

RESOLUTION NO. 9-10

The Board of Health of the Clermont County General Health District met in regular session on the 14th day of July, 2010, with the following members present:

Mr./Ms. _____ moved for adoption of the following Resolution:

RESOLUTION RESCINDING ESTABLISHED PENALTY FEES FOR LATE PLUMBING INSTALLATION PERMITS (Adopted Resolution 10-07, Revised Resolution 8-08), HSTS INSTALLATION PERMITS (Adopted Resolution 2-08, Revised Resolution 3-10), PRIVATE WATER INSTALLATION PERMITS ((Adopted Resolution 6-90) AND ADOPTING STATE MANDATED PENALTY FEE OF 25% OF THE FEE ESTABLISHED WHEN PAYMENT OF ANY HEALTH DISTRICT FEE ESTABLISHED UNDER 3909.09 IS NOT RECEIEVED BY THE DAY ON WHICH PAYMENT IS DUE.

WHEREAS, the Board of Health of the Clermont County General Health District has the authority pursuant to Ohio Revised Code Section 3709.09 to establish a uniform system of fees to pay the costs of any services provided by the Board; and

WHEREAS, House Bill 1 passed by the 128th General Assembly and effective 10/16/2009 states that for any fee established under section 3909.09 of the Ohio Revised Code that is not received by the day on which payment is due, the Board of Health shall assess a penalty equal to twenty-five per cent of the applicable fee; and

WHEREAS, the Board of Health of the Clermont County General Health District has the authority has previously established penalty fees that differ from the penalty fees established by Ohio House Bill 1.

NOW, THEREFORE, BE IT RESOLVED, by this Board of Health of the Clermont County General Health District, that effective August 1, 2010 that penalty fees for late plumbing installation permits adopted under resolution 10-07and revised in resolution 8-08, penalty fees for HSTS installation permits adopted under resolution 2-08 and revised in resolution 3-10, and penalty fees for private water installation permits adopted under resolution 6-90 are rescinded and the state mandated penalty fee of 25% of any Health District fee established under 3909.09 of the Ohio Revised Code when payment is not received by the day on which payment is due is adopted.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of Health of the Clermont County General Health District, that this policy be recorded and certified to become a

part of the record of local regulation by the Board of Health of the Clermont County General Health District.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by this Board of Health of the Clermont County General Health District, that this policy be published in one newspaper of general circulation that is in the Clermont County General Health District once a week for two consecutive weeks and that the first publication take place no later than 10 days prior to the effective date of the revision adopted herein.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this Board of Health of the Clermont County General Health District hereby find by vote of at least three-fourths of its members that this Resolution be read only once and the requirement that it be read on three different days hereby be dispensed with as provided by law.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this Board of Health of the Clermont County General Health District finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance of the applicable legal requirements, including section 121.22 of the Ohio Revised Code.

Mr./Ms. _____ seconded the motion and upon roll call, the vote was as follows:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Board of Health of the Clermont County
General Health District:

JAMES HANSBAUER, PRESIDENT

DATE

ATTEST:

SECRETARY

DATE

This resolution was approved, as to form, by the office of the Clermont County Prosecuting Attorney, Donald W. White

By: _____
Assistant Prosecuting Attorney

DATE