

ORDINANCE NO. 20-3646

AN ORDINANCE TO LEVY SPECIAL ASSESSMENTS ON PROPERTY FOR THE TOTAL COST OF MITIGATING OBSTRUCTIONS OF SIDEWALKS PURSUANT TO SECTION 91.10 OF THE SILVERTON CODE OF ORDINANCES, AND DECLARING AN EMERGENCY

WHEREAS, property owners within the Village of Silverton are required to maintain vegetation on their property so as not to obstruct pedestrian passage of sidewalks pursuant of Section 91.10 of the Village of Silverton Code of Ordinances; and,

WHEREAS, the Village received two complaints about obstructions of sidewalks on South Avenue, including bushes that were growing into the sidewalks and which thus prevented pedestrians from using the sidewalks to enjoy the neighborhood; and

WHEREAS, the Village notified both owners of the sidewalk obstruction Code violations as required under Section 91.10, one of whom abated the problem and one of whom did not; and

WHEREAS, The Village abated the non-compliant property owner's vegetation; and

WHEREAS, after compliance with all procedural requirements, including notice, the Village Manager caused the vegetation obstructing the sidewalk to be abated, but has not received payment to reimburse the Village of Silverton for the costs to abate the problem.

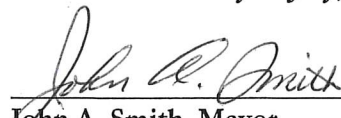
NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Silverton, Ohio, that:

SECTION I. The amount set forth for the total cost of abating the sidewalk obstruction in violation of Code Section 91.10 is levied and assessed on the property as attached in Exhibit A.

SECTION II. The assessment shall, with interest of 3%, be certified to the County Auditor by the Clerk of Council of the Village of Silverton for collection as provided by law. The assessment is to be collected in one lump sum commencing with the January 2021 tax bill, or as soon as legally thereafter.

SECTION III. This Ordinance is declared to be an emergency measure necessary to preserve the public peace, health, safety and welfare of the citizens of the Village of Silverton; the reason for the emergency being the immediate need to inform the County Auditor so that the assessments on the respective properties listed above can be collected at the earliest possible time. Accordingly, this Ordinance shall take effect and be in force from and after its passage and approval.

Passed this 30th day of July, 2020.



John A. Smith, Mayor

ATTEST:



Thomas M. Carroll, Village Manager

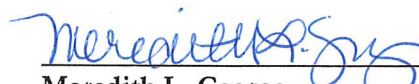
Approved as to form:



Bryan E. Pacheco, Village Solicitor

CERTIFICATION:

I, Meredith L. George, Clerk of Council of the Village of Silverton, County of Hamilton, State of Ohio; do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Ordinance No. 20-3646 has been duly made by posting true copies in two (2) places that are accessible by the public in said municipality, as determined by Council as follows: 1) Silverton Town Hall lobby area and Council Chambers foyer; and 2) Silverton's official website. Said posting was for a period of fifteen days commencing August 3, 2020.



Meredith L. George
Clerk of Council of Silverton, Ohio

EXHIBIT A

**Village of Silverton
Sidewalk Obstruction Abatement Assessments
July 30, 2020**

<u>Parcel #</u>	<u>Property Address</u>	<u>Owner of Record</u>	<u>Last Known Address</u>	<u>Amount</u>
602-0008- 0111-00	4223 South Ave Silverton, OH 45236	Tadayon Abdollah Mariam Nasrati 42227 North Ave Silverton, OH 45236	Tadayon Abdollah Mariam Nasrati 4227 North Ave Silverton, OH 45236	\$53.94