

ORDINANCE NO. 44, 2023

AUTHORIZING A SPECIAL ASSESSMENT ON CERTAIN PROPERTY TO REIMBURSE THE VILLAGE FOR THE COST OF DEMOLITION AND DECLARING AN EMERGENCY.

WHEREAS, the structure on the property violates Section 1335.06 of the St. Bernard's Property Maintenance Code. The structure or part thereof is found by the code official to be unsafe, or when a structure or part thereof is found unfit for human occupancy or use, or is found unlawful, it may be condemned pursuant to the provisions of this code and may be placarded and vacated. It shall not be re-occupied without the approval of the code official. Unsafe equipment shall be placarded and placed out of service.

WHEREAS, Section 1335.12(a) the code official may order the owner of premises upon which is located any structure or part thereof, which in his judgment is so old, dilapidated or has become so out of repair as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation, occupancy or use, and so that it would be unreasonable to repair the same, to raze and remove such structure or part thereof; or if it can be made safe by repairs to repair and make safe and sanitary or to raze and remove at the owner's option; or where there has been a cessation of normal construction of any structure for a period of more than two years, to raze and remove such structure or part thereof.

WHEREAS, Section 1335.12(e) whenever the owner of a property fails to comply with a demolition order within the time prescribed, the code official shall cause the structure or part thereof to be razed and removed, either through an available public agency or by contract or arrangement with private persons, and the cost of such razing and removal shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

WHEREAS, the Village has incurred expenses for the asbestos removal and demotion of 4416 Greenlee Avenue property

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ST. BERNARD, STATE OF OHIO:

Section 1. The following amounts have been charged to the property listed below for costs incurred by the Village:

<u>ADDRESS</u>	<u>BOOK-PLAT-PARCEL</u>	<u>AMOUNT DUE</u>
4416 Greenlee Ave.	582-0011-0062-00	\$35,535.00

Section 2. The Village Auditor shall notify the County Auditor of the charges listed in Section 1 above for entrance on the property tax duplicate as a asbestos removal and demolition assessment and as a lien upon the property.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety. The reason for the emergency is that it is necessary to meet the County's filing deadline for placing the amounts on the tax rolls for next year. Therefore, this Ordinance shall take effect immediately by and upon its passage, and the approval of two-thirds of the members of said Council. However, this Ordinance shall take effect on the earliest date provided by law if approved by no more than the majority of members of Council, and in that event, the emergency provisions herein are set at naught.

Passed this 21st day of December 2023.



ORIGINAL

Steve Asbach
President of Council

ATTEST:

Carolei Stegman
Clerk of Council

Approved this 21st day of December 2023.

[Signature]
Mayor

I, CAROLINE STEGMAN, CLERK OF COUNCIL, VILLAGE OF ST. BERNARD, STATE OF OHIO, DO HEREBY testify that the publication of Ordinance No. 44, 2023, was made by posting true copies of the same in the most public places designated by Council: City Hall, Vine Street and Washington Avenue; Safety Center Lobby; Park on Bertus St.; Park on Heger Drive; Park on Greenlee Ave.; each for a period of fifteen (15) days or more commencing January 11th, ~~2023~~ 2024

ATTEST:

Carolei Stegman
Clerk of Council

Date December 21st 2023.

Approved as to form [Signature] Date 21 Dec 2023.
Director of Law

 ORIGINAL