

DATE: NOVEMBER 4, 2013

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
TONY M. TOWNSEND, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 129 – 2013

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE amending Ordinance No. 117 – 2013 to include the date of termination of the Enterprise Zone Agreements for Cloverleaf Cold Storage, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

Ordinance No. 117 - 2013 a copy of which is attached hereto as Exhibit "A" be and is hereby amended.

Section 2:

The termination date of December 31, 2012 for the Enterprise Zone Agreements for Cloverleaf Cold Storage is hereby inserted into Ordinance No. 117 – 2013.

Section 3:

The Clerk of Council is authorized to correct any typographical errors discovered herein during or after the pendency or passage of this ordinance. The Clerk of Council is further authorized, in conjunction with the Law Department and the Council President to correct any ministerial or de minimis errors that do not substantially alter the intended results or numerical total sums of this ordinance, during or after the pendency or passage of this ordinance. Corrected copies are to be sent to all official recipients.

Section 4:

This ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said amendment is necessary for Ordinance No. 117 – 2013 to reflect the date of termination for the Cloverleaf Cold Storage Enterprise Zone Agreements. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS 14th DAY OF November, 2013

ATTEST:

MARY BETH BAILEY, CLERK OF COUNCIL

TONY M. TOWNSEND, PRESIDENT

APPROVED:

November 12, 2013

KATHY CATAZARO-PERRY, MAYOR

I hereby certify that the foregoing ordinance is a true copy of the original, as passed by the Council of the City of Massillon, Ohio, and approved as noted thereon:

Clerk of Council

Date 11/4/13

DATE: OCTOBER 7, 2013

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL
CITY OF MASSILLON, OHIO
TONY M. TOWNSEND, PRESIDENT

COUNCIL CHAMBERS

"Exhibit A"

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 117 - 2013

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE repealing Ordinance No. 181 – 2001 and Ordinance No. 50 - 2005, and rescinding the Enterprise Zone Agreement with Cloverleaf Cold Storage, and declaring an emergency.

WHEREAS, in Ordinance No. 181 – 2001 and Ordinance No. 50 - 2005, Council authorized a tax abatement with Cloverleaf Cold Storage; and

WHEREAS, pursuant to the passage of this ordinance, the City of Massillon entered into an Enterprise Zone Agreement; and

WHEREAS, the company has been sold to Fresh Mark which is the purpose of the rescinding the Enterprise Zone Agreement; and

WHEREAS, in order for the Stark County Auditor and the State of Ohio to adjust the records, the tax abatement needs to be rescinded.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

That Ordinance No. 181 – 2001 and Ordinance No. 50 - 2005 be and are hereby repealed.

Section 2:

There the Enterprise Zone Agreement between the City of Massillon and Cloverleaf Cold Storage is hereby rescinded.

Section 3:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare the community, and for the additional reason that the ordinance needs to be repealed and the Enterprise Zone Agreement needs to be rescinded so that the government entities may be rightfully adjusted. Provided it receives the affirmative vote of two-thirds of the elected members to Council it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise it shall take effect and be in force from and after the earliest period allowed by law.