

ORDINANCE NO. 2017-29

INTRODUCED BY: MAYOR AND COUNCIL AS A WHOLE

**AN ORDINANCE LEVYING A SPECIAL ASSESSMENT
ON ALL DESIGNATED PROPERTIES SERVED BY
STREET LIGHTS AT THE RATE OF SEVENTY CENTS
PER FRONT FOOT FOR THE TAX YEAR 2017 AND
DECLARING AN EMERGENCY**

WHEREAS, this Ordinance is declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the citizens of the City of University Heights; such reason being this ordinance must be enacted to allow the assessment to be certified to Cuyahoga County. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS, OHIO, THAT:

Section 1. It is hereby determined and declared that it is necessary for the public safety and welfare of the City to provide for the installation, repair, operation and maintenance of street lights on designated streets in University Heights by specially assessing the cost and expense upon the lots and lands abutting upon all the streets of the City specifically set forth as follows: Allison Road, Ashurst Road, Baintree Road, Barrington Road, Bethany Road, Bradford Road, Brockway Road, Bromley Road, Bushnell Road, Canterbury Road, Carroll Blvd., Cedar Road, Cedarbrook Road, Channing Road, Charney Road, Churchill Blvd., Claridge Oval, Claver Road, Conover Road, Cranston Road, Dysart Road, Eardley Road, East Carroll Blvd., East Scarborough Road, Eaton Road, Edgerton Road, Elmsdale Road, Farland Road, Faversham Road, Fenwick Road, Fenwood Road, Glendon Road, Grenville Road, Groveland Road, Hadleigh Road, Hillbrook Road, Jackson Blvd., Kerwick Road, Kerwin Road, Lafayette Road, Lalemant Road, Lansdale Road, Laurelhurst Drive, Loyola Road, Meadowbrook Blvd., Milford Road, Milton Road, Miramar Blvd., Northcliffe Road, North Park Blvd., Northwood Road, Raymont Blvd., Rubyvale Drive, Saybrook Road, Scholl Road, Silsby Road, South Belvoir Blvd., South Green Road, South Taylor Road, Staunton Road, Summerfield Road, Thayne Road, Traymore Road, Tullamore Road, Tyndall Road, University Blvd., University Parkway, Vernon Road, Warrensville Center Road, Washington Blvd., Westwood Road, White Road, Whiton Road, Wrenford Road, and Wynn Road.

Section 2. The plans, specifications and estimates of the proposed improvements, heretofore adopted by the City, in connection with the present lighting system of the City, are, and the same are hereby approved and confirmed. In accordance therewith said assessments shall be upon the basis of front footage and the rate therefore is hereby fixed and established at seventy cents (\$.70) per front foot, for the tax year 2017.

Section 3. The entire cost of said improvements, less two percent (2%) thereof, shall be assessed by the front foot upon all of the lots and lands bounding and abutting on each of said streets herein before stated; and the cost thereof shall include the cost and expense of operation, construction, current and maintenance, all preliminary and other surveys, all printing and publishing notices, resolutions and ordinances required, of serving said notices, of engineering and legal services, and all other necessary expenditures.

Section 4. The assessment shall be and are hereby levied for the tax year 2017, collectable 2018 and shall be payable in two (2) installment with the general taxes and collected against each of the parcels of land so assessed, provided however, that the owner of any property so assessed, may at his option pay said assessment in cash within thirty (30) days from and after the passage of the assessing ordinance.

Section 5. No notes or bonds shall be issued in anticipation of the collection of said special assessment.

Section 6. The Clerk of Council shall cause to be published notice in a newspaper of general circulation in the City of University Heights that such assessments have been levied and are payable as herein provided by publishing this Ordinance in full once in said newspaper. A list showing the nature of each property assessed, its location, area and amount of charge, in accordance with the schedule of assessments herein before fixed and established shall be on file in the Office of the Finance Director for inspection by any person or persons interested therein.

Section 7. It is hereby 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 of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 8. This Ordinance is declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the citizens of the City of University Heights; such reason being this ordinance must be enacted to allow the assessment to be certified to Cuyahoga County. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

City of University Heights, Ohio



Susan K. Infeld, Mayor

Passed:

09/05/2017

Attest:



Kelly M. Thomas, Clerk of Council

Approved
as to form:



Luke F. McConville, Law Director