



**ORDINANCE 063-2024**

TO DIRECT THE BOARD OF ELECTIONS TO SUBMIT TO THE ELECTORATE AT THE NEXT REGULAR MUNICIPAL ELECTION A PROPOSED AMENDMENT TO THE CITY OF MARYSVILLE'S CHARTER, TO WIT: TO ENACT ARTICLE XII, GENERAL PROVISIONS, SECTION 12.10 TO PROHIBIT THE CREATION OF TAX INCREMENT FINANCING INCENTIVE DISTRICTS FOR DWELLING UNIT IMPROVEMENTS AND PROHIBIT DWELLING UNIT IMPROVEMENTS TO BE A PUBLIC PURPOSE WITHOUT APPROVAL OF THE BOARD OF EDUCATION OF EACH CITY, LOCAL, OR EXEMPTED VILLAGE SCHOOL DISTRICT WITHIN THE TERRITORY

WHEREAS, A Petition for Submission of Proposed Amendment to Charter by adding Section 12.10, which is set forth and incorporated below, was submitted to the City Finance Director/Auditor on October 14, 2024; and

WHEREAS, the City Finance Director/Auditor, in accordance with Ohio Constitution Article XVIII Section 9, submitted the Petition to the Board of Elections in order to determine, pursuant to Section 12.05 of the Marysville's Charter, whether the petition contains the requisite number of valid signatures which have to equal ten (10) percent of the total electors voting at the last Municipal election; and

WHEREAS, the Board of Elections returned said Petition to the City identifying one thousand eighteen (1,018) valid signatures with eight hundred eighty-nine (889) signatures required; and

WHEREAS, the Petition is therefore valid and sufficient and the question of whether to add Section 12.10 to the Charter, set forth in the Proposed Amendment, is hereby submitted to the Board of Elections to be placed on the ballot at the next Municipal election; now, therefore

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARYSVILLE, OHIO, That:**

SECTION I. City Council finds that the Petition for Submission of Proposed Amendment to Charter, by adding Section 12.10 to the City Charter, contains the requisite number of valid signatures from the City's electorate and finds the Petition to be valid and sufficient.

SECTION II. Therefore, the Board of Elections is hereby directed to place on the ballot for passage the question of whether to add to the City's Charter Section 12.10 as set forth below:

TO ENACT ARTICLE XII, GENERAL PROVISIONS, SECTION 12.10 TO PROHIBIT THE CREATION OF TAX INCREMENT FINANCING INCENTIVE DISTRICTS FOR DWELLING UNIT IMPROVEMENTS AND PROHIBIT DWELLING UNIT IMPROVEMENTS TO BE A PUBLIC PURPOSE WITHOUT APPROVAL OF THE BOARD OF EDUCATION OF EACH CITY, LOCAL, OR EXEMPTED VILLAGE SCHOOL DISTRICT WITHIN THE TERRITORY

Sec. 12.10. Prohibition of creation of Tax Increment Financing incentive districts for dwelling unit improvements and prohibition of dwelling unit improvements to be a public purpose without approval of the board of education of each city, local or exempted village school district within the territory of which the incentive district is or will be located.

Notwithstanding any other provision of this Charter or Ohio Law, the Council shall not:

- (1) Declare an improvement to any parcel in the City to be a "public purpose," pursuant to Section 5709.40(B) of the Ohio Revised Code, or any provision of the Ohio Revised Code, Chapter 5709, as now exists or hereafter amended, if the improvement includes the construction or creation of one or more Dwelling Units: or
- (2) Create an "incentive district", pursuant to Section 5709.40(C) of the Ohio Revised Code, or any other provision of the Ohio Revised Code Chapter 5709, as now exists or hereafter amended, unless the Council limits the improvements in the "incentive district" so as to exclude the construction or creation of one or more Dwelling Units in the "incentive district" without first obtaining approval of the board of education of each city, local or exempted village school district within the territory of which the incentive district is or will be located.

"Dwelling Unit" for purposes of Section 12.10 of this Charter, means any permanent building or portion thereof which is designated or used exclusively for residential occupancy including but not limited to, apartments, houses, town houses, retirement communities or condominiums, but does not include hotels or motels.

SECTION III. If the amendment is approved by a majority of the voters, the Clerk of Council shall submit a Certified Copy of the Amendment to the Secretary of State's Office within thirty (30) days of its approval.

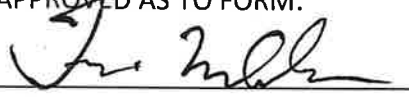
1<sup>st</sup> Reading November 25, 2024

2<sup>nd</sup> Reading December 2, 2024

3<sup>rd</sup> Reading December 16, 2024

Passed: December 16, 2024

APPROVED AS TO FORM:

  
LAW DIRECTOR

  
PRESIDENT OF COUNCIL

ATTEST:

  
CLERK OF COUNCIL