



## Legislation Text

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**File #:** ORD-0244-2002, **Version:** 1

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TO AMEND SECTION 133.05 - RETURN CHECK CHARGE OF CHAPTER 133 - DEPARTMENT OF FINANCE, OF THE CODIFIED ORDINANCES OF THE CITY OF GAHANNA; AND TO DECLARE AN EMERGENCY.

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WHEREAS, the Director of Finance has recommended a change in the verbiage of Section 133.05 - Return Check Charge of Chapter 133 - Department of Finance; and

WHEREAS, this increase in charges is based on actual costs and the code needs updated to cover automated clearing house payments; and

WHEREAS, it is imperative to move forward with this ordinance all for the preservation of the public peace, health, safety, and welfare;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GAHANNA:

Section 1. That Section 133.05, Return Check Charge, of Chapter 133, Department of Finance, is hereby amended as follows:.

### 133.05 RETURN CHECK OR ACH (Automated Clearing House) CHARGE

(a) When a check is written to the City, as payee, and it is returned from the bank because of insufficient funds, closed account, or other reason, the direct cause thereof was the fault of the signee of the check, there shall be a thirty-five dollar (\$35.00) charge to the signee of the check in addition to the liability of making the check good and any other penalties assessed by law. In addition, where an ACH (Automated Clearing House) payment has been authorized as payment to the City and returned unpaid the same as above, there shall be a twenty-five dollar (\$25.00) charge to the person who authorized the ACH to be instituted; and

Section 2. That existing Section 133.05 - Return Check Charge of Chapter 133, Department of Finance, or any ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. That for the reasons set forth in the preamble herein above this ordinance is declared emergency legislation and shall be in full force and effect after passage by this Council and on date of signature approval by the Mayor.