

1st Reading 7/21/11  
2nd Reading 4/18/17  
3rd Reading 5/16/17

## ORDINANCE NO. 17-03-02

**AN ORDINANCE** amending Section 1, (A) and (B) Authority to Levy Tax; Purpose of Tax, of Chapter 880, Orwell Village Income Tax Ordinance, of the Codified Ordinances of Orwell Village, clarifying the purpose for which the tax is to be collected, and changing the rate of the tax levied on income from 1% to 1.5% effective January 1, 2018, and declaring an emergency.

**WHEREAS**, the manager and council deem it necessary and proper to amend Section 1, (A) and (B) of Chapter 880, Orwell Village Income Tax Ordinance, of the Codified Ordinances of Orwell Village, to clarify the purpose for which the tax may be collected and to change the rate of tax levied from 1% to 1.5%.

**Now therefore**, be it ordained by the council of the Village of Orwell, County of Ashtabula, and State of Ohio, that:

**Section 1.** That Section 1, (A) and (B) Authority to Levy Tax; Purpose of Tax, of Chapter 880 of the Codified Ordinance, Orwell Village Income Tax Ordinance, be amended to read as follows:

### **“SECTION 1 AUTHORITY TO LEVY TAX; PURPOSE OF TAX.**

(A) To provide funds for the purposes of general municipal operations, maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements, Orwell Village hereby levies an annual municipal income tax on income, qualifying wages, commissions and other compensation, and on net profits as hereinafter provided.

(B) The annual tax is levied at a rate of 1.5% (one and one-half percent) effective January 1, 2018. The tax is levied at a uniform rate on all persons residing in or earning or receiving income in Orwell Village. The tax is levied on income, qualifying wages, commissions and other compensation, municipal taxable income as defined in Section 2 (C)(22), and on net profits as hereinafter provided in Section 3 of this Ordinance and other sections as they may apply.”

**Section 2.** This ordinance amends the Orwell Village Income Tax Ordinance by clarifying the purpose for which the tax is to be collected, changing the rate of the tax levied on income as stated in said ordinance from 1% to 1.5%, and establishing January 1, 2018, as the effective date for said changes; any existing sections of said ordinance in conflict with this ordinance are hereby repealed, and are no longer of any force and effect.

**Section 3.** This ordinance is declared to be an emergency measure, necessary for the orderly conduct of village affairs, so as to allow timely submission to the Ashtabula County Board of Elections of this ordinance to place on the ballot at the upcoming primary election the question of an income tax of 1.5% to replace the current income tax of 1%, which tax shall take effect on January 1, 2018.

**Wherefore**, this ordinance shall take effect and be in full force from and immediately after its passage.

Passed: ~~March~~ <sup>May</sup> 16, 2017

Approved:

  
\_\_\_\_\_  
Manager

Attest:

  
\_\_\_\_\_  
Clerk-Fiscal Officer

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

# Certificate of Result of Election on Question or Issue

R.C. 3501.11

State of Ohio

County of Ashtabula }

The Board of Elections of Ashtabula County hereby certifies that at the election held in the 1 Orwell Village

(Name of Subdivision)

on the 7 day of November, 2017, the vote cast on the following issue was as follows:  
(Month) (Year)

Issue Shall Ordinance 17-03-02 providing for a 0.5% levy increase on income (from 1% to 1.5%) to provide funds for the purpose of general municipal operations, maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements within the Village of Orwell, Ohio, effective January 1, 2018, be passed?  
(Tax levy, bond issue, miscellaneous question, etc.-describe fully)

Votes <u>For the Income Tax</u> (For, yes, etc.-as on ballot)	<u>147</u> (Number)
Votes <u>Against the Income Tax</u> (No, against, etc.-as on ballot)	<u>140</u> (Number)
Total vote cast on issue:	<u>287</u> (Number)

IN WITNESS WHEREOF, we have hereunto subscribed our names officially at

Jefferson, Ohio, this 28 day of November, 2017  
(Month) (Year)

Leanne M. Luakso  
(Chair)

[Signature]  
Charles J.

Board of Elections  
Ashtabula County, Ohio.

Attest:  
[Signature]  
Director

<sup>1</sup> Appropriate subdivision. A copy must be sent to the Ohio Department of Taxation, Tax Equalization Division (tax levy or bond issue); Ohio Department of Taxation, Tax Analysis and Local Government Division (income tax); county auditor (levy or bond issue); and Secretary of State. To be submitted only by the most populous county board of election if multi-county issue.