

EMERGENCY

City of Cincinnati

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An Ordinance No. \_\_\_\_\_ - 2020

**ESTABLISHING** the Over-the-Rhine South Special Improvement District Assessment Equalization Board, appointing three members thereto, and setting the time and place for hearings in accordance with the applicable provisions of the Ohio Revised Code.

WHEREAS, Resolution No. 50-2020 (“Resolution”), adopted by City Council on September 2, 2020, pursuant to Ohio Revised Code Section 727.12, declared the necessity of assessing properties in the Over-the-Rhine South Special Improvement District of Cincinnati (“SID”) to implement the 2021-2024 services plan for the district (“Services Plan”); and

WHEREAS, pursuant to Ohio Revised Code Section 727.13, the property owners located in the SID have been timely served with notice of the passage of the Resolution, via certified mail and publication; and

WHEREAS, the estimated assessments necessary for implementing the Services Plan have been on file with the Clerk of Council and have been available for public inspection since the adoption of the Resolution; and

WHEREAS, Ohio Revised Code Section 727.16 requires an assessment equalization board to hear and determine objections by property owners to the amount or apportionment of an estimated assessment, or the estimated assessment against their property, made pursuant to Ohio Revised Code Section 727.15; and

WHEREAS, Council wishes to establish an assessment equalization board to hear and determine objections by property owners to the amount or apportionment of an estimated assessment, or an estimated assessments against their property; now, therefore,

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

Section 1. That City Council hereby establishes the Over-the-Rhine South Special Improvement District Assessment Equalization Board (“Equalization Board”) to hear and determine objections by property owners to the amount or apportionment of an estimated assessment, or the estimated assessment against their property, made in connection with the

proposed levy of assessments to implement the 2021-2024 services plan (“Services Plan”) for the Over-the-Rhine South Special Improvement District of Cincinnati (“SID”).

Section 2. That the following persons, each being disinterested freeholders of the City of Cincinnati as required by Ohio Revised Code Section 727.16, are hereby appointed to the Equalization Board: Jason Barron, Philip Denning, and Anne Sesler.

Section 3. That the Equalization Board shall meet at 9:00 a.m. on October 12, 2020, and continue in session, if necessary, from day to day, until all objections are heard. The meeting shall be held in the hearing room located on the fifth floor of Centennial II, 805 Central Avenue, Cincinnati, Ohio 45202. In accordance with orders issued by state and local officials and applicable guidance concerning COVID-19, board members and those persons whose objections are heard by the Equalization Board may attend the hearing in person or via remote access.

Section 4. That no less than five days before the hearing date set forth above, the Clerk of Council shall send notice of the hearing by certified mail, ordinary mail, and email (if an email address has been provided) to all persons who timely filed proper objections to the estimated assessments to implement the Services Plan for the SID.

Section 5. That the board shall report its recommendations to City Council, including any changes which should be made to the estimated assessments upon completion of all hearings.

Section 6. 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 take the administrative actions necessary to establish and empanel the

Equalization Board to timely hear objections to the estimated assessments necessary to implement the Services Plan for the Over-the-Rhine South Special Improvement District of Cincinnati.

Passed: \_\_\_\_\_, 2020

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk