

RECEIVED

2017 AUG 16 AM 10:08

ERIE COUNTY AUDITOR

Village of Berlin Heights
8 West Main Street
Berlin Heights, Ohio 44814

August 10, 2017

Erie County Auditor
247 Columbus Ave. #210
Sandusky, OH 44870

RE: Delinquent Accounts

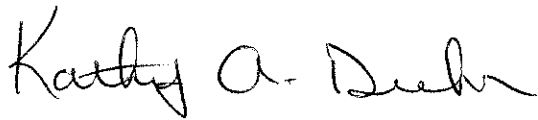
I hereby certify the delinquent sidewalk assessments charges, hereinafter set forth, having been duly levied by the Village of Berlin Heights, upon the lots and lands described and are herewith certified to you, pursuant of the Ohio Revised Code _____ and to be placed upon the tax duplicate and collected as other taxes and assessments are collected.

These amounts do not include the Auditor's 2% fee.

Village of Berlin Heights - Sidewalk Assessments

<u>Parcel #</u>	<u>Owner Name</u>	<u>Property Address</u>	<u>Amount</u>
06-00160.000	Mathew & Ashley Dickman	68 Center St. Berlin Hts., Oh 44814	\$160.00
06-00170.000	John T. Goolman	44 Mill St. Berlin Hts., Oh 44814	\$500.00
06-00168.000	Andrew Kellar	51 South St. Berlin Hts., Oh 44814	\$154.00
06-00273.000	Sandra Shively, ect.	23 Center St. Berlin Hts., Oh 44814	\$346.00
06-00077.000	Bradley & Cassidy Travis	70 Center St. Berlin Hts., Oh 44814	\$370.00

Sincerely,

A handwritten signature in black ink that reads "Kathy A. Deehr". The signature is written in a cursive style with a large initial 'K' and a distinct 'A'.

Village of Berlin Heights
Kathy A. Deehr
Fiscal Officer

CERTIFICATE OF POSTING

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ERIE COUNTY AUDITOR

The undersigned, being Fiscal Officer of the Village of Berlin Heights, Ohio, hereby certifies that Ordinance Number 2016-07 duly adopted by the Council of the Village of Berlin Heights, on December 14, 2016, was posted by me for the requisite time as required by law in the following places, beginning on the date indicated:

Village Administrative Offices

Village Library

Village Main Street Cafe

Village Bulletin Board

Marathon Service Station

IN WITNESS WHEREOF, I have affixed my signature and the seal of the Village of Berlin Heights, Ohio, this 14th day of December, 2016.


Kathy A. Deehr, Fiscal Officer

ORDINANCE NO. 2016-07

AN ORDINANCE LEVYING ASSESSMENTS FOR THE CONSTRUCTION OF CERTAIN SIDEWALKS WITHIN THE VILLAGE OF BERLIN HEIGHTS AND DECLARING AN EMERGENCY.

WHEREAS, Council, in Resolution Number 2016-1, adopted on June 8, 2016, declared the necessity that certain sidewalks, curbs and gutters within the Village should be repaired or replaced as soon as possible; and

WHEREAS, the Village Fiscal Officer has provided a copy of Resolution Number 2016-1 to each adjacent property owner with an estimate of the cost for the repair and/or replacement of said sidewalks per Village Standards and gave them a definite amount of time within which to complete the project; and

WHEREAS, at the request of the property owner or as a result of the property owner's inaction, the Village has caused certain sidewalks to be repaired or replaced adjacent to twenty-one (21) properties and incurred the cost of said construction; and

WHEREAS, the Council, pursuant to *Ohio Revised Code Chapter 729*, now deems it necessary for the public health, safety and welfare of the community, that the cost of installing these sidewalks be assessed against each of these adjacent property owners as per the actual cost of said construction; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BERLIN HEIGHTS, STATE OF OHIO:

Section 1. The list of estimated assessments of the cost of constructing certain sidewalks in the Village of Berlin Heights, Ohio, reported to this Council and now on file in the Office of the Fiscal Officer, and aggregating the sum of Eleven Thousand Three Hundred Sixty-One Dollars and no/100 (\$11,361.00) are adopted and confirmed.

Section 2. The several amounts of the assessments are hereby assessed and levied on the lots and lands bounding and abutting the sidewalk improvements as follows:

Current Owner:	Kenneth and Camille Baker
Address:	23 Mechanic Street, Berlin Heights, Ohio 44814
Parcel Number:	06-00005.000
Construction Cost:	\$958.00

Current Owner:	Board of Trustees Milan-Berlin Public Library
Address:	4 E. Main Street, Berlin Heights, Ohio 44814
Parcel Number:	06-67001.000
Construction Cost:	\$758.00

Current Owner: Richard and Cheryl Close
Address: 24 W. Main Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00183.000
Construction Cost: \$562.00

Current Owner: Mathew and Ashley Dickman
Address: 68 Center Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00160.000
Construction Cost: \$160.00

Current Owner: David M and Tami L Edwards
Address: 65 South Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00097.000
Construction Cost: \$528.00

Current Owner: Betty L. & Nelson Ferber
Address: 25 Lake Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00094.000
Construction Cost: \$346.00

Current Owner: Trustees of the First Congregational Church
Address: E. Main Street, Berlin Heights, Ohio 44814
Parcel Number: 06-68002.000
Construction Cost: \$791.00

Current Owner: Marilyn Gildenmeister
Address: 37 W. Main Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00150.000
Construction Cost: \$178.00

Current Owner: John T Goolman
Address: 44 Mill Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00170.000
Construction Cost: \$500.00

Current Owner: Robert F. Gunn Jr.
Address: 15 Lake Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00112.000
Construction Cost: \$346.00

Current Owner: Andrew Kellar
Address: 51 South Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00168.000
Construction Cost: \$154.00

Current Owner: Gladys L Knott
Address: 64 South Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00012.000
Construction Cost: \$874.00

Current Owner: Donald and Deloris Lautzenheiser
Address: 15 E. Main Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00037.000
Construction Cost: \$178.00

Current Owner: Janet McGill
Address: 47 W. Main Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00102.000
Construction Cost: \$1,440.00

Current Owner: George Nealey
Address: 50 W. Main Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00216.000
Construction Cost: \$560.00

Current Owner: Sandra Shively, Kim A Rockwell and Dawn Foos
Address: 23 Center Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00273.000
Construction Cost: \$346.00

Current Owner: Noel D Tanner, Trustee
Address: 38 South Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00147.000
Construction Cost: \$82.00

Current Owner: Bradley and Cassidy Travis
Address: 70 Center Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00077.000
Construction Cost: \$370.00

Current Owner: Anthony V Vartorella TTEE
Address: 22 South Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00200.000
Construction Cost: \$250.00

Current Owner: David Shuman
Address: 39 Mechanic Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00202.000
Construction Cost: \$290.00

Current Owner: Cynthia R. Ellis
Address: 50 Center Street, Berlin Heights, Ohio 44814
Parcel Number: 06-00059.000
Construction Cost: \$1,690.00

Section 3. Council has determined that the assessments do not exceed the special benefits resulting from the aforementioned improvements, and that the assessments do not exceed any statutory limitation.

Section 4. The Fiscal Officer is directed to continue to keep on file in her office a list of the assessments and the description of the lots and lands being assessed.

Section 5. The total assessment against each lot and parcel of land shall be payable in cash to the Fiscal Officer of the Village of Berlin Heights within Thirty (30) days after the passage of this Ordinance, or, at the option of the property owner assessed, in one (1) annual installment with interest at the rate of 4.0%, the same rate as would be charged if bonds were to be issued in anticipation of the collection thereof. All assessments and installments which have not been paid as of June 30, 2017, shall be certified by the Village Fiscal Officer to the County Auditor, to be placed by him on the tax duplicate and collected the same as other taxes, as provided by law, said collection being subject to any additional charges imposed by the County Auditor.

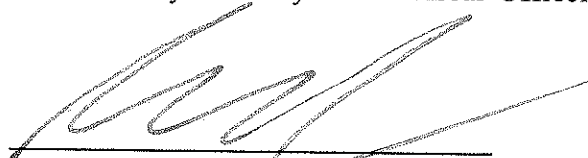
Section 6. The Fiscal Officer is directed to cause notice of the passage of this Ordinance to be published as provided by law.

Section 7. The Fiscal Officer is directed to cause notice of the levy of the assessments herein, together with a list of the outstanding balances then due, to be filed with the Erie County Auditor on or after June 30, 2017, but in no event later than the Auditor's deadline for placement on the tax bills due in 2018.

Section 8. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

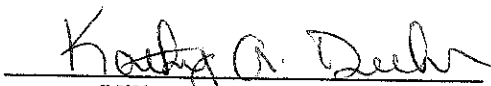
Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were passed in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including *Section 121.22 of the Ohio Revised Code*.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the citizens of the Village of Berlin Heights, the emergency being the necessity to levy assessments for sidewalks which have been constructed and paid for by the Village on five properties in order to preserve the financial stability of the Village; and as such, this Ordinance shall be in full force and effect immediately upon its adoption and authentication by the Mayor and Fiscal Officer respectively.



Mayor

Attest:



Village Fiscal Officer

Adopted: December 14, 2016