

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 15 - 2011

6
7 AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR
8 THE REPAIR OR REPLACEMENT OF SIDEWALKS AND
9 DRIVE APPROACHES IN THE DISTRICT KNOWN AND
10 DESIGNATED BY THIS COUNCIL AS A SIDEWALK REPAIR
11 DISTRICT FOR THE YEAR 2010 CONTAINING ALL
12 NECESSARY STREETS, ALLEYS OR PUBLIC ROADWAYS
13 WITHIN THE CORPORATE LIMITS OF THE CITY OF
14 CUYAHOGA FALLS, AND DECLARING AN EMERGENCY.
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16 WHEREAS, Resolution 2-2010 passed by the Council of the City of Cuyahoga Falls on
17 February 8, 2010, created a Sidewalk Repair or Replacement District for the year 2010 and
18 determined the necessity of adjusting or replacing certain sidewalks within the district; and
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20 WHEREAS, such sidewalks within the district have been repaired or replaced;

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22 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
23 County of Summit and State of Ohio, that:
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25 Section 1. The portion of the total cost and expense of repairing or replacing sidewalks
26 and driveway approaches located within the district known and designated by this Council
27 as the Sidewalk Adjustment or Replacement District for the year 2010 to be paid for by
28 special assessments is at the rate of \$12.00 per linear foot for replacement and \$5.00 per
29 square foot for driveway approaches. That portion of the total cost of the improvement to be
30 paid for by special assessments is hereby levied and assessed upon the lots and lands
31 provided for in the schedule of special assessments now on file in the office of the Clerk of
32 Council located in the Office of the Finance Director for this purpose, which special
33 assessments are in proportion to the special benefits and are not in excess of any statutory
34 limitation and which are hereby adopted and confirmed.
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36 Section 2. The assessment against each lot or parcel of land shall be payable in cash
37 within thirty (30) days from the levy thereof in the office of the Finance Director with the
38 further provision that all assessments thereof remaining unpaid at the expiration of said
39 thirty days shall be certified by the Clerk of Council to the County Fiscal Officer to be placed
40 on the tax duplicate and collected in two (2) semi-annual installments.
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42 Section 3. A copy of this ordinance shall be certified to the County Fiscal Officer by the
43 Clerk of Council within twenty (20) days after its passage.
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45 Section 4. Any other ordinances or resolutions or portions of ordinances and
46 resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances
47 and resolutions not inconsistent herewith and which have not previously been repealed are
48 hereby ratified and confirmed.
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50 Section 5. It is found and determined that all formal actions of this Council concerning
51 and relating to the adoption of this ordinance were adopted in an open meeting of this
52 Council and that all deliberations of this Council and of any of its Committees that resulted
53 in such formal action were in meetings open to the public in compliance with all legal
54 requirements including Chapter 107 of the Codified Ordinances.
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56 Section 6. This ordinance is hereby declared to be an emergency measure necessary for
57 the preservation of the public peace, health, safety, convenience and welfare of the City of
58 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of

59 two thirds of the members elected or appointed to Council, it shall take effect and be in force
60 at the earliest period allowed by law.

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63 Passed: 2-28-11

Diana Oliver Pro
President of Council

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Catherine J. Meacham
Clerk of Council

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71 Approved: 3/3/11

D. Kolant
Mayor

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74 2/14/11
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