

ORDINANCE NO. 99-2023

**TITLE: SPECIAL ASSESSMENTS – DEMOLITIONS, LIEN SEARCHES, BOARD-UPS,
WEED/GRASS CUTTINGS, AND UNPAID UTILITY SERVICES**

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE TO CERTIFY TO THE SUMMIT COUNTY FISCAL OFFICE, SPECIAL ASSESSMENTS AGAINST CERTAIN PROPERTIES LOCATED WITHIN THE CITY FOR THE COST OF ORDERED DEMOLITIONS, CONDEMNATION RELATED ENVIRONMENTAL ASSESSMENT/ABATEMENT, LIEN SEARCHES, EMERGENCY BOARD-UPS, PROPERTY CLEAN-UP, WEED/GRASS CUTTINGS, UNPAID UTILITY SERVICES WHICH TOOK PLACE FROM SEPTEMBER 2022 THROUGH AUGUST 2023, AND PERMITTING THE CITY TO APPLY AN ASSESSMENT AS DESCRIBED IN THE RESIDENTIAL AND COMMERCIAL SIDEWALK PROGRAM, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Barberton, under the authority of the National Property Maintenance B.O.C.A. Code adopted by Ordinance, has spent monies to demolish certain dwellings, carry out environmental abatements, make lien searches, carry out emergency board-ups, property clean-ups, weed/grass cuttings, and unpaid utility services located within the City of Barberton and permitting the city to apply an assessment as described in the Residential and Commercial Sidewalk Program, and

WHEREAS, the City of Barberton desires to recover the costs of such ordered procedures for which the property owners have not paid and,

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. That the Director of Finance of the City of Barberton shall certify special assessments to the Summit County Auditor on the attached list of properties ordered for demolitions, abatements, lien searches, emergency board-ups, weed/grass cuttings, and/or unpaid utility services from September 2022 through August 2023, and permitting the city to apply an assessment as described in the Residential and Commercial Sidewalk Program, Terms of special assessments shall be from one (1) year to five (5) years as determined by the Finance Director.

SECTION 2. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken 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 meetings open to the public in compliance with the law.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, for the reason that it is necessary to certify these assessments as soon as possible for reimbursement, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed July 24, 2023

Clerk of Council

President of Council

Approved _____ 2023

Mayor