

Ordinance No. 7749Passed January 28 2013ORDINANCE NO. 7749

AN ORDINANCE OF THE COUNCIL OF THE CITY OF RITTMAN, WAYNE AND MEDINA COUNTIES AND STATE OF OHIO, LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF STRAWBERRY HILL, CUTTERS LANDING, WINDSWEPT, PEBBLE COVE, DRIFTWOOD, JASMIN, HAWK RIDGE, WINDSOR MEWS AND WILERS GROVE BY PLANING AND MILLING THE EXISTING ASPHALT SURFACE AND INSTALLING A NEW ASPHALT SURFACE, ALTOGETHER WITH THE NECESSARY APPURTENANCES THERETO.

NOW THEREFORE, be it ordained by the Council of the City of Rittman, Counties of Wayne and Medina, Ohio, three-fourths of all members elected and appointed thereto concurring:

**SECTION ONE.**

That the special assessments for the cost and expenses of the improvement of Strawberry Hill, Cutters Landing, Windswept, Pebble Cove, Driftwood, Jasmin, Hawk Ridge, Windsor Mews and Wilers Grove by planing and milling the existing asphalt surface and installing a new asphalt surface all together with the necessary appurtenances thereto, pursuant to Resolution No's. 7730 adopted September 10, 2012, 7736 adopted September 24, 2012 and 7742 adopted October 22, 2012 amounting in the aggregate to \$124,566.18 which were filed and are on file with the Clerk of Council, are adopted and confirmed. Those special assessments are levied and assessed upon the lots and lands provided for in the above Resolutions in the respective amounts set forth in the schedule of special assessments on file, which special assessments are prepared on a benefited lineal foot basis and are not in excess of any statutory limitations. The final cost per foot shall not exceed 110% of the estimate or \$10.45 per lineal foot ( $\$9.50 \times 110\% = \$10.45$ ).

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DRIFTWOOD  
WAYNE COUNTY AUDITOR

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**SECTION TWO.**

That this Council finds and determines that, subject to any reduction required by statute, the special assessments are in the same proportion to the estimated special assessments as the actual cost of the improvement is to the estimated cost of the improvement as originally filed.

**SECTION THREE.**

That the special assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this Ordinance, or at the option of the owner, in five (5) annual installments with interest at the same rate as borne by securities to be issued in anticipation of the collection of the special assessments. All cash payments shall be made to the Treasurer of this City. All special assessments remaining unpaid at the expiration of those thirty (30) days shall be certified by the Clerk of Council to the Wayne County Auditor as provided by law to be placed on the tax duplicate and collected as taxes are collected.

**SECTION FOUR.**

That the Clerk of Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City and shall keep on file in the office of the Clerk of Council the special assessments.

**SECTION FIVE.**

That the Clerk of Council shall deliver certified copies of this Ordinance to the County Auditor within twenty (20) days after its passage.

**SECTION SIX.**

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

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**SECTION SEVEN.**

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

Passed: January 28, 2013

Attest:

Barbara Brooks  
Clerk of Council

William J. Johnston  
Mayor