

ORDINANCE NO. 2024-19

AN ORDINANCE AMENDING ORDINANCE NO. 2024-14 FOR THE CONSTRUCTION OF SIDEWALK, CURBS AND GUTTERS IN THE CITY OF BROOKVILLE, OHIO.

WHEREAS, to remove a customer that paid their invoice after Ordinance No. 2024-14 was approved and this Ordinance amends Ordinance No. 2024-14 to provide an amended assessment exhibit to reflect the payment; and

WHEREAS, this Council did on the 7th day of November 2023, duly adopt Resolution No. 23-35 declaring the necessity of constructing certain sidewalks, curbs and gutters on Hay Avenue in the City of Brookville; 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; and

WHEREAS, pursuant to Section 913.01 of the Code of Ordinances of the City of Brookville, Ohio, the City may assess the cost of constructing new sidewalks, curbs or gutters; and

WHEREAS, the Director of Finance has given notice of such assessment to the owner of the lot that had the sidewalk, curbs and gutters constructed, either in person or sent by regular United States Mail, postage prepaid; and

WHEREAS, the assessments remain unpaid more than thirty (30) days after the notice of assessment was sent to the owner by the Director of Finance.

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


SECTION I: The Council hereby approves and authorizes the Director of Finance to certify an aggregate of \$5,392.53, collected in five (5) annual installments, with interest at five percent (5%) per annum to the County Auditor for the unpaid assessments on Hay Avenue being set forth in Exhibit A attached hereto and incorporated herein by reference.

SECTION II: The Director of Finance shall certify to the County Auditor the unpaid assessments within thirty (30) days after passage of this Ordinance.

SECTION III: 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 December, 2024.


Attest:


Kimberly Duncan, Clerk


Charles Letner, Mayor

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. 2024-19 passed by the Council of the City of Brookville, Ohio, on the 17th day of December 2024.



Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2024-19 as posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 18th day of December 2024 to the 16th day of January 2025, both days inclusive.



Kimberly Duncan, Clerk