

RESOLUTION NO. 10 , 2012

**A RESOLUTION DECLARING A MORATORIUM ON THE COLLECTION
OF THE ENVIRONMENTAL IMPACT FUND FEES**

WHEREAS, Chapter 153.05 of the Code of Ordinances of the City of Montgomery creates an Environmental Impact Fund and levies a fee equal to \$750.00 for the development of single-family residences, \$675.00 per family unit for the development multi-family facilities, and 75¢ per square foot for all other commercial development within the City; and

WHEREAS, as a result of the economic recession which has impacted development within the City of Montgomery and many other communities throughout the United States, and to spur economic development and improve property values within the community, the Administration has recommended suspending collection of the Environmental Impact Fund fees for a period of two years to provide across the board relief for all construction and development in the City; and

WHEREAS, suspending these fees will not impact the General Budget nor curtail services within the City, but may help provide the stimulus for growth and expansion within our community.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The fees and taxes established under Chapter 153.05 of the Code of Ordinances payable to the Environmental Impact Fund shall be suspended for a period of twenty-four (24) months commencing May 1, 2012 and ending April 30, 2014. If

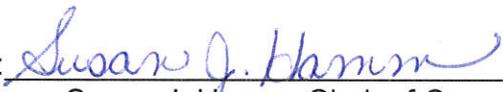
appropriate, Council may extend this moratorium with additional legislation prior to the expiration of this moratorium.

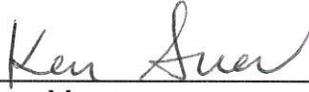
SECTION 2. The suspension of this tax and the collection of these funds shall in no way impact any other regulation or authority, including the expenditure authority set forth in Chapter 153.05 of the Code of Ordinances.

SECTION 3. All sections, subsections, parts and provisions of this Resolution are hereby declared to be independent sections, subsections, parts and provisions, and the holding of any section, subsection, part or provision to be unconstitutional, void or ineffective for any reason shall not affect or render invalid any other section, subsection, part or provision of this Resolution.

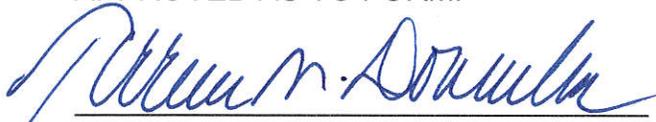
SECTION 4. This Resolution shall be in full force and effect from and after its passage.

PASSED: May 2, 2012

ATTEST: 
Susan J. Hamm, Clerk of Council


Ken Suer, Mayor

APPROVED AS TO FORM:


Terrence M. Donnellon, Law Director