

## ORDINANCE NO. 2008-003

AN ORDINANCE ESTABLISHING AND IMPLEMENTING A PROGRAM TO RECOVER CERTAIN COSTS OF THE WAYNESVILLE POLICE DEPARTMENT FOR MOTOR VEHICLE ACCIDENT SERVICES BEYOND THE SCOPE OF BASIC CRIME PREVENTION AND INVESTIGATION. SPONSORED BY THE POLICE COMMITTEE.

**WHEREAS**, the Village of Waynesville Police Department expends valuable time servicing auto accidents within the Village limits which creates increased demand on all operational aspects of the Village of Waynesville Police Department; and

**WHEREAS**, the Village faces budget constraints for the operation of its Police Department which extend in excess of the funds available from its police levy; and

**WHEREAS**, the Village of Waynesville Police services are burdened by a continuous flow of traffic on U.S. Route 42 and State Route 73 which results in a high accident area requiring increasing service demands. Providing consistent traffic control to these areas saves lives, saves property, and results in decreased costs to the operators of motor vehicles and their auto insurance carriers; and

**WHEREAS**, the Village of Waynesville continues to look for cost effective ways to meet its governmental demands while properly spreading the costs among all who create the burden. The Village Council recognizes that its citizens presently pay for police protection from property taxes, which are paid by real property owners or in an indirect way by tenants through rents. The Village of Waynesville desires to implement a fair and equitable system whereby those persons not owning property in the Village of Waynesville or who are not citizens of the Village of Waynesville shall be subject to Motor Vehicle Accident fees if determined at-fault in an accident.

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF WAYNESVILLE A MAJORITY OF ALL MEMBERS ELECTED THERETO CONCURRING THAT:**

**SECTION ONE:** The Village Council shall establish fees and make said fees part of its Fee Schedule for the delivery of Motor Vehicle Accident Services to cover personnel, supplies, and equipment to the scene of a motor vehicle accident within the Village of Waynesville.

**SECTION TWO:** The fees shall be billed to any owner of an at-fault vehicle involved in a motor vehicle accident in the Village of Waynesville, if said owner of

1st reading - 01/22/2008

2nd reading - 02/04/2008

03/05/2008

the vehicle is not a resident of the Village of Waynesville or a property owner in the Village of Waynesville.


**SECTION THREE:** This Ordinance is for the health, safety, and protection of the Village of Waynesville and for the specific purpose of billing those parties which create a burden upon the public treasury who do not participate in supporting the public treasury.

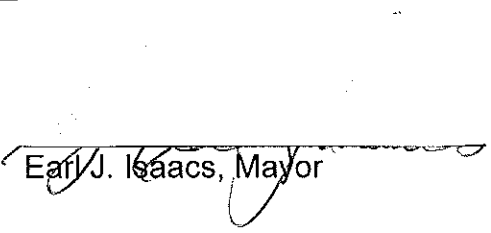
**SECTION FOUR:** This Ordinance is sponsored by the Police Committee.

**SECTION FIVE:** This Ordinance was adopted in open public session pursuant to Section 121.22 of the Ohio Revised Code and Section 3.07(B) of the Waynesville Charter.

Adopted this 4th day of February 2008.

Attest,

  
Staci Morris, Clerk of Council

  
Earl J. Isaacs, Mayor

Prepared by Michael E. Foley, Law Director