

ORDINANCE NO. 2017-33

Introduced By: Mayor and Council as a Whole

**AN ORDINANCE LEVYING SPECIAL ASSESSMENTS
FOR PROVIDING CITY SERVICES IN THE REMOVAL OF
NUISANCE CONDITIONS AT VARIOUS LOCATIONS THROUGHOUT
THE CITY OF UNIVERSITY HEIGHTS
AND DECLARING AN EMERGENCY**

WHEREAS, Section 1442.01(b)(3) and /or Section 1085.05 of the Codified Ordinances of the City of University Heights prohibits nuisance conditions as defined in Section 1460.01 of the Codified Ordinances, and

WHEREAS, Pursuant to Section 1460.08 of the Codified Ordinances, the Service Director has caused written notice of the nuisance to be served at the last known residence or place of business of the owner, occupant or person having control of such premises identifying the nuisance on such property and that they must be abate the nuisance and disposed of within three days after service of such notice. If the owner or person in control of the lot or land fails to abate the nuisance after being notified, such nuisance may be abated by the Service Director. The cost of abating such nuisance plus a penalty of \$300 for the first offense and \$500 for the second offense shall be charged to the owner of the property affected, payable within ten days from the date of delivery of the bill to the owner or person in control of the premises, and

WHEREAS, In default of payment, such person shall be assessed against the property and the total bill shall be certified to the County Auditor for collection in the same manner as other taxes and assessments are assessed and collected.

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

Section 1. The following parcels of land located within the City of University Heights are hereby assessed the following amounts for services rendered in the abatement of a nuisance condition in which payment was defaulted after due notice:

SEE ATTACHED SCHEDULE – EXHIBIT A

Section 2. In addition, the Director of Finance is hereby empowered to collect interest and reasonable administrative costs as authorized in Section 1460.08 of the Codified Ordinances.


Section 3. The Clerk of Council shall cause to be published in a newspaper of general circulation in the City of University Heights that such assessments have been levied and are payable as herein provided. A list showing the nature of each property assessed, its location, area and amount of charge shall be on file in the office of the Director of Finance for inspection by any person or persons interested therein.

Section 4. The Finance Director is hereby authorized to submit a certified copy of this Ordinance to the County Auditor, Department of Special Assessments.

Section 5. 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 6. 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, for the reason that 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

Exhibit A Assessments Ordinance 2017-33

TO THE FISCAL OFFICER OF CUYAHOGA COUNTY:

DATE: September 5, 2017

THE FOLLOWING LIST OF SPECIAL ASSESSMENT CHARGES HAS BEEN CONFIRMED BY THE COUNCIL OF UNIVERSITY HEIGHTS. IT IS HEREBY CERTIFIED FOR COLLECTION IN TWO ANNUAL INSTALLMENTS TO BE COLLECTED IN THE TAX YEAR 2018.

PARCEL #	PROPERTY OWNER	ADDRESS	INVOICE TOTAL
722-17-067	LAURA A. JEFRY	3886 Silsby Road	\$900.00