

ORDINANCE NO. 08-19

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Mark Engert ON THE 15th DAY OF April, 2019.

AN ORDINANCE TO AMEND CHAPTER 840 OF THE CENTERVILLE MUNICIPAL CODE, RENTAL UNIT INSPECTION REGULATIONS, TO HAVE APPEALS OF RENTAL INSPECTION REGULATIONS BE DESIGNATED TO THE PLANNING COMMISSION AS THE BODY TO HEAR APPEALS AND TO PROVIDE FOR RE-INSPECTION FEES TO BE CHARGED AS A LIEN.

WHEREAS, Chapter 840 of the Centerville Municipal Code establishes rental unit inspection regulations for the City of Centerville; and

WHEREAS, Section 840.04 sets forth the procedures for appeals of orders regarding inspections of residential units; and

WHEREAS, those appeals were going to the Property Review Commission; and

WHEREAS, the Property Review Commission is being replaced by the City's Planning Commission; and

WHEREAS, the City charges for re-inspection fees pursuant to Section 840.01(g); and

WHEREAS, it is the desire of the City to allow those re-inspection fees to become a charge as a lien against the property.

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That the following amendment to Section 840.04 of the Centerville Municipal Code is hereby enacted as follows with new language to be added in *italics* and text to be deleted in ~~strikeout~~ as provided in Section 5.02 of the Centerville Charter:

840.04 APPEAL.

Any owners who has received an order pursuant to Section 840.01(b) above shall be entitled to appeal the order to the ~~Property Review Commission~~ *Planning Commission* pursuant to Chapter ~~1480~~ *1216* by filing a notice of appeal with the Clerk of council within five days following the date of the notice.


Section 2. That new Section 840.06 of the Centerville Municipal Code is hereby enacted as follows with new language to be added in *italics* and text to be deleted in ~~strikeout~~ as provided in Section 5.02 of the Centerville Charter:

840.06 CHARGES AS LIEN.

Each charge for re-inspection fees, if not paid, under Section 840.01(g) is made a lien upon the corresponding premises and shall be certified to the Auditor of the county on an annual basis, at which time the lien shall vest, and the Auditor shall place the same on the tax duplicate of the County with the interest, penalties and attorneys' reasonable fees allowed by law and be collected as other taxes.

Section 3. This ordinance shall be effective from and after the earliest date allowed by law.

PASSED THIS 15th day of April, 2019.



Mayor of the City of
Centerville, Ohio

ATTEST:



Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No.

08-19, passed by the Council of the City of Centerville, Ohio on the 15th day of April, 2019.

Carin R. Andrews
Clerk of the Council

Approved as to form, consistency with the Charter and Constitutional Provisions.

Department of Law
Scott A. Liberman
Municipal Attorney