

INTRODUCED BY: Mayor Scott E. Coleman and Council as a Whole

MOTION BY: Council Representative Lisa Marie Stickan

SECONDED BY: Council Representative Leo R. Lombardo

AN ORDINANCE ENACTING SECTION 1327.02(e) OF CHAPTER 1327 OF THE CODIFIED ORDINANCES OF THE CITY OF HIGHLAND HEIGHTS, REPEALING ALL LEGISLATION INCONSISTENT HEREWITH, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HIGHLAND HEIGHTS, OHIO, THAT:

Section 1. Section 1327.02(e) of Chapter 1327 of the Codified Ordinances of the City of Highland Heights, Ohio, is hereby amended to read as follows: (New material appears like THIS; deleted material appears line ~~this~~.)

CHAPTER 1327
PROPERTY MAINTENANCE

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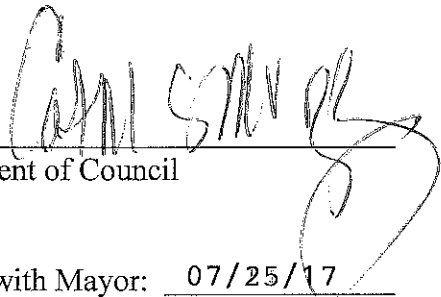

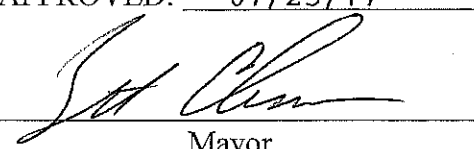
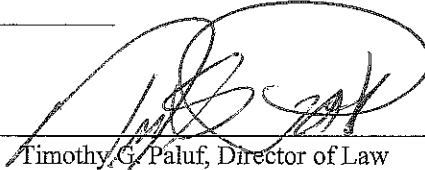
1327.02

(e) IF THE OWNER, LESSEE, AGENT OR TENANT HAVING CHARGE OF THE LAND REFERRED TO IN SUBSECTIONS (A) AND (C) HEREOF FAILS TO COMPLY WITH NOTICE AS REQUIRED BY SUCH SUBSECTION, THE BUILDING COMMISSIONER SHALL CAUSE WORK TO BE PERFORMED TO REMOVE AND/OR ABATE THE NUISANCE. THE EXPENSES FOR THE FOREGOING, AFTER FIRST BEING SUBMITTED TO AND APPROVED BY THE LEGISLATIVE AUTHORITY, SHALL CAUSE A NOTICE TO BE SERVED UPON THE OWNER, LESSEE, AGENT OR TENANT HAVING CHARGE OF THE LANDS REQUIRING SUCH PERSON TO PAY THE COST OF SUCH WORK IN ACCORDANCE WITH A STATEMENT OF COST ENCLOSED WITH SUCH NOTICE. IF THE STATEMENT OF COSTS IS NOT PAID WITHIN THIRTY DAYS AFTER MAILING OF SUCH NOTICE AND STATEMENT, THE LEGISLATIVE AUTHORITY OF THE CITY SHALL MAKE A WRITTEN RETURN TO THE COUNTY AUDITOR OF ITS ACTIONS TAKEN HEREUNDER WITH A STATEMENT OF THE CHARGES FOR SUCH SERVICES, THE AMOUNT PAID FOR THE PERFORMING SUCH LABOR, AND A PROPER DESCRIPTION OF THE PREMISES. SUCH AMOUNT SHALL BE ENTERED UPON THE TAX DUPLICATE, SHALL BE A LIEN UPON SUCH LANDS FROM THE DATE OF ENTRY AND SHALL BE COLLECTED AS OTHER TAXES AND RETURNED TO THE CITY WITH GENERAL FUNDS.

Section 2. All prior Ordinances inconsistent with this ordinance in whole or in part are hereby repealed to the extent necessary to avoid conflict with this ordinance.

Section 3. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirement of Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Highland Heights for the reason that the Ordinance enacted herein effects the safety and maintenance of property within the municipality. It shall therefore, take effect immediately upon passage by the affirmative vote of not less than five (5) members elected to Council and approval by the Mayor or otherwise at the earliest time allowed by law.

First Reading:	<u>07/11/17</u>	 _____ President of Council
Second Reading:	<u>07/25/17</u>	
Third Reading:	<u>Suspended</u>	Filed with Mayor: <u>07/25/17</u>
PASSED:	<u>July 25, 2017</u>	APPROVED: <u>07/25/17</u>
ATTEST:	 _____ Clerk of Council	 _____ Mayor
EFFECTIVE:	<u>07/26/2017</u>	
APPROVED AS TO FORM:	 _____ Timothy G. Paluf, Director of Law	