

ORDINANCE NO. 135-2023 (F), *First Reading*

By: Mayor Seren

An Ordinance levying an assessment for a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc.; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, by Resolution No. 119-2023, this Council declared the necessity of implementing through assessment a public services plan for the Coventry Village Special Improvement District ("Coventry SID"); and

WHEREAS, notice of the aforesaid Resolution of Necessity (Resolution No. 119-2023) and filing of the estimated assessments has been previously served upon the owners of the lots or parcels of land to be assessed for the proposed plan; and

WHEREAS, no timely objections were filed to the estimated assessments on file with the Director of Finance/Clerk of Council; and

WHEREAS, by Ordinance No. 134-2023, this Council determined to proceed with the implementation through assessment of the public services plan for the Coventry SID.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. It is the determination of this Council to assess the following parcels of property for a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. ("Coventry SID") in accordance with Resolution No. 119-2023 passed by this Council on August 7, 2023:

684-04-001	684-04-071	685-10-065
684-04-060	684-04-072	685-10-066
[includes	684-04-076	685-10-067
684-04-063,	684-04-077	685-11-013
684-04-069,	685-10-001	685-11-014
684-04-070]	685-10-063	685-11-015
684-04-066	685-10-064	685-11-016
684-04-067		

SECTION 2. One Hundred percent (100%) of the cost and expense of the public services plan, in the sum of One Hundred Seventy-Three Thousand Two Hundred Fifty Dollars (\$173,250) for Year One; One Hundred Seventy-Eight Thousand Four Hundred Forty Seven Dollars (\$178,447) for Year Two; One Hundred Eighty-Three Thousand Eight

ORDINANCE NO. 135-2023(F)

Hundred Dollars (\$183,800) for Year Three; One Hundred Eighty-Nine Thousand Three Hundred Fourteen Dollars (\$189,314) for Year Four; and One Hundred Ninety-Four Thousand Nine Hundred Ninety Three Dollars (\$194,993) for Year Five, for a total of Nine Hundred Nineteen Thousand Eight Hundred Four Dollars (\$919,804), shall be and hereby is assessed upon the aforementioned lots and lands. The costs of the Public Services Plan for the Coventry SID shall be and are hereby assessed upon such lots and lands in proportion to their tax values. The assessments shall be levied annually, and shall be recalculated on an annual basis each year for the five (5) year period to accommodate fluctuating property values.

SECTION 3. The first year's charge of One Hundred Seventy-Three Thousand Two Hundred Fifty Dollars (\$173,250) shall be and hereby is assessed upon the aforementioned lots and lands in proportion to their tax values as of July 1, 2023. Each of the subsequent year's assessments shall be calculated in the same manner, in proportion to the tax value of each property on the 6th of May of each such year.

SECTION 4. Each annual installment of the assessment against each of the aforementioned parcels of land shall be certified to the County Auditor and placed upon the tax duplicate according to law, and shall be collected as other taxes; provided, however, that a property owner shall have the option of paying the first annual installment of the assessment in cash within thirty (30) days from the adoption of this Ordinance, and each of the subsequent four (4) annual installments by the due date.

SECTION 5. All assessments levied pursuant to this Ordinance shall be filed with the Clerk of Council.

SECTION 6. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with Chapter 107 of the Codified Ordinances.

SECTION 7. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights. Said notice shall comply with all requirements of Ohio Revised Code Section 727.26.

SECTION 8. The Director of Finance/Clerk of Council is hereby directed to cause notice of the levy of the assessments herein provided for to be filed with the Cuyahoga County Auditor.

SECTION 9. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health and

ORDINANCE NO. 135-2023(F)

safety of the inhabitants of the City of Cleveland Heights, such emergency being that the need to meet statutory deadlines. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.



MELODY JOY HART
President of the Council



ADDIE BALESTER
Clerk of Council

PASSED: 09/05/2023

Presented to Mayor: 09/06/2023

Approved by Mayor: 09/07/2023



KAHLIL SEREN
Mayor