

AN ORDINANCE AMENDING SECTION 660.22, “OBSTRUCTING SEWERS AND WATERCOURSES”, OF THE GENERAL OFFENSES CODE AND DECLARING AN EMERGENCY.

WHEREAS, the City Engineer, City Solicitor have advised that it is necessary to amend Section 660.22 of the Codified Ordinances of Hudson to address dangers to private properties, as well as public infrastructure and to increase the penalty for violation of this ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hudson, Summit County, State of Ohio, that:

Section 1. Section 660.22 of the Codified Ordinances of the City of Hudson is hereby amended to read as follows:

**“660.22 OBSTRUCTING DITCHES, DRAINS, STORM SEWERS AND—OR WATERCOURSES.**

**(a) Without a permit issued by the Municipality, no person shall:**

~~(a) No person shall obstruct~~ **(1) Obstruct** any ditch, drain, storm sewer or watercourse, along, upon or across any **adjacent real property of another or any** public street ~~or~~, highway ~~or~~ divert, **or easement; or**

**(2) Divert** any water or drainage from adjacent lands to or upon any **adjacent real property of another or to or upon any** public street ~~or~~, highway ~~or~~, without such legal authority ~~or permission as may be required by law,~~ **or easement; or**

~~make~~ **(3) Make** any connection to any storm sewer or sanitary sewer in or upon any ~~such~~ **public** street ~~or~~, highway, **or easement.**

(b) Whoever violates this section is guilty of a ~~minor~~-misdemeanor **of the third degree.**”

Section 2. Existing Section 660.22 “Obstructing Sewers and Watercourses,” of the Codified Ordinances of the City of Hudson, as it existed prior to the effective date of this Ordinance, is hereby repealed.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and all deliberations of this Council and any of its committees that resulted 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 declared to be an emergency measure which is necessary for the immediate preservation of the public health, safety and general welfare of persons, private property and public infrastructure from flooding and damage caused by storm water runoff; wherefore, it shall take effect and be in force immediately upon passage, provided it receives five

(5) affirmative votes of Council, except that six (6) affirmative votes are required if all members are present; otherwise it shall be in full force and effect from and after the earliest period allowed by law.

PASSED:

\_\_\_\_\_  
Jeffrey Anzevino, Mayor

ATTEST:

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council

I certify that the foregoing Ordinance No. 22-81 was duly passed by the Council of said Municipality on \_\_\_\_\_, 2022.

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council