

1st reading 3-12-2025  
P&Z Rec. 3-18-2025  
2nd reading 4-2-2025  
3rd reading 4-9-2025  
Voted on 4-9-2025  
Ayes: 6 Nays: 0  
PASSED  DEFEATED

03/20/2025

**ORDINANCE NO. 2025-7  
(AS AMENDED)**

**AN ORDINANCE  
AMENDING SECTION 1133.07, IMPACT FEES, OF THE  
CODIFIED ORDINANCES OF ORANGE VILLAGE, AND  
DECLARING AN EMERGENCY.**

WHEREAS, the Orange Village administration has advised this Council of the need to amend Section 1133.07, to authorize a different impact fee for developments in the Orange Place South Planned Development District (OPS-PDD);

WHEREAS, this Council finds and determines that the donation of over thirty-seven (37) acres to Orange Village for park purposes warrants a modification of the impact fee imposed upon development within the OPS-PDD; and

WHEREAS, this Ordinance has been referred to the Planning and Zoning Commission for a report and recommendation.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF ORANGE VILLAGE, STATE OF OHIO:**

SECTION 1. That existing Section 1133.07, Impact Fees, of the Codified Ordinances of Orange Village is amended to provide as follows:

**“1133.07 IMPACT FEES.**

(a) Except for those dwelling units constructed as part of a ~~OPS-PPD U-3A Continuing Care Retirement Community~~ development, as provided in subsection (b) below, no building permit shall be issued for a dwelling unit to any owner, subdivider, or agent of either, until a fee of seven hundred fifty dollars (\$750.00) is paid to the Village for each such dwelling unit to be constructed, which fee is to be used for Village recreational purposes. Each such fee shall be deposited in the Village Recreation Capital Improvement Fund and shall be used for recreational capital improvements.

(b) No building permit shall be issued to any owner, or any agent of an owner, authorizing the construction of a ~~Continuing Care Retirement District OPS-PPD~~ development dwelling unit until a fee of ~~three hundred seventy-five dollars (\$375) one thousand dollars (\$1,000.00)~~ per dwelling unit is paid to the Village for each such dwelling unit to be constructed; ~~Each such fee shall be deposited in the Village Safety Forces Capital Improvement Fund and shall be used for safety forces capital improvements; provided, however, that if a U-1 development is constructed in a U-3A District OPS-PDD, the recreation impact fee levied pursuant to subsection (a) hereof shall be levied and collected in lieu of the safety forces capital improvement impact fee.~~ For the purposes of this subsection, a “dwelling unit” shall include any independent living or assisted living room, or suite of rooms, designed for occupation by one or more persons or any skilled nursing facility bed, irrespective of the number of beds to be located in a given room. The Building

Commissioner shall determine how many “dwelling units”, as defined herein, will be located within any proposed building for which a building permit is sought.

(c) The Treasurer of the Village is hereby directed to submit reports to Council by the first regular meeting of December of each even numbered year, setting forth:

(1) The amount of funds paid, under the provisions of this section, into the Recreational Capital Improvement Fund ~~and the Safety Forces Capital Improvement Fund~~ for the preceding twenty-four month (24) period; and

(2) The amount and value of any equipment furnished, repaired or replaced, or improvements made, or Village land provided or current payments made for ~~recreational capital improvements land or improvements previously built for any new or existing public recreational facility or safety forces facility~~ paid from the General Fund or other fund during the same preceding twenty-four (24) month period.

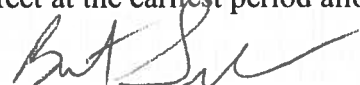
(d) Council shall, from such reports, compare the amounts described in subsections (c)(1) and (c)(2) hereof, and shall, by the next regular meeting in December, appropriate from the General Fund, if necessary, to the Recreation Capital Improvement Fund ~~or the Safety Forces Capital Improvement Fund~~, an amount substantially equal to the difference between the amounts described in subsections (c)(1) and (c)(2) hereof. If Council finds, from the reports described herein, that the Village has contributed or paid, from sources other than the Recreational Capital Improvement Fund ~~or the Safety Forces Capital Improvement Fund~~ for the items set forth in subsection (c)(2) hereof, an amount greater than the funds received under this section, then Council shall carry over the excess amount for credit for the Village contribution in the next twenty-four (24) month period.”

SECTION 2. That existing Section 1133.07, and any Ordinance or any part of any Ordinance that conflicts with this Ordinance, is repealed to the extent of the conflict.

SECTION 3. That the actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Chapter 105 of the Codified Ordinances of Orange Village.

SECTION 4. That this Ordinance shall be in effect at the earliest period allowed by law.

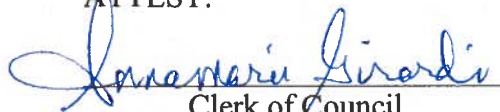
PASSED: April 9, 2025

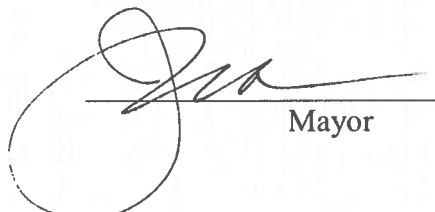
  
\_\_\_\_\_  
Council President

Submitted to the Mayor for approval on this 9<sup>th</sup> day of April, 2025

Approved by the Mayor this 9<sup>th</sup> day of April, 2025

ATTEST:

  
\_\_\_\_\_  
Clerk of Council

  
\_\_\_\_\_  
Mayor