

# Village of Bay View

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304 EAST BAY VIEW DRIVE

TELEPHONE 684-5315

9-6-23

BAY VIEW - - SANDUSKY, OHIO 44870

Rick Jeffrey  
Erie County Auditor  
247 Columbus Ave.  
Sandusky, OH 44870

The Village of Bay View would like to change the street lighting assessment on the taxes. The percentage of tax value of the property assessed shall be at the rate of one (1) mill for each one dollar of valuation, which amounts to ten (.10) cents for each one hundred dollars of valuation. This is per O.R.C. #727.01.

Thank you,



Marsha Schenk  
Clerk of Bay View

Resolution No. 2023-02

**A RESOLUTION DECLARING THE NECESSITY FOR PROVIDING FOR THE PAYMENT OF STREET LIGHTING IN THE VILLAGE OF BAY VIEW, OHIO, THE COST OF WHICH WILL BE PAID BY SPECIAL ASSESSMENTS UPON ALL PROPERTIES BENEFITED AND DECLARING AN EMERGENCY**

The Village Council of Bay View, Erie County, Ohio met in regular session on September 5, 2023 with the following Council members present:

Matthew Aichholz  
 Lola James

Sam Broker  
 Kimberly Broker

Joyce Behrendt  
 Daniel Grieger

Sam Broker Moved the adoption of the following Resolution:

**BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF BAY VIEW, ERIE COUNTY, OHIO, THAT:**

**SECTION 1.** It is hereby deemed necessary to provide for the payment of electric power for street lighting by special assessments on all parcels benefited, which is hereby determined to be all parcels of land within the municipality, except parcels owned by the State of Ohio, the Village of Bay View, and other tax-exempt parcels.

**SECTION 2.** No expenditure shall be made nor any portion of this special assessment used to improve or install additional lighting facilities except to the extent that funds are available after provision for or payment of all costs of electric power.

**SECTION 3.** The cost of the lighting of streets within the Village, less Two percent (2%) shall be assessed upon all of the lots and lands within this Village which said lots and lands are hereby determined to be specifically benefited by said street lighting. Said assessment shall be levied by a percentage of the tax value of the property assessed at a rate necessary to generate \$15,000.00 per year. No bond shall be issued in anticipation of the collection of the special assessment. The amount of said special assessment shall be certified by the Village Clerk to the County Auditor, as provided by law, to be placed by the County Auditor upon the tax duplicate and collected as other taxes as part of the 2023 and 2024 tax collections to be levied in two equal installments each year and collected in the calendar years 2024 and 2025.

**SECTION 4.** The Village Clerk is hereby authorized and directed to prepare an estimated assessment of the cost of electric power to provide street lighting within the Village and file said estimated costs within her office, so that the same is available for public inspection.


**SECTION 5.** Upon the filing of the said estimated assessment for street lighting as hereinbefore provided, the Clerk of the Village is authorized and directed to cause notice of the passage of this Resolution and of the filing of said estimated assessments to be published in a newspaper of general circulation in the municipality for two (2) consecutive weeks.

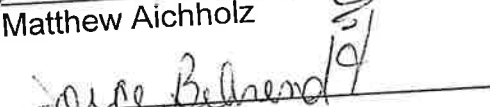
**SECTION 6.** That the Village Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 7.** This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the residents of the Village of Bay View Ohio for the reason that the action taken herein is necessary for the safety of the residents of the Village to provide street lighting as soon as possible. It shall therefore take effect immediately upon passage by the affirmative vote of not less than five (5) members elected to Village Council and approval by the Mayor or otherwise at the earliest time allowed by law.


Voted on and signed this **5<sup>th</sup> day of September 2023** in the Village of Bay View, Ohio.


Council for the Village of Bay View Ohio:


  
Matthew Aichholz

  
Joyce Behrendt

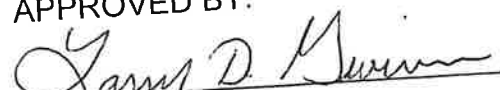
  
Kimberly Broker

  
Samuel Broker

  
Lola James

  
Daniel Grieger

APPROVED BY:

  
Mayor Larry Gwinner

State of Ohio :  
County of Erie :

I, Marcia Schenk, the duly elected Clerk of the Village of Bay View, Ohio hereby certify that the foregoing Resolution No. **2023-01** is taken and copied from the record of proceedings of the Village Council of Bay View, Erie County Ohio, and that it has been compared by me with the resolution on the record and is a true and accurate copy. Further, I certify that the adoption of such resolution occurred in an open meeting held in compliance with R.C. § 121.22.

Marsha Schenk Date: 9-5-23

Marsha Schenk  
Clerk/Treasurer