

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE 09-68

INTRODUCED BY: Willey, Farrell, Antoskiewicz, Kasaris

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART FOURTEEN BUILDING AND HOUSING CODE, CHAPTER 1464 EXTERIOR PROPERTY MAINTENANCE, SECTION 1464.08 DUTIES OF OWNERS, OPERATORS AND OCCUPANTS, AND DECLARING AN EMERGENCY

WHEREAS: It has been determined to be necessary to further define the language contained in the Codified Ordinances of the City of North Royalton regarding exterior yard maintenance of parcels and lots within the city; and

WHEREAS: It is therefore necessary to amend the Codified Ordinances of the City of North Royalton, Part Fourteen Building and Housing Code, Chapter 1464 Exterior Property Maintenance, Section 1464.08 Duties of Owners, Operators and Occupants; and

WHEREAS: Council desires to provide for these amendments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Part Fourteen Building and Housing Code, Chapter 1464 Exterior Property Maintenance, Section 1464.08 Duties of Owners, Operators and Occupants of the Codified Ordinances of the City of North Royalton is hereby amended in part to hereinafter read as follows:

1464.08 DUTIES OF OWNERS, OPERATORS AND OCCUPANTS.

The exterior of the premises, all structures, *parcels and lots* thereon shall be kept free of unsanitary conditions, nuisances and hazards to the safety of occupants, pedestrians and other persons utilizing the premises. Any such unsanitary condition, nuisance or hazard posing imminent danger to the health, safety and welfare of any person shall be immediately removed and abated by the owner, operator and occupant, and all other unsanitary conditions, nuisances or hazards shall be removed and abated by the owner, operator or occupant within seven days of receipt of notice by the Building Commissioner or other enforcement officer. The owner, operator and occupant shall keep premises free of hazards and in compliance with the following provisions:

(a) Refuse. Exterior property areas of all premises *and lots* shall be kept free of any debris, object, material or condition which may create a health, accident or fire hazard, which is a public nuisance or which constitutes a blighting or deteriorating influence on the neighborhood. Brush, broken glass, stumps, roots, filth, garbage, trash, motor vehicles, boats or trailers in a condition of disrepair or deterioration or parts thereof and debris shall not be permitted on any property.

Section 2. Chapter 1464 of the Codified Ordinances of the City of North Royalton is hereby amended as provided for herein and all other provisions of Chapter 1464 shall remain in full force and effect.

Section 3. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to define the language contained in the Codified Ordinances of the City of North Royalton regarding exterior yard maintenance of parcels and lots within the city.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

/s/ Vincent A. Gentile
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: July 7, 2009

DATE APPROVED: July 8, 2009

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading July 7, 2009

YEAS: Gentile, Nickell, Petrusky, Willey,
Farrell, Antoskiewicz, Kasaris

NAYS: none