

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 12-114

INTRODUCED BY: Mayor Stefanik

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO CERTIFY TO THE AUDITOR OF CUYAHOGA COUNTY THE UNPAID DELINQUENT SEWER CHARGES FOR LEVY AND COLLECTION, AND DECLARING AN EMERGENCY

WHEREAS: Section 729.49 of the Ohio Revised Code authorizes a city to assess delinquent sewer charges as a lien on the property taxes associated with real property served by sanitary sewers operated by the city; and

WHEREAS: Section 1045.20 of the Codified Ordinances of the City of North Royalton states that delinquent sewer charges shall be certified to the County Auditor for special assessment upon the tax duplicate; and

WHEREAS: In order for the city to timely collect these delinquent charges, it is necessary to assess and certify these delinquent charges to the Auditor of Cuyahoga County for placement on the tax duplicate prior to September, 2012 for collection in 2013.

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

Section 1. The statements contained in the preamble listed above are hereby incorporated herein fully by reference. Council hereby authorizes the certification of the assessment amounts specified in Exhibit A, a copy of which is attached hereto and incorporated as if fully rewritten as a lien on the real property associated with each assessment shown in the Exhibit.

Section 2. The Director of Finance is hereby authorized and directed to certify this Ordinance and Exhibit to the Auditor of Cuyahoga County for placement as a lien against the properties so identified in the exhibit.

Section 3. 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 4. 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 provide for the certification to preserve public funds.

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/ Larry Antoskiewicz
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: September 4, 2012

DATE APPROVED: September 5, 2012

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

First reading July 3, 2012
Second reading July 17, 2012
Third reading September 4, 2012
Amended September 4, 2012

YEAS: Antoskiewicz, Nickell, Petrusky
Marnecheck, Muller, Kasaris

NAYS: none

ABSENT: Willey