

TEMPORARY ORDINANCE NO. 9-23

PERMANENT ORDINANCE NO. 9-23

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENTS OF MAIN, COLUMBUS, AND BROAD STREETS, BETWEEN CERTAIN TERMINI THROUGH THE DOWNTOWN SPECIAL IMPROVEMENT DISTRICT (SID)

WHEREAS, this Council adopted Permanent Resolution 43-23 on March 13, 2023, declaring the necessity of making the improvements described in Section 1 pursuant to petitions received from the owners of at least 60% of the front footage abutting the proposed Lancaster Downtown SID; and

WHEREAS, no objections to the special assessments or the SID renewal were presented by the statutory deadline; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. The Downtown SID is hereby authorized to proceed with improvements, including maintenance, infrastructure, economic development, and other improvements, within the City limits on Main Street between Memorial Drive and High Street, Columbus Street between Wheeling Street and Walnut Street, and Broad Street between Wheeling Street and Walnut Street.

SECTION 2. The improvements shall be made in accordance with the provisions of Permanent Resolution 43-23 and with the plans, specifications, profiles, and estimate of cost previously approved and now on file in the office of the Clerk of Council.

SECTION 3. All claims for damages resulting from the improvements that have been legally filed shall be inquired into after completion of the improvements, and the Law Director is authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into those claims.

SECTION 4. The portion of the cost of the improvements to be assessed in accordance with Permanent Resolution 43-23 shall be assessed in the manner and pursuant to the payment schedule set forth, and on the lots and lands described in that resolution.

SECTION 5. The estimated special assessments previously prepared and filed in the office of the Clerk of Council are adopted.

SECTION 6. The Clerk of Council shall deliver a certified copy of this ordinance to the County Auditor within fifteen (15) days after its passage.

SECTION 7. Subject to the provisions of Section 727.24 of the Revised Code, the Mayor is authorized and directed, as soon as the funds are available, to approve the improvements in accordance with applicable law, and the improvements shall be financed as provided in Permanent Resolution 43-23.

SECTION 8. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

SECTION 9. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: 5/22/23 after 3rd reading. Vote: Yeas 9 Nays 0

Approved: 5/22/23

Clerk: Teresa Lee Sandy

Offered by: Don A. McDaniel

Second by: Kurt McCurt

Requested by Finance Committee

Teresa Lee Sandy

President of Council

David Schepfler

Mayor

I, Teresa Lee Sandy, Clerk of Council do hereby certify that on _____, 2023 in the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

Clerk of Council