



Legislation Details (With Text)

File #: 2563-2016 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 10/4/2016 **In control:** Housing Committee

On agenda: 10/24/2016 **Final action:** 10/26/2016

Title: To authorize the City Clerk to certify a report to the County Auditor to assess certain properties for the cost of demolishing structures that were found to be public nuisances.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD2563-2016

Date	Ver.	Action By	Action	Result
10/26/2016	1	CITY CLERK	Attest	
10/26/2016	1	MAYOR	Signed	
10/24/2016	1	COUNCIL PRESIDENT	Signed	
10/24/2016	1	Columbus City Council	Approved	Pass
10/17/2016	1	Columbus City Council	Read for the First Time	

BACKGROUND: This legislation certifies demolition costs to the County Auditor to become special assessments against the property taxes. These costs must be certified to the County Auditor so the City can attempt to recover the funds spent on demolition of nuisance structures. The demolitions were done pursuant to Environmental Court orders and the Columbus Building Code.

FISCAL IMPACT: The City will incur no expenditures with the passage of this ordinance.

To authorize the City Clerk to certify a report to the County Auditor to assess certain properties for the cost of demolishing structures that were found to be public nuisances.

WHEREAS, the Ohio Revised Code, Section 715.261 states that a municipal corporation may collect the total costs of nuisance abatement activity by certifying the costs to the county auditor, who shall place the costs as a charge upon the tax list and duplicate of the lands on which the nuisance abatement activity occurred; and

WHEREAS, the Columbus City Code Sections 4701.08 and 4109.06 state that upon failure of the property owner to abate a nuisance within the time limits specified, the Director of the Department of Development, or his authorized agent, is authorized to cause the demolition of the nuisance structure and further provide that the owner of such a demolished structure shall be billed for the cost of such demolition and upon failure of such owner to pay such cost of demolition the City of Columbus, may cause such cost of demolition to be levied as an assessment against the property which was the subject of the abatement action; and

WHEREAS, certain structures have been demolished in accordance with the provisions of the Columbus City Code Sections 4701.08 and 4109.06 and the property owners have been billed for the cost of such demolitions and have failed to pay such cost; and

WHEREAS, it is necessary to follow the procedure in certifying and assessing such demolition costs to the County Auditor of Franklin County, Ohio and have them levied as a special assessment against the property which was the subject of the demolition abatement action, and recovered in the manner provided for the recovery of special assessments;

WHEREAS, it has become necessary in the usual daily operation of the City to authorize the City Clerk to certify a report to the County Auditor in order to assess the cost of such demolitions against the properties which were the subject of the abatement actions; now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS;

Section 1. That the attached list showing the owners name, parcel number, address of the demolished structure, and the cost of demolishing the structure, be and is hereby approved.

Section 2. That the City Clerk shall certify, in writing, to the County Auditor of Franklin County, Ohio a report of such assessments and charges which shall then be entered upon the tax duplicate of Franklin County, Ohio and be collected in the manner provided for the recovery of special assessments.

Section 3. That upon such recovery of such demolition cost the proceeds shall be transmitted to the treasurer of the City of Columbus, Ohio and returned to the demolition fund from which they were originally disbursed.

Section 4. That this ordinance shall take effect and be in force from and after the earliest date provided by law.