

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OF CURBS AND GUTTERS ON THE NORTH SIDE OF CORDELIA STREET S.W. AND CERTAIN OTHER STREETS BETWEEN CERTAIN TERMINI IN THE CITY OF NORTH CANTON, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of North Canton, Stark County, State of Ohio:

Section 1. The assessments for the cost and expense of constructing curbs and gutters on the following streets between the following termini: on the north side of Cordelia Street S.W. from Woodland Avenue S.W. easterly approximately 900 feet to Alley No. 53, on the south side of Cordelia Street S.W. from Woodland Avenue S.W. easterly approximately 450 feet to the west line of City Lot No. 5354, on the north side of Fifth Street N.W. from Pierce Avenue N.W. easterly approximately 530 feet to the east line of City Lot No. 1965, from the west line of City Lot No. 2670 easterly approximately 210 feet to Hillcrest Avenue N.W. and from Alley No. 3 easterly approximately 200 feet to North Main Street, on the south side of Fifth Street N.W. from Pierce Avenue N.W. easterly approximately 880 feet to the east line of City Lot No. 2684 and from Royer Avenue N.W. easterly approximately 750 feet to North Main Street and on both sides of Hillcrest Avenue N.W. from Fifth Street N.W. to 7th Street N.W. in the City of North Canton, Ohio, pursuant to Resolution No. 78-78, adopted June 12, 1978, amounting in the aggregate to \$46,626.14, as reported to this Council on the 29th day of January, 1979, be and the same are hereby adopted and confirmed and that there be and are hereby levied and assessed upon the lots and lands enumerated in the list of assessments filed with the Clerk of Council by the City Engineer on the aforementioned date of filing, the respective amounts reported as aforesaid, which assessments and the description of said lots and lands are now on file in the office of the Clerk of Council and which assessments are not in excess of the special benefits, and are not in excess of any statutory limitation.

Section 2. Council hereby finds and determines that the notice of the filing of such assessments has been given as required by law and that no objections have been filed to such assessments.

Section 3. The assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this ordinance or at the option of the owner in five annual installments with interest at the same rate as shall be borne by the bonds to be issued in anticipation of the collection of the same. All cash payments shall be made to the Director of Finance of this Municipality. All assessments and installments thereof remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of this Council to the County Auditor as provided by law to be placed on the tax duplicate and collected as other taxes are collected.

Section 4. The Clerk of this Council shall cause a notice of the passage of this ordinance to be published once in a newspaper of general circulation in this Municipality and to continue on file in her office said revised assessments.

Section 5. The Clerk of this Council is hereby directed to deliver a certified copy of this ordinance to the County Auditor within twenty (20) days after its passage.

Section 6. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 7. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that the prompt issuance of bonds is necessary to preserve the credit of the Municipality by retiring the outstanding note issued in anticipation thereof and therefore the levy of assessments provided for herein and the commencement of the cash payment period should be effective at once; wherefore, this ordinance shall be in full force and effect immediately after its passage and approval by the Mayor.

North Canton, Ohio
Passed: March 26, 1979

Approved: March 27, 1979

Dennis Grady
Mayor

Attest:

Marion J. Wilson
Clerk of Council

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M. J. Wilson
CLERK OF COUNCIL