

## RECORD OF ORDINANCES

Ordinance No.: 2021-57

Passed: September 27, 2021

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### **AN ORDINANCE WAIVING THE RESIDENCY REQUIREMENT FOR THE VILLAGE ADMINISTRATOR, THE FISCAL OFFICER, AND THE POLICE CHIEF INDEFINITELY, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Section 735.271 of the Ohio Revised Code, and Section 31.101(A) of the Ohio Basic Code, provides that the Village Administrator shall become a resident of the Village within six (6) months after appointment and confirmation takes effect, unless an ordinance is passed approving the Administrator's residence outside of the Village. The Council for the Village of West Lafayette deems it proper to waive this residency requirement for the Village Administrator but requires that the Village Administrator live within a Thirty (30) minute commuting radius within the geographic boundaries established in "Exhibit A", of the Village within Six (6) months after appointment, indefinitely; and

**WHEREAS**, Section 733.262(D) of the Ohio Revised Code, and Section 31.044(B)(4)(a) of the Ohio Basic Code, provides that the Fiscal Officer shall become a resident of the Village within six (6) months after appointment and confirmation takes effect, unless an ordinance is passed approving the Fiscal Officer's residence outside of the Village. The Council for the Village of West Lafayette deems it proper to waive this residency requirement for the Fiscal Officer but requires that the Fiscal Officer live within a Thirty (30) minute commuting radius within the geographic boundaries established in "Exhibit A", of the Village within Six (6) months after appointment, indefinitely; and

**WHEREAS**, Section 737.15 of the Ohio Revised Code, and Section 34.02(A) of the Ohio Basic Code, provides that the Police Chief shall become a resident of the Village within six (6) months after appointment and confirmation takes effect, unless an ordinance is passed approving the Police Chief's residence outside of the Village. The Council for the Village of West Lafayette deems it proper to waive this residency requirement for the Police Chief but requires that the Police Chief live within a Thirty (30) minute commuting radius within the geographic boundaries established in "Exhibit A", of the Village within Six (6) months after appointment, indefinitely; and

**NOW THEREFORE**, be it ordained by the Council of the Village of West Lafayette, a majority of all Council members concurring that:

**Section 1.** The residency requirement set forth in Section 735.271 of the Ohio Revised Code, and Section 31.101(A) of the Ohio Basic Code, is hereby waived for the Village Administrator indefinitely. The Council of the Village of West Lafayette hereby approves the residence of the Village Administrator to be within a Thirty (30) minute commuting radius within the geographic boundaries established in "Exhibit A", of the Village within Six (6) months after appointment. The Council of



the Village of West Lafayette further requires that this residency requirement must be maintained as long as he/she holds the position of Village Administrator.

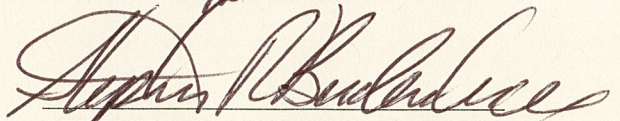
**Section 2.** The residency requirement set forth in Section 733.262(D) of the Ohio Revised Code, and Section 31.044(B)(4)(a) of the Ohio Basic Code, is hereby waived for the Fiscal Officer indefinitely. The Council of the Village of West Lafayette hereby approves the residence of the Village Administrator to be within a Thirty (30) minute commuting radius within the geographic boundaries established in "Exhibit A", of the Village within Six (6) months after appointment. The Council of the Village of West Lafayette further requires that this residency requirement must be maintained as long as he/she holds the position of Fiscal Officer.

**Section 3.** The residency requirement set forth in Section 737.15 of the Ohio Revised Code, and Section 34.02(A) of the Ohio Basic Code, is hereby waived for the Police Chief indefinitely. The Council of the Village of West Lafayette hereby approves the residence of the Village Administrator to be within a Thirty (30) minute commuting radius within the geographic boundaries established in "Exhibit A", of the Village within Six (6) months after appointment. The Council of the Village of West Lafayette further requires that this residency requirement must be maintained as long as he/she holds the position of Police Chief.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including but not limited to Section 121.22 of the Ohio Revised Code.

**Section 5.** This Ordinance shall take effect and be in full force and effect immediately after receiving the signature of the Mayor.

Passed at a regular meeting of the West Lafayette Village Council duly convened with a quorum present this 27 day of September, 2021.

  
STEPHEN R. BORDENKIRCHER,  
MAYOR

ATTEST:

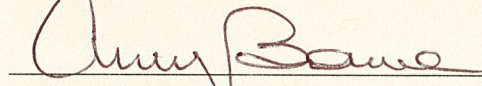
  
AMY BOURNE  
FISCAL OFFICER



EXHIBIT A

