

Resolution No. 265-2021

By Council Members: B. Jones, Cleveland, McCormack, Brancatelli and Kelley (by departmental request)

An emergency resolution appointing an assessment equalization board to hear objections to estimated assessments with respect to the continuation of The Cleveland Superior Arts Improvement District and the comprehensive services plan for the District, and declaring an emergency.

WHEREAS, by Resolution No. 780-2020, adopted February 3, 2021, this Council approved the continuation of The Cleveland Superior Arts Improvement District (the “District”); accepted petitions from owners of property in the District; approved a new plan for public services; declared it necessary to provide safety, cleaning and other services for the District; and provided for the assessment of the cost of such work upon benefited property in the District; and

WHEREAS, under the above resolution the estimated assessments for the improvement have been prepared and placed on file in the office of the Clerk of Council as File No. 780-2020-A; and

WHEREAS, notice of the adoption of the resolution and of the filing of the estimated assessments will be duly served on all property owners to be assessed in the manner provided by law; and

WHEREAS, written objections to the estimated assessments may be filed by one or more property owners; and

WHEREAS, under Section 727.16 of the Revised Code, this Council shall appoint an assessment equalization board to hear objections to the proposed assessment by affected landowners, and shall fix the time and place for the hearing by such board of such objections, and the Clerk of Council shall notify, by certified mail, the persons so objecting, of the time and place of such hearing; and

WHEREAS, this resolution constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Robert Cahill, Samir Mohammad and Grayson Sieg, three disinterested freeholders of the City, and Norma Polanco-Boyd and Katherine Zucca, two alternate disinterested freeholders of the City, are appointed as an assessment equalization board to hear and determine all written objections filed under the law to the estimated assessments heretofore filed with the Clerk of Council under Resolution No. 780-2020.

Section 2. That the assessment equalization board shall meet at 1:00 p.m. on Thursday, May 20, 2021, remotely, for the purpose mentioned above, and upon completion of the hearing and any adjournments, shall report its recommendations to this Council, including any changes which should be made in the estimated assessments.

Section 3. That the Clerk of Council is authorized and directed to notify, or cause to be notified, by certified mail, each person who has timely filed written objection to the estimated assessments. Such notice shall state the time, date and place of the hearing of the assessment equalization board and shall be mailed at least five days before the date of such hearing.

Section 4. That this resolution is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to the Directors of City Planning Commission; Finance; and Law; Committees on Development, Planning and Sustainability; and Finance.