



CITY OF PATASKALA, OHIO

**ORDINANCE NO. 2008-3853**

Passed, \_\_\_\_\_, 2008

**AN ORDINANCE OF THE CITY OF PATASKALA REVISING SECTION 953.99, 521.12, 309.09, 303.10, AND 351.14, OF THE CODIFIED ORDINANCES\_ OF THE CITY OF PATASKALA, AND REPEALING ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.**

WHEREAS, the Council of the City of Pataskala has determined that adoption of an integrated property maintenance code, based upon the 2006 edition of the *International Property Maintenance Code*, with modifications, is necessary to better regulate and govern the conditions and maintenance of all existing property, by providing the standards for facilities and other physical things and conditions essential to ensure that properties are safe, sanitary and fit for occupation and use; and providing for the condemnation and declaring a nuisance of junk and unusable vehicles, and providing for the removal of such existing junk and unusable vehicles in the City of Pataskala; and providing for the issuance of permits and collection of fees therefore; and

WHEREAS, the Council finds it necessary to provide for the protection of the citizens of Pataskala as well as the protection of real property within the City; and

WHEREAS, an Ad-Hoc Committee of Citizens, consisting of a cross section of interested parties have met in open sessions between March 2007 and July 2007, and the Planning and Zoning Commission have met in open sessions and held public hearings, in an effort to develop a property maintenance code that is fair, equitable, and effective in addressing the needs of the City, and which addressed the problems created by junk and unusable vehicles and have presented the same for review to the public for comment and suggestion, and have now passed the matter to Council for approval.

And WHEREAS, these related Sections of the Codified Ordinances should be revised to implement the nuisance abatement process and maintain consistency with the spirit and intent of the property maintenance code,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PATASKALA, LICKING COUNTY, OHIO, A MAJORITY OF THE MEMBERS CONCURRING:

**Section 1.** That Section 303.09 be revised as shown in Attachment A.

**Section 2.** That Section 303.10 be revised as shown in Attachment B and Attachment C..

**Section 3.** That Section 351.14 be revised as shown in Attachment D.

**Section 4.** That Section 953.99 be revised as shown in Attachment E.

**Section 5.** That Section 521.12 be revised as shown in Attachment F.

**Section 6.** That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**Section 7.** That nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby revised as cited in Section 2, Section 3 or Section 4 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

**Section 8.** That the Pataskala Clerk of Council is hereby ordered and directed to cause this ordinance to be published. (An additional provision may be required to direct the number of times the ordinance is to be published and to specify that it is to be in a newspaper in general circulation. Posting may also be required.)

**Section 9** That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the earliest period allowed by law.

ATTEST:

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Kathy M. Hoskinson, Clerk of Council

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Steven J. Butcher, Mayor

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Barbara J. Triplett, President of Council

Approved as to Form

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Rufus B. Hurst, Law Director