



## Legislation Details (With Text)

**File #:** 0035-2017      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 1/4/2017      **In control:** Housing Committee

**On agenda:** 1/30/2017      **Final action:** 2/1/2017

**Title:** To assess certain properties for the cost for demolishing structures found to be public nuisances.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD0035-2017 3rd Quarter Demo Assessments 2016

Date	Ver.	Action By	Action	Result
2/1/2017	1	CITY CLERK	Attest	
1/31/2017	1	MAYOR	Signed	
1/30/2017	1	COUNCIL PRESIDENT	Signed	
1/30/2017	1	Columbus City Council	Approved	Pass
1/23/2017	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. These demolitions were completed as part of the Mayors Vacant and Abandoned Properties Program (VAP)

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

To assess certain properties for the cost for demolishing structures 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 states, 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. These sections 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

**WHEREAS**, certain property owners have been billed for the cost of such demolitions and have failed to pay such cost; and

**WHEREAS**, it is therefore necessary to assess the cost of such demolitions against the properties which were the subject of the abatement actions; and

**WHEREAS**, it is necessary to follow a procedure in certifying and assessing such demolition costs for the City of Columbus in order to certify such 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; 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.