

Ordinance No. 1515-17Passed May 16, 2017

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE VILLAGE OF POLAND, OHIO, AMENDING ORDINANCE SECTION 1460.99 FOR THE PURPOSE OF ESTABLISHING CONSISTENT MINOR MISDEAMEANOR PENALTIES FOR CHAPTER 12 AND CHAPTER 14 VIOLATIONS AND FORMALIZE NUISANCE ABATEMENT PROCEDURES FOR UNCORRECTED VIOLATIONS, AND TO DECLARE AN EMERGENCY.

WHEREAS, the Poland Village Planning Commission submitted a recommendation to the Council of the Village of Poland that the penalties and fees section in Chapter 14 be amended to be consistent with Chapter 12 to reflect current minor misdemeanor penalties and establish nuisance abatement procedures for eliminating uncorrected violations; and

WHEREAS, a public hearing was held to consider this matter; and

WHEREAS, the Council of the Village of Poland, Ohio does see the benefits of adopting the recommendation and believes the following change promotes the health, safety and welfare of the residents of the Village of Poland, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Poland, County of Mahoning, State of Ohio:

Section I. That Poland Village Ordinance Section 1460.99 is amended to read as follows;

1460.99 Penalties and Fees

(a) Whoever violates any of the provisions of Chapter 14 is guilty of a minor misdemeanor and shall be fined not more than one hundred fifty dollars (\$150.00) for each offense. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

(b) The imposition of any administrative penalty shall not preclude the Village of Poland or the Village Solicitor from instituting an appropriate action or proceeding to prevent, abate any unlawful repair or maintenance, to restrain or enjoin, correct or abate a violation, to prevent the occupancy of a building, structure, or premises or to require compliance with the provisions of these codified ordinances or other applicable laws, ordinances, rules or regulations, or orders or determinations of the Zoning Administrator or other Village official as designated by the Mayor. The Village may, if violation(s) are not corrected within the allotted time period, perform such actions including correction or abatement of violation(s) by Village personnel to bring them into conformity with this code as designated by the Zoning Administrator based upon an hourly rate of one hundred dollars (\$100.00) per hour or the recovery or assessment of all fees paid to companies, contractors, or agents to correct or abate violation(s).

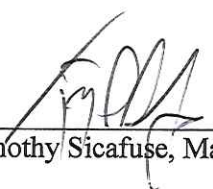
Section II. That this ordinance and all deliberations relating to the passage of this ordinance were held in open meetings of the Village of Poland, Ohio.

Section III. That this ordinance is declared to be an emergency measure necessary for the preservation of the public health, safety and welfare of the Village of Poland.

Section IV. That this ordinance shall be in full force and effect as of this date.

Section V. That a copy of this ordinance be entered into the official records of the Village of Poland, Ohio.

PASSED this 16th day of May, 2017.



Timothy Sicafuse, Mayor

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ATTEST:



Nicholas Srnec, Fiscal Officer

Approved as to form:



Solicitor

I, Mark Mrofchak, as Deputy Clerk of the Village of Poland, Ohio, do hereby certify that the above ordinance was published in *The Vindicator*, an English newspaper of general circulation, on the following dates: _____ and _____.

Mark Mrofchak, Deputy Clerk