



**City of Powell, Ohio**

**ORDINANCE 2008-12**

Adopted May 6, 2008

**AN ORDINANCE TO AMEND SECTION 557.04 OF THE CODIFIED ORDINANCES OF POWELL REGARDING THE PROCEDURE WHEN OWNER FAILS TO COMPLY WITH NOXIOUS WEEDS AND GRASS NOTICE.**

**WHEREAS,** Section 557.04 of the Codified Ordinances of Powell allows the City to cause noxious weeds and grass to be cut and removed when the owner or occupant having care of the lands fails to comply with a notice; and

**WHEREAS,** Council desires for the City Manager to approve the assessments that will be certified to the County Auditor to be placed on the tax duplicate and collected as other taxes are collected.

**NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:**

**Section 1:** That Section 557.04 of the Codified Ordinances of Powell is hereby amended to read as follows:

557.04 PROCEDURE WHEN OWNER FAILS TO COMPLY WITH NOTICE.

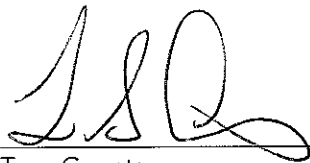
(a) If the owner or occupant having the care of the lands mentioned in Section 557.01, fails to comply with the notice provided for in Section 557.02, the City shall cause such noxious weeds and grass to be cut and removed. Such cutting and removal shall be immediately due and payable to the Municipality provided, however, that the administrative fee shall not exceed five hundred dollars (\$500.00). The cost and administrative fee shall be assessed against the lot or land.

(b) Notice of such assessment shall be given to the owner of the lot of land charged therewith, and the occupant by mailing such notice to the address utilized by the County Treasurer for tax billing purposes and by posting a Notice of Assessment at the subject premises. All assessments not paid within ten days after such mailing and posting, after approval by ~~Council~~ the City Manager, shall be certified by the Clerk of Council to the County Auditor to be placed on the tax duplicate and collected as other taxes are collected.

**Section 2:** It is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

**Section 3:** This ordinance shall take effect at the earliest date allowed by law.

**VOTE ON ORDINANCE 2008-12:**    Y   6                      N   0



Tom Counts  
Mayor

5/20/08  
Date

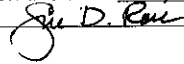


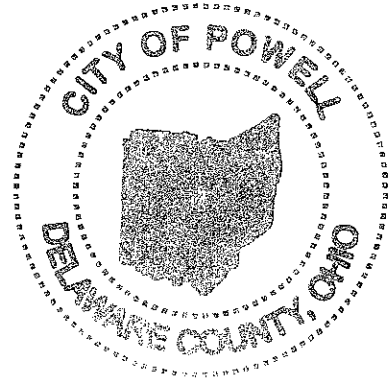
Susie Ross  
City Clerk

5/20/08  
Date

EFFECTIVE DATE: June 5, 2008

This legislation has been posted in accordance with  
the City Charter on this date 5/21/08

 City Clerk



**City Council**  
Tom Counts, Mayor  
Elmer Meider

Richard Cline

Don Grubbs

Art Schultz

Dan Wiencek