

3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. 38 - 2017

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
9 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
10 ACCORDING TO LAW, FOR THE DEMOLITION AND
11 REMOVAL OF DEMOLITION DEBRIS FROM DANGEROUS
12 BUILDINGS LOCATED AT 1738 4TH STREET AND
13 CERTIFYING THE COST THEREOF TO THE COUNTY FISCAL
14 OFFICER FOR COLLECTION IN THE MANNER PROVIDED BY
15 LAW, AND DECLARING AN EMERGENCY.

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17 WHEREAS, the Building Official has declared the buildings identified in Section 1 below
18 to be dangerous buildings within the meaning of Chapter 1343 of the Summit County
19 Codified Ordinances; and

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21 WHEREAS, the Building Official has provided notice to all owners and interested parties
22 concerned with the buildings identified in Section 1 below, instructing such owners and
23 interested parties as to the repairs required to make the building safe, ordering the owners
24 to repair or demolish the buildings accordingly, and informing the owners and interested
25 parties of their right of appeal under Section 1343.07 of said Chapter; and

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27 WHEREAS, no appeals of the Building Official's orders have been received; and

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

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

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35 Section 1. Council hereby finds and determines that the following described structures
36 are insecure, unsafe, and structurally defective within the meaning of Ohio Revised Code
37 §715.26, and dangerous buildings within the meaning of Section 1343.01 of the Summit
38 County Codified Ordinances:

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40 1738 4th Street (house and garage)

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

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46 Section 3. The Finance Director is authorized to make payment for same from the
47 Capital Projects Fund, line item Capital Outlay.

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

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54 Section 5. Any other ordinances and resolutions or portions of ordinances and
55 resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions
56 or portions of ordinances and resolutions not inconsistent herewith and which have not
57 previously been repealed are hereby ratified and confirmed.
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59 Section 5. It is found and determined that all formal actions of this Council concerning
60 and relating to the adoption of this ordinance were adopted in an open meeting of this
61 Council and that all deliberations of this Council and of any of its committees that resulted
62 in such formal action were in meetings open to the public, in compliance with all legal
63 requirements including, to the extent applicable, including Chapter 107 of the Codified
64 Ordinances.

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66 Section 6. This ordinance is hereby declared to be an emergency measure necessary for
67 the preservation of the public peace, health, safety, convenience and welfare of the City of
68 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of
69 two thirds of the members elected or appointed to Council, it shall take effect and be in force
70 immediately upon its passage and approval by the Mayor; otherwise it shall take effect and
71 be in force at the earliest period allowed by law.

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Passed: 5-8-17

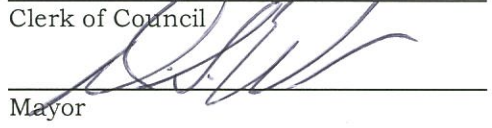


President of Council



Clerk of Council

Approved: 5-9-2017



Mayor