

ORDINANCE NO. 49-1991

Offered by Mayor Waszak and all of Council

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF CERTAIN PROPERTIES IN THE VILLAGE OF RICHFIELD, OHIO, AS FURTHER DESCRIBED IN RESOLUTION 41-1990 AND DECLARING AN EMERGENCY. *sewer D # 2 in*

BE IT ORDAINED by the Council of the Village of Richfield, State of Ohio:

Section 1: That the revised assessment of the cost and expense of improving certain properties in the Village of Richfield, all as described in Resolution 41-1990, which Resolution declared the necessity of the improvement by constructing sanitary sewers, together with service connections and sanitary sewage pumping stations together with the necessary appurtenances thereto amounting in the aggregate to \$ 1,599,354.00 as reported to this Council on the 16 day of SEPT., 1991 by the Finance Director of this Village and now on file in the office of the Clerk of this Council be, and the same is hereby, adopted and confirmed and that there be and are hereby levied and assessed upon the lots and lands described in Resolution 41-1990 the several amounts reported as aforesaid, which assessments are in proportion to the benefits and are not in excess of any statutory limitation.

SECTION 2: That this Council hereby finds and determines that the revised assessments as now on file in the office of said Clerk are in the same proportion to the estimated assessments as originally filed as the actual cost of the above-described improvement is to the estimated cost of the improvement as originally filed.

SECTION 3: That the assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this Ordinance, or at the option of the owner in fifty (50) semi-annual installments, with interest on the unpaid principal amount of each such special assessment at the same rate as the Village shall be obligated to pay under its agreement with the Ohio Water Development Authority pursuant to Section 6121.13 of the Ohio Revised Code. All cash payments shall be made to the Finance Director of this Village. All assessments and installments thereof remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of this Council to the County Auditor as provided by law to be placed by him on the tax duplicate and collected as other taxes are collected.

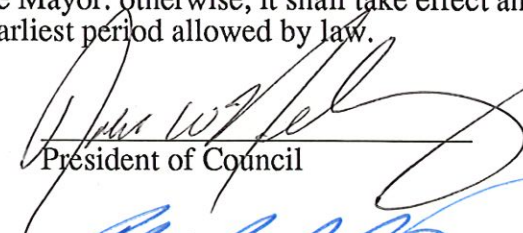
SECTION 4: That the Clerk of this Council shall cause notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this Village and to continue on file in her office said revised assessments.

SECTION 5: The Clerk of this Council is hereby directed to deliver a certified copy of this Ordinance to the County Auditor within twenty (20) days after its passage.

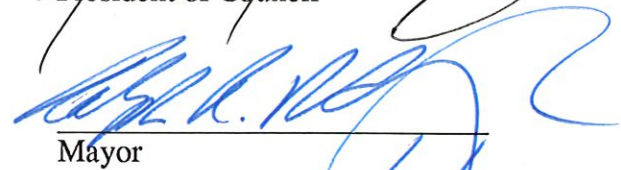
SECTION 6: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including Revised Code Section 121.22.

SECTION 7: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that the prompt certification of the assessments is necessary to preserve the credit of the Village by retiring the outstanding bonds issued by the Ohio Water Development Authority and provided this Ordinance receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: 9-17-91



President of Council



Mayor

ATTEST:

Dated: 9/17/91



Clerk of Council
May N. (Peggy) Malone