta Flowers, as Clerk of the Village of Lithopolis Ohio, do hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the Council of said Village on the 12th day of December, 2023; that the publication of such Ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such Ordinance have been taken; and that such Ordinance and the certificate of publication thereof are of record in Ordinance No. 41-23, Page _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my Official Seal this 12th day of December, 2023.

Jacinta Flowers
Clerk, Village of Lithopolis, Ohio