C OF C 125-174

Resolution No. 483-2024

By Council Members McCormack, Hairston and Griffin (by departmental request)

AN EMERGENCY RESOLUTION

Providing for the reassessment of the cost of the services of the Ohio City – Cleveland Business Improvement District to correct an error in the benefitted parcel numbers; and declaring an emergency.

WHEREAS, Chapter 1710 of the Ohio Revised Code ("Revised Code") authorizes the formation of special improvement districts within the boundaries of a municipality by petition of property owners in a district and approval by the municipality for the purpose of developing and implementing plans for public improvements and public services that benefit a district; and

WHEREAS, owners of at least sixty percent of the front footage of all real property located in the Ohio City - Cleveland Business Improvement District ("District") (formerly known as The Market District – Cleveland Business Improvement District) that abuts upon any street, alley, public road, place, boulevard, parkway, park entrance, easement, or other existing public improvement within the District, excluding certain property as provided in Section 1710.02(E) of the Revised Code, have signed petitions ("Petitions") requesting that the City of Cleveland ("City") establish the District; and

WHEREAS, during the last renewal and expansion of the District, a typo occurred in one of the permanent parcel numbers in the final list of assessments included in the Files to the legislation; and

WHEREAS, a reassessment is necessary to correct the error; 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 it is determined that a reassessment is required pursuant to Section 727.39 of the Revised Code in order to remove Permanent Parcel No. 003-33-002 from the assessment lists located in the File documents contain in Resolution No. 711-2019 and Ordinance No. 109-2020 and to replace it with Permanent Parcel No. 003-33-003. A copy of the corrected files have been placed in **File No. 483-2024-A**.

Section 2. That the City Commissioner of Assessments and Licenses is authorized to prepare and separately file with the Clerk of Council revised assessment amounts for parcels of land assessed. After the revised estimated special assessments has been filed, the Clerk of Council shall cause notice of the adoption of this resolution and the reassessment of estimated special assessments to be served in the manner provided by law on the owners of any affected parcels.

Section 3. That except for the revised assessments provided for in this Resolution, all other terms of Resolution No. 711-2019 and Ordinance No. 109-2020 shall remain in effect.

Section 4. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of the Council and that all deliberations of the Council and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. 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.

MC:nl 4-29-2024 FOR: Director Huang

Res. No. 483-2024

[File No. 483-2024-A]

REPORT
after second Reading

By Council Members McCormack, Hairston and Griffin
(by departmental request)

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READ FIRST TIME on APRIL 29, 2024 **REPORTS**
and referred to DIRECTORS of City Planning Commission, Finance, Law;
COMMITTEES on Development Planning and Sustainability,
Finance Diversity Equity and Inclusion

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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DEVELOPMENT, PLANNING AND SUSTAINABILITY

FILED WITH COMMITTEE

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