

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 18 - 2012

6
7 AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR
8 THE REPAIR OR REPLACEMENT OF SIDEWALKS AND
9 DRIVE APPROACHES IN THE SIDEWALK AND DRIVE
10 APPROACH REPAIR AND REPLACEMENT DISTRICT, FOR
11 THE YEAR 2011, AND DECLARING AN EMERGENCY.
12

13 WHEREAS, Resolution No. 3-2011, adopted by the Council of the City of Cuyahoga
14 Falls on February 28, 2011, created the Sidewalk and Drive Approach Repair and
15 Replacement District for the year 2011, and determined the necessity of adjusting or
16 replacing certain sidewalks and drive approaches within the district; and
17

18 WHEREAS, such sidewalks and drive approaches within the district have been
19 repaired or replaced;
20

21 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
22 County of Summit and State of Ohio, that:
23

24 Section 1. The portion of the total cost and expense of repairing or replacing
25 sidewalks and driveway approaches located within the Sidewalk and Drive Approach
26 Repair and Replacement District for the year 2011 to be paid for by special assessments
27 is hereby established at the rate of \$12.00 per linear foot for replacement and \$5.00 per
28 square foot for driveway approaches. That portion of the total cost of the improvement
29 to be paid for by special assessments is hereby levied and assessed upon the lots and
30 lands provided for in the schedule of special assessments now on file with the Clerk of
31 Council in Council File No. _____, which special assessments are in proportion to the
32 special benefits and are not in excess of any statutory limitation and which are hereby
33 adopted and confirmed.
34

35 Section 2. The assessment against each lot or parcel of land shall be payable in
36 cash within thirty (30) days from the levy thereof in the office of the Finance Director
37 with the further provision that all assessments thereof remaining unpaid at the
38 expiration of said thirty days shall be certified by the Clerk of Council to the County
39 Fiscal Officer to be placed on the tax duplicate and collected in two (2) semi-annual
40 installments.
41

42 Section 3. A certified copy of this ordinance shall be provided to the County Fiscal
43 Officer by the Clerk of Council within twenty (20) days after its passage.
44

45 Section 4. Any other ordinances or resolutions or portions of ordinances and
46 resolutions inconsistent herewith are hereby repealed, but any ordinances and
47 resolutions not inconsistent herewith and which have not previously been repealed are
48 hereby ratified and confirmed.
49

50 Section 5. It is found and determined that all formal actions of this Council
51 concerning and relating to the adoption of this ordinance were adopted in an open
52 meeting of this Council and that all deliberations of this Council and of any of its
53 Committees that resulted in such formal action were in meetings open to the public in
54 compliance with all legal requirements including Chapter 107 of the Codified
55 Ordinances.

56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76

Section 6. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of the members elected or appointed to Council, it shall take effect and be in force at the earliest period allowed by law.

Passed: 2-27-12

Mark Shary
President of Council

Catherine J. Meacham
Clerk of Council

Approved: 2/28/12

D. Robert
Mayor

2/13/11
O:\2012ords\2011 Sidewalk Assessment.doc