

RESOLUTION NO. ____ 065 ____ - 2004

A RESOLUTION DECLARING THE NECESSITY OF REPAIRING AND RECONSTRUCTING CERTAIN SIDEWALKS IN THE CITY OF OREGON; REQUIRING THAT ABUTTING PROPERTY OWNERS REPAIR SAME; RATIFYING AND CONFIRMING NOTICES; AUTHORIZING REPAIR OR RECONSTRUCTION OF SAID SIDEWALKS BY DIRECTOR OF PUBLIC SERVICE AND IN CERTAIN CASES, PROVIDING FOR ASSESSMENT OF COST; AND DECLARING AN EMERGENCY

WHEREAS, the Administration desires to embark on a sidewalk repair program in the City of Oregon; and,

WHEREAS, the Oregon Municipal Code (909.10) and the Ohio Revised Code (729.02) authorize the City to require sidewalk repair of abutting property owners; and,

WHEREAS, if the abutting property owner does not perform such repairs, the City may make the necessary repairs and assess such repairs to the property owner; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OREGON, OHIO, THAT:

SECTION 1. That it is necessary to repair certain sidewalks in the City of Oregon, Ohio at the locations as attached hereto, made a part hereof and referenced as Exhibit A, pursuant to the assessing statutes of 729 of the Ohio Revised Code and the Oregon Municipal Code.

SECTION 2. The specifications and estimate for the repair of the sidewalks now on file in the office of the Director of Public Service are approved.

SECTION 3. The owners of each lot and parcel of land bounding and abutting on the sidewalk needing repair, shall repair that portion of the sidewalk, which abuts his/her property.

SECTION 4. Each of said sidewalks shall be repaired or reconstructed using the materials specified, in the manner, and at the grades set forth in the sidewalk specifications on file in the office of the Director of Public Service in the City of Oregon within forty-five (45) days after service of this Resolution; said sidewalk specifications and grades above referred to be hereby specifically approved.

SECTION 5. In the event any such property owner shall fail, neglect, or refuse to repair or reconstruct any such sidewalk hereinbefore specified within the forty-five (45) day period aforesaid after service of notice so to do, the Director of Public Service be, and he hereby is, authorized and directed to cause each such sidewalk to be repaired or reconstructed using the materials and in the manner aforesaid and to make return to Council of the cost and expense

thereof. The entire cost of such work shall be assessed on the tax duplicate of the lot and/or parcel bounding and abutting on the sidewalk needing repair or reconstruction. The cost of said

