

EMERGENCY

City of Cincinnati

JRS/B

AWB

An Ordinance No. _____

- 2020

DETERMINING to proceed with the assessment of properties in the Over-the-Rhine South Special Improvement District of Cincinnati to implement the 2021-2024 services plan for the district in accordance with Section 727.23 and Chapter 1710 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, 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, pursuant to Ohio Revised Code Section 727.13, the owners of real property located in the SID have been served with notice of the passage of the Resolution, via certified mail and publication, no less than 14 days prior to the adoption of this ordinance; and

WHEREAS, pursuant to Ohio Revised Code Section 727.15, certain property owners submitted written objections concerning the assessment of properties within the SID; and

WHEREAS, pursuant to Ohio Revised Code Section 727.16, Council established the Over-the-Rhine South Special Improvement District Assessment Equalization Board (“Board”) by Ordinance 334-2020, adopted on September 30, 2020, and authorized it to hear and determine the objections by the property owners; and

WHEREAS, pursuant to Ohio Revised Code Section 727.17, the Board reviewed and decided all objections properly before it, and the Board submitted its report to Council containing its recommendations for addressing those objections; and

WHEREAS, pursuant to Ohio Revised Code Section 727.17, the Council approved the Board’s report by passage of Ordinance No. ____-2020; and

WHEREAS, the Council hereby determines to proceed with the assessment to pay for the costs of the Services Plan; now, therefore,

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

Section 1. That, pursuant to Ohio Revised Code Section 727.23, the City Council hereby determines to proceed with the assessment of properties in the Over-the-Rhine South Special Improvement District of Cincinnati to implement the 2021-2024 services plan for the district (“Services Plan”) in accordance with the provisions of Resolution No. 50-2020 (“Resolution”).

Section 2. That City Council hereby adopts the estimated assessments on file with the Clerk of Council in accordance with the Resolution, which assessments have been finally calculated and apportioned following the Council’s approval of the report of the Over-the-Rhine South Special Improvement District Assessment Equalization Board dated October 12, 2020.

Section 3. That the City has not received claims for damages pursuant to Ohio Revised Code Section 727.18.

Section 4. 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 begin the process for establishing the assessments necessary to timely implement the Services Plan.

Passed: _____, 2020

John Cranley, Mayor

Attest: _____
Clerk