

**VILLAGE OF YELLOW SPRINGS
ORDINANCE 2020-10**

**AUTHORIZING THE CANCELLATION OF UTILITY DEBT OWED TO THE VILLAGE OF
YELLOW SPRINGS WHICH ORIGINATES PRIOR TO CALENDAR YEAR 2015**

WHEREAS, Article XVIII, Section 4, of the Ohio Constitution authorizes municipalities to acquire, construct, own, lease and operate public utilities for the benefit of its citizens; and

WHEREAS, the Village of Yellow Springs provides electricity, water, sewer and sanitation service to its citizens in accordance with the rates and terms set forth in Part 10, Title 4, of the Codified Ordinances of Yellow Springs; and

WHEREAS, some current and/or former citizens of the Village of Yellow Springs have unpaid balances for utility services provided by the Village, which balances have remained unpaid for a number of years; and

WHEREAS, the statute of limitations to collect on past due utility accounts is six years; and

WHEREAS, Village Council would like to clear these old, delinquent, uncollectible utility accounts from its books; and

WHEREAS, Village Council wishes to cancel all utility debt owed to the Village for all utility bills that originated prior to calendar year 2015,

**NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS HEREBY
ORDAINS THAT:**

Section 1. The debt for all delinquent utility accounts in the Village of Yellow Springs that originated prior to calendar year 2015 is hereby canceled, and those pre-calendar year 2015 accounts shall be set to zero.

Section 2. This Ordinance is hereby authorized under the Village's home rule powers as set forth in Article I, Section 3, of the Charter of Yellow Springs, Ohio.

Section 3. This Ordinance shall take effect on the earliest date allowed by law.

Brian Housh, Council President

Passed: 7-6-2020

Attest: _____
Judy Kintner, Clerk of Council

ROLL CALL

Brian Housh Y Marianne MacQueen Y Kevin Stokes Y
Lisa Kreeger Y Laura Curliss Y