

ORDINANCE NO. 13-23

BY:

Robert Floyd *Casey Stare* *Looni*

AN ORDINANCE AMENDING THE PROPERTY MAINTENANCE CODE FOR THE CITY OF NEWARK, OHIO TO PROVIDE STANDARD FEES FOR CERTAIN ABATEMENT ACTIONS

WHEREAS, the City of Newark, Ohio, enacted a Property Maintenance Code in June, 2008 regarding the maintenance of all real property within the City of Newark, Ohio; and,

WHEREAS, changes in the manner of abating certain violations necessitate the imposition of a standardized fee schedule in such instances to effectively offset the cost associated therewith

WHEREAS, this matter was considered by the Service Committee of Council who referred this legislation to the full Council for consideration.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO, THAT:

SECTION ONE: Section 106.3 (f) of the Property Maintenance Code of the City of Newark, Ohio is hereby amended to read as follows:

Section 106.3 (f): Abatement

If the notice of violation is not complied with, the Property Code Official may institute the appropriate proceedings at law or in equity to restrain, correct, or abate such violation, or to require the removal or termination of the unlawful occupancy of the structure in violation of the provisions of this code or of the order or direction made pursuant thereto. The costs of any action taken by the authority having jurisdiction on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate forwarded to the county auditor to place the incurred cost onto the property tax bill for the following tax cycle.

Should the Property Code Official be compelled to take action utilizing City employees and City-owned equipment to abate a violation of sections 302.4 Weeds; 302.13 Tires; and 307.1 Accumulation of Rubbish or Garbage of this Code due to the inaction of the property owner, the following costs shall be imposed and assessed against the homeowner in the manner as set forth above:

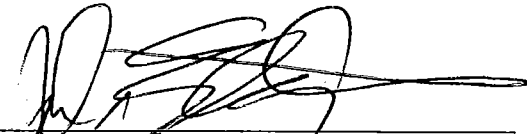
Mowing Grass, Weeds or Excessive Plant Growth: \$ 100.00

Removal of Accumulated Rubbish or Garbage: \$ 250.00
Removal of Tires: First two (2) tires: \$ 50.00
Each tire thereafter: \$ 15.00

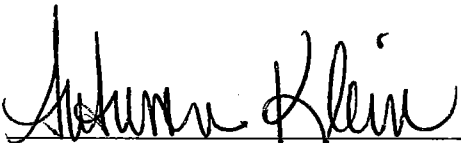
Should the Property Code Official be compelled to take action utilizing the services of an independent contractor to abate a violation of sections 302.4 Weeds; 302.13 Tires; and 307.1 Accumulation of Rubbish or Garbage of this Code due to the inaction of the property owner, the actual costs of such abatement efforts as evidenced by invoice from such independent contractor shall be imposed and assessed against the homeowner in the manner as set forth above.

SECTION TWO: This ordinance shall become effective at the earliest time permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

Adopted this 19th day of August, 2013.



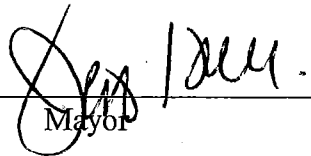
PRESIDENT OF COUNCIL

Attest: 

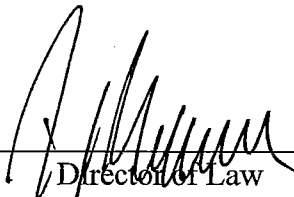
Clerk of Council

Date Filed with Mayor: 8/19/13

Date Approved by Mayor: 8.19.13



Mayor

Form Approved: 

Director of Law

Prepared By The Office of The Director of Law