

**ORDINANCE NO. 8-2006**

**AN ORDINANCE AUTHORIZING JOSEPH J. DENEN CITY MANAGER OF THE CITY OF WASHINGTON COURT HOUSE OR HIS DESIGNEE TO ABATE PUBLIC NUISANCE AT 1022 BRIAR AVENUE; AUTHORIZING A PRIVATE CONTRACT FOR PAYMENT OF THE ABATEMENT OF NUISANCE; AND DIRECTING THE COLLECTING OF THE COST OF THE ABATEMENT OF NUISANCE FROM THE OWNER OF THE PROPERTY.**

**WHEREAS**, the City Building Inspector, pursuant to 150.083 of the Codified Ordinances of the City of Washington, has inspected the structure located at 1022 Briar Avenue, and determined it to be such an advanced state of disrepair as to endanger the public health and dangerous to the citizens of the City in violation of 150.081 of the Ordinances; and

**WHEREAS**, the Building Inspector caused notice of repair necessary to correct the violation of 150.081 and served, personally, by certified mail, to Tamela S. McClain, 1022 Briar Avenue, Washington Court House, Ohio 43160, the owner of the property located at 1022 Briar Avenue, Washington Court House, Ohio and described as follows:

See Exhibit "A" attached.

**WHEREAS**, Tamela S. McClain has received certified notice on March 13, 2006, and

**WHEREAS**, more than sixty (60) days has elapsed since the receipt of the notice by Tamela S. McClain and the other parties who have or claim to have an interest in the above-described property by virtue of the records in the Fayette County Recorder's Office with respect to said property and no appeal of the Building Inspector's determination that the dwelling located at 1022 Briar Avenue is a public nuisance has been filed,

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WASHINGTON COURT HOUSE, FAYETTE COUNTY, OHIO AS FOLLOWS:**

**SECTION 1.** That the Council of the City of Washington Court House determines that the detached structure located at 1022 Briar Avenue in the City of Washington Court House is a public nuisance by virtue of the advanced state of disrepair so as to endanger the health, safety and welfare of the residents of the City by reason of its condition in violation of 150.081 of the Codified City Ordinances;

**SECTION 2.** That the City Manager of the City of Washington Court House or his designee is directed to abate the nuisance by demolition and removal of the dwelling located at 1022 Briar Avenue.

**SECTION 3.** That the costs of abatement and removal of the nuisance, if done by private contract, be paid for from City funds hereby specifically authorized in order to abate the nuisance.

**SECTION 4.** That the owner, Tamela S. McClain be billed directly by certified mail for the costs of the abatement and, if not paid within sixty (60) days after receipt, the Clerk of Council is directed to certify the total cost of abatement to the Fayette County Auditor for placement upon the tax duplicate and collected in the manner as real estate taxes by the statutes authorizing such collection.

**SECTION 5.** That the Clerk of Council is directed to send a copy of this ordinance to Tamela S. McClain 1022 Briar Avenue, Washington Court House, Ohio 43160 at least thirty (30) days before actual demolition.

**SECTION 6.** That this Ordinance shall take effect and be in full force from and after the earliest date permitted by law.

PASSED: August 9, 2006

James Jennings  
CHAIRPERSON OF COUNCIL

ATTEST:

Tamela M. Keaton  
CLERK OF COUNCIL

APPROVED AS TO FORM:

Mark Stotter  
CITY ATTORNEY