

ORDINANCE NO. 06-18

AN ORDINANCE TO AMEND CHAPTER 1349 OF THE EAST CLEVELAND CODIFIED ORDINANCES TO PROVIDE FOR THE ESTABLISHMENT OF CERTIFICATE OF OCCUPANCY LATE FEES.

Requested By: The Community Development Department
Sponsored By: Joie N. Graham, Council President

WHEREAS, the Council of the City of East Cleveland has identified the necessity to establish Certificate of Occupancy Late Fees in order to encourage timely fee payment; and

WHEREAS, the City wishes to amend East Cleveland Codified Ordinance Chapter 1349 by adding Section 1349.08 to provide for the imposition of Certificate of Occupancy Late Fees.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of East Cleveland, Ohio, three-fifths (3/5) concurring:

SECTION 1. There is currently no Section 1349.08 of the East Cleveland Codified Ordinances.

SECTION 2. Chapter 1349 of The East Cleveland Codified Ordinances is hereby to be AMENDED to include the following addition:

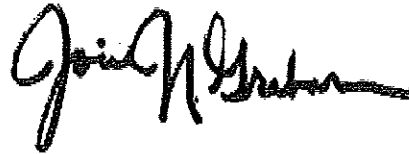
Any person or persons, agent or officer of a corporation who violates any provision of this chapter shall be assessed a late fee of Twenty-Five Dollars (\$25.00) per unit with a maximum of One Thousand Dollars (\$1,000.00) if the registration packet is not received by January 15th. Any registration packets postmarked or received after the deadline date will be subject to this late fee. The Mayor will be empowered to revoke the Certificate of Authorized Occupancy and inform any and all subsidizing agency(ies) that the subject property is not in compliance of obtaining the annual certificate of occupancy and may be deemed a public nuisance. Any person or persons, agent or officer of a corporation who violates any provision of this chapter shall have the right to appeal the decision within ten days from the date of notice that such decision was given or mailed to him or her, and have the ability to appear before the Board under Chapter 1311.03 at a cost of Twenty Five Dollars (\$25.00). The fee must accompany the written request for an appeal. In the event Building and Housing Department pursues court action to gain compliance, an additional fee of One Hundred Dollars (\$100.00) will be assessed. The penalty for violations of Chapter 1349 includes the possible institution of legal action a fine of up to One Thousand (\$1,000.00) and imprisonment for not more than six (6) months for each offense. The penalty for non-compliance may also include having a block placed upon the driver's

license of a violator. Each day such violation occurs or continues constitutes a separate offense.

SECTION 3. That it is found and determined that all deliberations of this Council and any of its committees relating to the passage of this Resolution were adopted in an open meeting of this Council, in compliance with all legal requirements.

SECTION 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: April 3, 2018

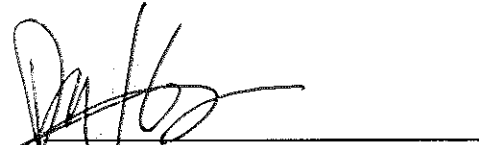


JOIE GRAHAM
PRESIDENT OF COUNCIL

4/4/18

Date

ATTEST:



DR. KHADIJAH F. GUY
CLERK OF COUNCIL

4/4/18

Date

APPROVED:



BRANDON L. KING
MAYOR

VETO:

YES _____ NO _____

APPROVED AS TO FORM:



WILLA M. HEMMONS
DIRECTOR OF LAW

Emergency N/A First Read 2/20/18 Second Read 4/3/18

	<u>Yea</u>	<u>Nay</u>
Councilor Joie N. Graham	X	_____
Councilor Earnest L. Smith	X	_____
Councilor Barbara J. Thomas		X
Councilor Nathaniel Martin	X	_____
Councilor Timothy Austin	X	_____