

ORDINANCE NO. 164-2024(F), *First Reading*

By Mayor Seren

An Ordinance determining to proceed with the assessment of a portion of the expense of improvement of streets and parkways, including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning thereof, removing snow therefrom, and planting, maintaining and removing shade trees thereon within the City of Cleveland Heights; levying assessments for said purpose; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, this Council, by its adoption of Resolution No. 85-2024, declared the necessity of assessing a portion of the expense of improvement of streets and parkways including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning thereof, removing snow therefrom, and planting, maintaining and removing shade trees thereon within the City; and

WHEREAS, pursuant thereto, estimated assessments were duly prepared and filed with the Clerk of Council; and

WHEREAS, some objections were filed to said estimated assessments; and

WHEREAS, the Assessment Equalization Board appointed pursuant to this Council's adoption of Resolution No. 105-2024 has heard and determined all objections and has filed its report and recommendations with this Council; and

WHEREAS, this Council has adopted Resolution No. 163-2024(F) approving and accepting said report, and has ordered the estimated assessments equalized in accordance with the recommendations of said Board and filed with the Clerk of Council; and

WHEREAS, this Council has determined to proceed with the levying of said equalized assessments in accordance with the list now on file with the Clerk of Council; and

WHEREAS, this Ordinance was adopted by the concurrence of not less than three-fourths of the seven members elected to this Council.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. It is the determination of this Council, in furtherance of the public health, convenience and general welfare, to proceed with the assessing of a portion of the cost and expense of improvement of streets and parkways including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning thereof, removing snow therefrom, and planting, maintaining and removing shade trees thereon within the City, upon the lands hereinafter described, for a period of two (2) consecutive years beginning with the 2024 tax duplicate for collection in the years 2025

ORDINANCE NO. 164-2024(F)

and 2026, inclusive, at the annual rate of up to One Dollar Eight Cents (\$1.08) per front foot, with the Corner Lot Reduction as specified in Resolution No. 85-2024, on the following properties:

All the lots and lands on the following dedicated streets:

Allston Road	Clarence Road	Essex Road
Alpine Road	Clarendon Road	Euclid Heights
Altamont Avenue	Clarkson Road	Boulevard
Andrews Road	Cleveland Heights	Exeter Road
Antisdale Avenue	Boulevard	Fairfax Road
Ardleigh Drive	Clifford Drive	Fairhill Road
Ardoon Street	Colchester Road	Fenley Road
Arlington Road	Coleridge Road	Forest View Drive
Ashton Road	Colonial Drive	Glen Allen Drive
Atherstone Road	Compton Road	Glenwood Road
Avondale Road	Corydon Road	Goodnor Road
Bainbridge Road	Cottage Grove Drive	Grandview Avenue
Bayreuth Road	Crest Road	Greyton Road
Beechwood Avenue	Cumberland Road	Guilford Road
Bellfield Avenue	Cummings Road	Hampshire Lane
Belvoir Boulevard	Dartmoor Road	Hampshire Road
Bendemeer Road	Delamere Drive	Hampstead Road
Berkeley Avenue	Delaware Drive	Harcourt Drive
Berkeley Road	Dellwood Road	Hartwood Road
Berkshire Lane	Delmore Road	Harvey Road
Berkshire Road	Demington Drive	Haselton Road
Beverly Road	Denton Drive	Helmsdale Road
Birch Tree Path	Derbyshire Road	Henderson Road
Blackmore Road	DeSota Avenue	Hereford Road
Bolton Road	Devonshire Drive	Hillstone Road
Boynton Road	Dresden Road	Hollister Road
Bradford Road	East Derbyshire Road	Hyde Park Avenue
Brandon Road	East Fairfax Road	Idlewood Road
Brentwood Road	East Monmouth Road	Inglewood Road
Briarwood Road	East Overlook Road	Ivydale Road
Brinkmore Road	Eastwick Road	Janette Avenue
Burbridge Road	Edendale Street	Kenilworth Lane
Burlington Road	Edgerly Road	Kenilworth Road
Cadwell Avenue	Edgewood Road	Kensington Road
Carver Road	Edison Drive	Kent Road
Castleton Road	Edwards Road	Kerrwood Road
Cecil Place	Elandon Drive	Kew Road
Cedar Glen	Elbon Road	Keystone Drive
Chatfield Drive	Englewood Road	Kildare Road
Chelsea Drive	Erievue Road	Kingston Road

ORDINANCE NO. 164-2024(F)

Kirkwood Road
Lamberton Road
Lancashire Road
Langton Road
Lecona Drive
Lennox Road
Lincoln Boulevard
Lowell Road
Lownesdale Road
Lynn Park Drive
Maple Road
Maplewood Road
Marlboro Road
Marlindale Road
Medford Road
Middlefield Road
Middlehurst Road
Middleton Road
Minor Park Lane
Monmouth Road
Montevista Road
Montford Road
Mornington Lane
Mount Laurel Road
Murray Hill Road
Navahoe Road
Nobleshire Road
Norfolk Road
Northampton Road
Nottingham Lane
Oak Road
Oakdale Road
Oakridge Drive
Orchard Road
Ormond Road
Overlook Lane
Oxford Road
Parkdale Road
Parkhill Road
Parkway Drive
Pembrook Road
Pennfield Road
Pomona Road
Powell Avenue
Preyer Avenue
Princeton Road

Quarry Drive
Queenston Road
Radcliffe Road
Radnor Road
Randolph Road
Redwood Road
Renfield Road
Renrock Road
Revere Road
Rexwood Road
Ridgefield Road
Rinard Road
Rock Court
Rockwood Road
Rosedale Road
Rosemond Road
Rossmoor Road
Roxboro Road
Rumson Road
Runnymede Boulevard
Rushleigh Road
Rutherford Road
Rydalmount Road
St. Albans Road
St. James Parkway (North)
St. James Parkway (West)
Scarborough Road
Seaton Road
Selwyn Road
Severance Circle Drive
Severn Road
Shaker Road
Shannon Road
Somerton Road
South Compton Road
South Noble Road
South Overlook Road
Spangler Road
Staunton Road
Stillman Road
Stoneleigh Road
Stratford Road
Stuart Road
Summit Park Road
Superior Park Drive
Surrey Road

Sycamore Road
Sylvanhurst Road
Sylvania Road
Taylor Road (South)
Thayne Road
Thorne Road
Tower Road
Tremont Road
Tudor Drive
Vandermar Street
Vineshire Road
Walden Road
Wellington Road
Westminster Road
Westover Road
Whitby Road
Whitethorn Road
Wilmar Court
Wilmar Road
Wilton Road
Windsor Road
Winsford Road
Wood Road
Woodmere Drive
Woodridge Road
Woodview Road
Woodward Avenue
Wynn Road
Yellowstone Road
Yorkshire Road

ORDINANCE NO. 164-2024(F)

Also all the lots and lands lying within the City of Cleveland Heights on the following streets:

Ardmore Road	Elmwood Road	Nordway Road
Belmar Road	Eloise Drive	Northcliffe Road
Blanche Avenue	Fairmount Boulevard	North Park Boulevard
Bluestone Road	Forest Hills Boulevard	Northvale Boulevard
Brewster Road	Glenmont Road	North Woodland Road
Brunswick Road	Glynn Road	Oakhill Road
Caledonia Avenue	Grosvenor Road	Overlook Road
Cambridge Road	Hanover Drive	Quilliams Road
Canterbury Road	Hillcrest Road	Ravine Drive
Cedar Road	Lee Boulevard	Reyburn Road
Cedarbrook Road	Lee Road	Roanoke Road
Chestnut Hills Drive	Mayfield Road	Shelburne Road
Cleviden Road	Meadowbrook Boulevard	Silsby Road
Coventry Road	Monticello Boulevard	Superior Road
East Antisdale Avenue	Mount Vernon Boulevard	Taylor Road (North)
East Scarborough Road	Nela View Road	Tullamore Road
Eddington Road	Newbury Drive	Warrensville Center Road
Edgehill Road	Noble Road	Washington Boulevard

Said assessment shall be in accordance with the estimated street improvement assessments filed with the Clerk of Council, pursuant to Resolution No. 105-2024 as equalized in accordance with the report and recommendations of the Assessment Equalization Board, pursuant to Resolution No. 163-2024(F).

SECTION 2. It is the determination of this Council that no claim for damages was filed with the Clerk of Council.

SECTION 3. The cost and expense of the aforestated improvement, in an amount not to exceed One Dollar and Eights Cents (\$1.08) a front foot, per year, on the above-described lots and lands, shall be assessed in proportion to the special benefits which will result from said improvement of streets and parkways including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning hereof, removing snow therefrom, and planting, maintaining and removing shade trees thereon upon the above-described lots and lands. The remainder of the cost and expense of said improvements, and two percent of the entire cost, shall be paid by the City. Any cost of said improvement not specifically assessed shall be paid by the City.

ORDINANCE NO. 164-2024(F)

SECTION 4. The assessment of the cost and expense of said improvement of streets and parkways including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning thereof, removing snow therefrom, and planting, maintaining and removing shade trees thereon, amounting to approximately Two Million One Hundred Ninety-Seven Thousand One Hundred Twenty-Eight Dollars and Ninety-Four Cents (\$2,197,128.94), as reported to the Council by the Clerk of Council, as equalized, is hereby adopted, and there shall be levied and assessed upon said lots and lands above-described the amounts on the shade tree and street improvement assessments now on file with the Director of Finance/Clerk of Council, which assessments are in proportion to the special benefits accruing to the property assessed and are not in excess of the actual benefits to said property.

SECTION 5. The total assessment against each lot and parcel of land shall be levied in two (2) equal installments, shall be certified to the County Fiscal Officer and placed upon the Tax Duplicate according to law, and shall be collected as other taxes; provided, however, that a property owner shall have the option of paying the assessment in cash within thirty (30) days from the date of the adoption of this Ordinance.

SECTION 6. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights. Said notice shall comply with all requirements of Ohio Revised Code Section 727.26.

SECTION 7. It is 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 this Council, and that all such deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with Chapter 107 of the Codified Ordinances.

SECTION 8. Clerk of Council is hereby directed to cause notice of the levy of the assessments herein provided for to be filed with the Cuyahoga County Financial Officer.

SECTION 9. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being that the assessment must be filed with the Cuyahoga County Fiscal Officer on a timely basis as it is to be added to the 2024 tax duplicate. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.



TONY CUDA
President of Council



ADDIE BALESTER
Clerk of Council

PASSED: September 3, 2024

Presented to Mayor: 09/05/2024 Approved: 09/13/2024



KAHLIL SEREN
Mayor