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3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. 102 - 2011

6  
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC  
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,  
9 ACCORDING TO LAW, FOR THE DEMOLITION OF  
10 BUILDINGS AND REMOVAL OF DEMOLITION DEBRIS AT  
11 VARIOUS LOCATIONS IN THE CITY, AND CERTIFYING THE  
12 COST THEREOF TO THE COUNTY FISCAL OFFICER FOR  
13 COLLECTION IN THE MANNER PROVIDED BY LAW, AND  
14 DECLARING AN EMERGENCY.

15  
16 WHEREAS, the Building Official has declared the buildings identified in Section 1 below  
17 to be dangerous buildings within the meaning of Chapter 1335 of the Codified Ordinances;  
18 and

19  
20 WHEREAS, the Building Official has provided a notice to all owners and interested  
21 parties concerned with the buildings identified in Section 1 below, instructing such owners  
22 and interested parties as to the repairs required to make the buildings safe, ordering the  
23 owners to repair or demolish the buildings accordingly, and informing the owners and  
24 interested parties of their right of appeal under Section 1335.05 of said Chapter, and

25  
26 WHEREAS, no appeals of the Building Official's orders have been received, and

27  
28 WHEREAS, no remediation of the conditions found by the Building Official have been  
29 attempted or accomplished by any of the owners or interested parties,

30  
31 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,  
32 County of Summit and State of Ohio, that:

33  
34 Section 1. This Council hereby finds and determines that the following described  
35 structures are insecure, unsafe, and structurally defective within the meaning of Ohio  
36 Revised Code §715.26, and are dangerous buildings within the meaning of Section 1335.01  
37 of the Codified Ordinances:

- 38  
39 (1) 2136 16<sup>th</sup> Street (all structures)  
40 (2) 801 Tallmadge Road (all structures)  
41 (3) 2142 6<sup>th</sup> Street (all structures)

42  
43 Section 2. The Director of Public Service is authorized to enter into a contract or  
44 contracts, according to law, for the demolition of the dangerous buildings listed in Section 1  
45 above, and the removal of debris therefrom.

46  
47 Section 3. The Finance Director is authorized to make payment for same from the  
48 CDBG Fund, Line Item Contractual Other.

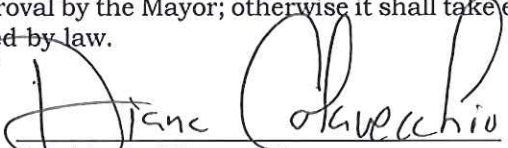
49  
50 Section 4. In accordance with Ohio Revised Code §715.26, the Finance Director is  
51 hereby directed to certify the costs of demolition and debris removal to the Clerk of Council  
52 who shall then certify the same to the Summit County Fiscal Officer for placement thereof  
53 on the tax duplicate together with interest and penalties provided by law.  
54

55 Section 5. Any other ordinance and resolutions or portions of ordinances and  
56 resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions  
57 or portions of ordinances and resolutions not inconsistent herewith and which have not  
58 previously been repealed are hereby ratified and confirmed.  
59

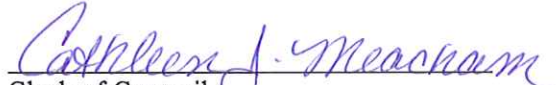
60 Section 6. It is found and determined that all formal actions of this Council concerning  
61 and relating to the adoption of this ordinance were adopted in an open meeting of this  
62 Council and that all deliberations of this Council and of any of its committees that resulted  
63 in such formal action were in meetings open to the public, in compliance with all legal  
64 requirements including, to the extent applicable, including Chapter 107 of the Codified  
65 Ordinances.  
66

67 Section 7. This ordinance is hereby declared to be an emergency measure necessary for  
68 the preservation of the public peace, health, safety, convenience and welfare of the City of  
69 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of  
70 two thirds of the members elected or appointed to Council, it shall take effect and be in  
71 force immediately upon its passage and approval by the Mayor; otherwise it shall take effect  
72 and be in force at the earliest period allowed by law.  
73

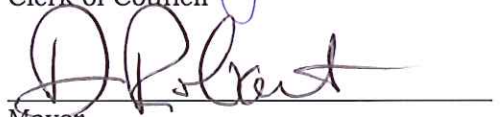
74 Passed: 11-28-11  
75

  
76 President of Council

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79

  
80 Clerk of Council

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82 Approved: 12/1/11  
83

  
84 Mayor

85  
86 11/14/11  
87 O:\2011ords\2011 demos ordinance.doc