



Introduced: 12/7/20  
Revised:  
Adopted:  
Effective:

## CITY OF PATASKALA

### RESOLUTION 2020-079

**A RESOLUTION APPROVING THE ZONING INSPECTOR’S REPORT OF COSTS FOR THE PERFORMANCE OF LABOR TO CUT OR DESTROY NOXIOUS WEEDS AND DIRECTING THE CLERK OF COUNCIL TO MAKE A RETURN IN WRITING OF SUCH COSTS TO THE LICKING COUNTY AUDITOR AS AN ASSESSMENT AGAINST REAL ESTATE LOCATED AT 196 BROADWAY STREET, PATASKALA, OHIO (PARCEL NO. 064-311670-00.000)**

*WHEREAS*, the City of Pataskala regulates the control of all weeds, grasses, and vegetation in the interests of preventing against nuisances or endangering public health; and

*WHEREAS*, with Section 521.11 of the Codified Ordinances of the City of Pataskala (“Weeds and Other Nuisances”), the City has adopted a procedure authorizing the Zoning Inspector to determine on what properties in the City weeds, grasses, and vegetation are being permitted to grow in violation of these regulations; and

*WHEREAS*, pursuant to Section 521.11(d), upon the failure of any property owner, lessee, agent or tenant having charge of property to comply with the Zoning Inspector’s notice to correct such violation of noxious weeds, the Zoning Inspector shall cause such weeds to be cut or destroyed by the direct employment of labor or authorize some person to cut the weeds on behalf of the City; and

*WHEREAS*, pursuant to Section 521.11(e), the Zoning Inspector shall report to Council the costs associated with removing the noxious weeds on each property, including the cost of investigation, handling of weed complaints, and cost of service and notification. The total cost reported to Council is the actual cost incurred for the work plus and additional administrative cost that is either \$200.00 or 20% of the actual cost incurred, whichever is greater; and

*WHEREAS*, pursuant to Section 521.11(f), upon receipt of the report and approval by Council, the Clerk of Council shall make a return in writing to the Licking County Auditor of such costs which shall be entered upon the tax duplicate as an assessment in accordance with R.C. 731.54; and

**WHEREAS**, recently the Zoning Inspector provided a cost report to Council detailing the removal of noxious weeds on the property located at 196 Broadway Street, Pataskala, Ohio, Licking County (Parcel No. 064-311670-00.000); and

**WHEREAS**, Council for the City of Pataskala now wants to approve the Zoning Inspector's cost report and further authorize and direct the Clerk of Council to make a return in writing to the Licking County Auditor of such costs which shall be entered upon the tax duplicate as an assessment.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PATASKALA, COUNTY OF LICKING, STATE OF OHIO, A MAJORITY OF MEMBERS PRESENT CONCURRING THAT:**

Section 1: Council for the City of Pataskala hereby approves and adopts the Zoning Inspector's cost report detailing the costs associated with removing the noxious weeds from the property located at 196 Broadway Street, Pataskala, Ohio, Licking County (Parcel No. 064-311670-00.000).

Section 2: Council for the City of Pataskala authorizes and directs the Clerk of Council to make a return in writing to the Licking County Auditor upon the property identified in Section 1, and that the same shall be entered and collected as an assessment against such real property as provided by R.C. 731.54.

Section 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the City of Pataskala which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

Section 4: This Resolution shall take effect at the earliest time allowed by the Charter of the City of Pataskala.

ATTEST:

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Kathy M. Hoskinson, Clerk of Council

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Michael W. Compton, Mayor

APPROVED AS TO FORM:

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Brian M. Zets, Law Director