

ORDINANCE 2020-11

AN ORDINANCE ASSESSING THE LOTS AND LANDS ABUTTING THE IMPROVEMENTS ALONG WILLEKE AVENUE, SOUTH JOHNSON STREET AND SOUTH SIMON STREET (WILLEKE AVENUE PHASE II PROJECT) AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Ada has previously adopted a resolution declaring the necessity for public improvements for Willeke Avenue project Phase 1, including Willeke Avenue, South Johnson Street and South Simon Street

WHEREAS, the Council has proceeded with such improvements,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ADA, OHIO:

SECTION 1. That, in accordance with the provisions of the resolution of necessity adopted under R.C. Section 727.12, the Council hereby assesses the abutting lots to the public improvements of Willeke Avenue, South Johnson Street and South Simon Street as identified and in an amount as set forth in the actual costs of the improvements and final assessments filed with the Clerk on July 27, 2020 a copy of which is attached as Exhibit A hereto. The total amount of the assessments to such lots shall be \$193,500.

SECTION 2. That the actual assessments filed July 27, 2020 be and are hereby approved as consistent with the estimated assessments filed. No objections thereto have been filed by the abutting property owners who were notified by mail completed on or before September 15, 2020, and no claims for damages have been filed in accordance with R.C. Section 727.18.

SECTION 3. That, in the event the amount assessed to be levied is not paid in full by each lot owner of record, or a successor in interest, within the timeframe set forth by notice of assessment as mailed to property owners on or before July 31, 2020 and by amendment on or before October 30, 2020 the Clerk shall certify such assessments to the Hardin County Auditor to be spread upon the real estate tax lists/duplicates beginning tax year 2020 payable in 20 annual installments (collectible semi-annually) together with interest thereon from the date of passage hereof at the rate of interest of Four and Seventy-five Hundredths (4.75%) percent per annum, being determined to be a fair market rate pursuant to §727.28 (B).

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare, the particular necessity being the need to comply with the legislation timeline as needed to submit final assessments to the County Auditor.

1st reading: 09/01/2020

2nd reading + emergency: 09/15/2020

PASSED: 09/15/2020

ATTEST:



Fiscal Officer



Mayor