

EMERGENCY

KKF

- 2024

DETERMINING to proceed with a special assessment for the Urban Forestry Program for the calendar year 2025 for the control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees in the public right-of-way in the City of Cincinnati's Urban Forestry Maintenance District.

WHEREAS, on February 28, 2024, Council passed Resolution No. 14-2024 pursuant to Ohio Revised Code ("R.C.") Section 727.12, declaring the necessity of continuing the Urban Forestry Program for the control of blight and disease of shade trees and for planting, maintaining, trimming, and removing shade trees in the public right-of-way in the City's Urban Forestry Maintenance District, for the calendar year 2025; and

WHEREAS, under Resolution 14-2024, Council also authorized the assessment of properties within the Urban Forestry Maintenance District at the rate of \$0.31 per front foot, and the estimated assessments were prepared and placed on file in the Office of the Clerk of Council; and

WHEREAS, at least one property owner filed an objection to the special assessment against the owner(s)' lot or property, pursuant to R.C. Section 727.15, and Council established an Assessment Equalization Board ("Board") via Ordinance No. 127-2024 to consider the objections; and

WHEREAS, on April 30, 2024, the Board convened and heard the objections, the property owner did not appear, and based on the written objections and information from staff the Board recommended that the assessments for 2025 be maintained as proposed without adjustment; and

WHEREAS, the Board duly reported its findings, recommendations, and changes to Council, and Council agrees with the report and wishes to adopt the Board's recommendation; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the Council of the City of Cincinnati is determined to proceed with the Urban Forestry Program for the control of blight and disease of shade trees within the public right-of-way and for planting, maintaining, trimming, and removing shade trees along the streets of the City of Cincinnati's Urban Forestry Maintenance District for the year 2025 as set out and approved in accordance with the provisions of Resolution No. 14-2024.

Section 2. That Council accepts and approves the report and recommendation of the Assessment Equalization Board.

Section 3. That Council approves and adopts the estimated assessments, as prepared and filed in the Office of the Clerk of Council.

Section 4. That no claim for damages has been filed pursuant to R.C. Section 727.18.

Section 5. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to pass this ordinance determining the need to proceed with the assessment before Council passes the levying ordinance required by statute by the deadline.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk