

## ORDINANCE 09-01

### ORDINANCE AMENDING FEE SCHEDULE

**WHEREAS**, The City of Westfield, (“City”) is a duly formed municipal corporation within the State of Indiana, governed by its duly elected Mayor and Common Council (“Council”); and,

**WHEREAS**, it is the duty and the responsibility of the Council to maintain the fiscal integrity of the City and to oversee the implementation of its fees and to balance that responsibility with the fair and equitable treatment of those entities that serve the greater Westfield community and enhance the lives of those within our greater community, and

**WHEREAS**, fees assessed against the Westfield-Washington School Corporation have been historically waived as a means of lessening the financial impacts to development of the schools and thereby foster their growth and the services available to the entire City.

**NOW, THEREFORE, BE IT ORDAINED** by the Westfield City Common Council meeting in session as follows:

- Section 1.** That Section 2-438 of the Westfield Code of Ordinances shall be amended as follows:
- (a) Notwithstanding the provisions of any other ordinance, the **City shall** waive 50 percent of the following charges as applied to the Westfield-Washington School Corporation: water availability, sewer availability and road impact fees.
  - (b) Notwithstanding the provision of any other ordinance, the **City shall** waive 100 percent of the following charges as applied to the Westfield-Washington School Corporation: improvement location permits and variance and special exception application fees.
- Section 2.** The Council shall retain the authority to waive the following:
- (a) Notwithstanding the provisions of any other ordinance, the **City may** waive 50 percent of the following charges

as applied to churches: water availability, sewer availability and road impact fees.

- (b) Notwithstanding the provision of any other ordinance, the **City may** waive 100 percent of the following charges as applied to churches: improvement location permits and variance and special exception application.

**Section 3.**

This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods, all as provided by the laws of the State of Indiana. All Ordinances or parts thereof that are in conflict herewith are hereby ordered repealed. Any portion of this Ordinance later deemed invalid shall not operate to invalidate the remaining portions.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

ALL OF WHICH IS ORDAINED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2009.

WESTFIELD CITY COUNCIL

Voting For

Voting Against

Abstain

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John Dippel

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John Dippel

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John Dippel

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Bob Horkay

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Bob Horkay

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Bob Horkay

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Ken Kingshill

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Ken Kingshill

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Ken Kingshill

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Bob Smith

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Thomas Smith

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Thomas Smith

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Rob Stokes

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Rob Stokes

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Rob Stokes

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Steve Hoover

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Steve Hoover

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Steve Hoover

ATTEST:

\_\_\_\_\_  
Cindy Gossard, Clerk Treasurer

I hereby certify that ORDINANCE 09-01 was delivered to the Mayor of Westfield

on the \_\_\_\_\_ day of \_\_\_\_\_, 2009, at \_\_\_\_\_ m.

\_\_\_\_\_  
Cindy Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 09-01

this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 09-01

this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
J. Andrew Cook, Mayor

ATTEST:

\_\_\_\_\_  
Cindy Gossard, Clerk Treasurer

This document prepared by  
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