

**ORDINANCE 2026-07**

**AN ORDINANCE REPEALING ORDINANCE 2023-10 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF COMMERCIAL POINT OHIO, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Village Council previously adopted **Ordinance 2023-10**, which amended section 1042.05 of the Codified Ordinances of the Village of Commercial Point relating to the discharge of cooling water and unpolluted industrial process waters into the sanitary sewer, and

**WHEREAS**, the Village Council has determined that it is in the best interests of the Village to repeal Ordinance 2023-10 and restore the prior provisions of the Codified Ordinances; and

**WHEREAS**, Council desires to ensure clarity and consistency within the Village's sanitary sewer regulations.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, OHIO THAT:**

**Section 1.** The **Ordinance 2023-10**, amending Section 1042.05 of the Codified Ordinances of the Village of Commercial Point, Ohio, is hereby **repealed in its entirety**.

**Section 2.** Upon the effective date of this Ordinance, the provisions of the Codified Ordinances that existed prior to the adoption of 2023-10 shall remain in full force and effect unless otherwise amended by Council.

**Section 3.** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that result in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**Section 4.** This ordinance is hereby declared to be an **emergency measure** necessary for the immediate preservation of the public peace, health, safety, and welfare of the Village and for the proper regulation of the Village sanitary sewer system; therefore, this Ordinance shall take effect **immediately upon passage**.

Vote on Suspension of the Readings:

Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_

Roll Call:

|                      |                        |                     |
|----------------------|------------------------|---------------------|
| ____ Jay Weaver      | ____ Dustyn Fox        | ____ Ezekiel Miller |
| ____ Courtney Denton | ____ Patricia Anderson | ____ Eric Nungester |

Vote on Passage of the Ordinance:

Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_

Roll Call:

|                      |                        |                     |
|----------------------|------------------------|---------------------|
| ____ Jay Weaver      | ____ Dustyn Fox        | ____ Ezekiel Miller |
| ____ Courtney Denton | ____ Patricia Anderson | ____ Eric Nungester |

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Nancy Geiger, Mayor

\_\_\_\_\_  
Wendy Hastings, Fiscal Officer

Approved as to Form:

\_\_\_\_\_  
William M. Mattes, Village Solicitor



**§ 1042.05 STORM WATER PROHIBITED IN SANITARY SEWERS.**

Unless a permit has been issued by the Village Administrator of the Village of Commercial Point allowing such action, no person, corporation, or entity being the owner, tenant, or in possession of real property within the village shall do or permit to be done the following on or from such property:

(a) Discharge, cause to be discharged or permit to be discharged any storm water, ground water, surface water, roof water runoff, subsurface drainage water, cooling water or unpolluted industrial process waters into a sanitary sewer line of the village;

(b) Install, cause to be installed or with knowledge thereof, permit to exist a sewer tap pipe or other obstruction which protrudes into or otherwise obstructs a sanitary sewer line of the village; or

(c) With knowledge thereof cause or permit to exist, a root obstruction in a sanitary sewer line of the village, which root obstruction comes or came from a tree or vegetation on such property. As used herein, knowledge shall be presumed upon service of written notice as stipulated in Section 1.15.