

2  
3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. 92 - 2016

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 2016, AND DECLARING AN EMERGENCY.  
12

13 WHEREAS, Resolution No. 1-2016, adopted by the Council of the City of Cuyahoga  
14 Falls on January 11, 2016, created the Sidewalk and Drive Approach Repair and  
15 Replacement District for the year 2016, 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 drive approaches located within the Sidewalk and Drive Approach Repair  
26 and Replacement District for the year 2016 to be paid for by special assessments is  
27 hereby established at the rate of \$15.00 per linear foot for replacement of sidewalks and  
28 \$7.00 per square foot for drive approaches. That portion of the total cost of the  
29 improvement to be paid for by special assessments is hereby levied and assessed upon  
30 the lots and lands provided for in the schedule of special assessments now on file with  
31 the Clerk of Council, which special assessments are in proportion to the special benefits  
32 and are not in excess of any statutory limitation and which are hereby adopted and  
33 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: 12-27-16

Mary Ellen Syke  
President of Council

Jameson Crawford  
Clerk of Council

Approved: 12-28-2016

[Signature]  
Mayor

12/12/16  
O:\2016ords\2017 Sidewalk Assessment.doc