

# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2017-11 Passed October 17, 2017

## AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OF SIDEWALKS, CURBS AND GUTTERS IN THE CITY OF BROOKVILLE, OHIO.

**WHEREAS**, this Council did on the 2<sup>nd</sup> day of May 2017, duly adopt Resolution No. 17-23 declaring the necessity of constructing certain sidewalks, curbs, and gutters; and

**WHEREAS**, the City of Brookville has subsequently constructed such sidewalks, curbs, and gutters which were not constructed by the owners of the property abutting therein; and

**WHEREAS**, a list of the estimated assessments of the total cost of said construction has been prepared and placed on file in the office of the Director of Finance; and

**WHEREAS**, no objections to said estimated assessments have been filed;

### NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO:

**SECTION I:** That the list of estimated assessments of the cost of constructing certain sidewalks, curbs, and gutters in the City of Brookville, Ohio, as provided for in said Resolution No. 17-23 heretofore reported to this Council and now on file in the office of the Director of Finance of this Council and aggregating in the amount of \$39,662.10 be and the same hereby are adopted.

**SECTION II:** That the several amounts of said assessments, as aforesaid be and the same hereby are assessed and levied upon the lots and lands bounding and abutting upon said improvement, unless already paid.

**SECTION III:** That it is hereby determined that said assessments, as aforesaid, do not exceed the special benefits resulting from said improvement and do not exceed any statutory limitation.

**SECTION IV:** That the Director of Finance be and hereby is authorized and directed to continue on file in her office a list of said assessments and the description of said lots and land.

**SECTION V:** That the total assessment against each lot and parcel of land shall be payable in cash to the Director of Finance of said City within thirty (30) days after passage of this Ordinance. All assessments and installments hereof which have not been paid at the expiration of said thirty (30) day period, shall be certified by the Director of Finance to the County Auditor to be placed by her on the tax duplicate, as provided by law, and collected in five (5) annual installments with interest at five percent (5%) per annum plus a collection fee to the County Auditor of five percent (5%).

**SECTION VI:** That the Director of Finance be and hereby is authorized and directed to cause notice of the levy of the assessments herein provided for to be filed with the County Auditor within twenty (20) days following the passage of this Ordinance.

**SECTION VII:** This Ordinance shall take effect and be in force thirty (30) days after passage as provided by the Charter of the City of Brookville.

PASSED this 17th day of October 2017.

  
Meghan Wheeler, Clerk

  
David E. Seagraves, Mayor

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2017-11  
Ordinance No. \_\_\_\_\_

October 17  
Passed \_\_\_\_\_, 20<sup>17</sup>

## CERTIFICATE

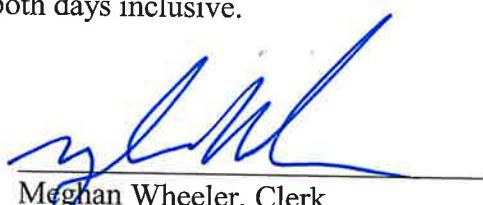
The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2017-11 passed by the Council of the City of Brookville, Ohio, on the 17th day of October 2017.



Meghan Wheeler, Clerk

## CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2017-11 as posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 20th day of October 2017 to the 19th day of November 2017, both days inclusive.



Meghan Wheeler, Clerk