

**ORDINANCE NO.: 2019-35**  
**INTRODUCED BY: MS. GRUBE**

**4194**

**AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT TO WALTERS ROAD FROM CONSTRUCTING SIDEWALKS BETWEEN CERTAIN TERMINI AND DECLARING AN EMERGENCY.**

WHEREAS, the improvement described in Section 1 has been completed and the final cost of that improvement has been determined to be \$51,305.49; and

WHEREAS, Resolution No. 2018-06 was adopted declaring it necessary to improve Walters Road by constructing sidewalks between certain termini and the Village of Chagrin Falls let a public contract to install such sidewalks;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

SECTION 1. The special assessments for the cost and expense of installing sidewalks on Walters Road between certain termini, namely from the intersection of Bell Street to the Village Corporation line, pursuant to Resolution No. 2018-06 adopted January 22, 2018, amounting in the aggregate to \$51,305.49 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 Resolution No. 2018-06 and the respective amounts set forth in the schedule of special assessments on file with the Clerk of Council, and attached hereto and made a part hereof as **Exhibit "A"**, which special assessments are in proportion to the special benefits and are not in excess of any statutory limitation.

SECTION 2. This Council finds and determines that, with respect to that portion of the improvement for which special assessments were and are to be levied and except with respect to the portion of such cost the Village has determined to assume, which amounts to \$6,707.17, the special assessments are in the same proportion to the estimated special assessments as the actual cost of that portion of the improvement is to the estimated cost of that portion of the improvement as originally filed.

SECTION 3. The special assessment against each lot or parcel of land set forth on **Exhibit "A"** attached hereto shall be payable in cash within 30 days after the passage of this Ordinance, or at the option of the owner in ten annual installments with interest at the rate of 3% per annum, this Council having determined, that said rate of interest is substantially equivalent to the fair market rate of interest that would have been borne by bonds issued in anticipation of the collection of the special assessments had such bonds been issued and had such bonds been payable over the period during which said assessments shall be collected by the Village. All cash payments shall be made to the Clerk of Council of this Village. All special assessments remaining unpaid at the expiration of those 30 days shall be certified by the Clerk of Council to

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the County Auditor as provided by law to be placed on the tax duplicate and collected as taxes are collected.

SECTION 4. 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 Village and shall keep on file in the office of the Clerk of Council the special assessments.

SECTION 5. The Clerk of Council shall deliver a certified copy of this Ordinance to the County Auditor of Cuyahoga County within 15 days after its passage, or as otherwise required by Section 319.6 of the Ohio Revised Code.

SECTION 6. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 7. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 8. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the habitants of the Village and for the further reason that this special assessments must be immediately effective to begin the cash payment period so that these special assessments payable with respect to the improvement can be delivered to the County Auditor in a timely fashion and thereby permit the Village to commence the collection of assessments during calendar year 2019 and thereby preserve and protect the fiscal health of the Village; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor; otherwise, it shall take effect and be in force after the earliest period allowed by law.

PASSED: June 10, 2019



Nancy Rogoff, Council President

Submitted to the Mayor for  
his approval on this

11 day of June, 2019

Approved by the Mayor


June 11th, 2019





Mayor William Tomko

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I hereby certify that Ordinance No. 2019-35 was duly enacted on the 10<sup>th</sup> day of June, 2019, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

  
Clerk

  
of

  
Council

Walters Road Sidewalk Assessment Project  
List of Assessed Properties and Final Assessments

EXHIBIT A

4/18/2019

PERMANENT PARCEL NUMBER	PARCEL OWNER	PARCEL ADDRESS	MAIL NAME	MAIL CITY	L ST	MAIL ZIP	ASSESSMENT
1 93121034	SCHRAMM, DENNIS A	241 HICKORY HILL RD	Dennis Schramm				\$796.40
2 93121003	ROULTE, STEVEN L.	245 HICKORY HILL RD	Route, Steven L.				\$796.40
3 93121023	FRADOS, WENDY	252 HICKORY HILL RD	WENDY FRADOS				\$796.40
4 93121033	CAHN, RODGER	257 HICKORY HILL RD	Rodger & Susan Cahn				\$796.40
5 93121024	SELLERS III, JOHN P. & PENSKY, EMILY EDITH	260 HICKORY HILL RD	John P. Sellers III & Emily Edith Pensky				\$796.40
6 93121032	JERKUTIS DANIEL G & BERNADETTE	269 HICKORY HILL RD	JERKUTIS, DANIEL G AND M BERNADETTE				\$796.40
7 93121025	MCCULLOUGH-BRINDO, JOCELYN A	270 HICKORY HILL RD	Allen D. McCullough	4240 LOST HILLS ROAD #1704		AGOURA HILLS CA 91301	\$796.40
8 93121031	ZALBA ANTHONY S & PAMELA S	279 HICKORY HILL RD	ZALBA, ANTHONY S & PAMELA S				\$796.40
9 93121026	PAQUETTE, BRIAN & OWENS, MELINDA	280 HICKORY HILL RD	PAQUETTE, BRIAN & OWENS, MELINDA				\$796.40
10 93121030	LAUMER, VALERIE A. & LAUMER, JOSEPH A	289 HICKORY HILL RD	LAUMER, VALERIE A. & LAUMER, JOSEPH A				\$796.40
11 93121027	SHELLEY, JAMES E	290 HICKORY HILL RD	Shelley, James E				\$796.40
12 93121029	SAMPSEL, BRUCE H. & KNIGHT-, S	297 HICKORY HILL RD	SAMPSEL, BRUCE H. & KNIGHT-, SUSAN M.				\$796.40
13 93121028	ABBOTT, ARLENE K. TRS.	298 HICKORY HILL RD	John & Arlene Abbott				\$796.40
14 93120003	GAYHART, R SAMANTHA	307 HICKORY HILL RD	Samantha Gayhart				\$796.40
15 93120004	KANIECKI, NANCY	308 HICKORY HILL RD	Nancy Kaniecki				\$796.40
16 93120001	MEE, MIDRED A	317 HICKORY HILL RD	MEE, MIDRED A				\$796.40
17 93120005	BRATIC, RADOVAN & NADA	318 HICKORY HILL RD	BRATIC, RADOVAN & NADA				\$796.40
18 93120002	STRICKLER, BARBARA	327 HICKORY HILL RD	BARBARA STRICKLER				\$796.40
19 93120006	DEMARCO, THOMAS J & MINTZ COLLIGAN, DANA	328 HICKORY HILL RD	DEMARCO, THOMAS J & MINTZ COLLIGAN, DANA				\$796.40
20 93120022	GIUFFRE, MARIE	338 HICKORY HILL RD	GIUFFRE, MARIE				\$796.40
21 93120008	KOTIHA, NIKHIL A	341 HICKORY HILL RD	KOTIHA, NIKHIL A				\$796.40
22 93120021	ROURU, JACOB S & MARY LOU AS T	348 HICKORY HILL RD	ROURU, JACOB S & MARY LOU AS TRUSTEE				\$796.40
23 93120009	HAGEMAN, SCOTT	351 HICKORY HILL RD	Scott & Karen Hageman				\$796.40
24 93120020	Sluder, Christopher	358 HICKORY HILL RD	Christopher Sluder				\$796.40
25 93120010	GAUDIO, VALERIE F. TRUSTEE	361 HICKORY HILL RD	GAUDIO, VALERIE F. TRUSTEE				\$796.40
26 93120012	MAUS, KELANN M.	368 HICKORY HILL RD	MAUS, KELANN M.				\$796.40
27 93120011	OHLEIGH, ROBERT B. AND OHLEIGH, HARA JEENE	371 HICKORY HILL RD	OHLEIGH, ROBERT B. AND OHLEIGH, HARA JEENE				\$796.40
28 93120007	MULLER, HERMAN L.	378 HICKORY HILL RD	MULLER, HERMAN L.				\$796.40
29 93120015	Novak, Heather L & Fitzhugh, S	381 HICKORY HILL RD	Novak, Heather L & Fitzhugh, Scott				\$796.40
30 93120019	KESELL, JAMES R	388 HICKORY HILL RD	James & Lynn Kessell				\$796.40
31 93120014	BENDER, CYNTHIA TRUSTEE & LERCHBACHER, KA	391 HICKORY HILL RD	BENDER, CYNTHIA TRUSTEE & Karen Lerchbacher				\$796.40
32 93120018	ZEITZ, MICHELE M.	398 HICKORY HILL RD	MICHELE ZEITZ				\$796.40
33 93120013	CORLETTI, EDWARD C. & TERIA	401 HICKORY HILL RD	CORLETTI, EDWARD C. & TERIA	284 ORCHARD ST		Chagrin Falls OH 44022	\$796.40
34 93120016	GAMBRILL, RYAN & JULIE	411 HICKORY HILL RD	GAMBRILL, RYAN & JULIE				\$796.40
35 93120017	Lewine Gary M. Trustee	421 HICKORY HILL RD	Lewine Gary M. Trustee				\$796.40
36 93121001	THOREN, HELENEB (TRUSTEE	0 WALTERS RD	Theodore & Helen Thoren	15032 HEMLOCK RD		Chagrin Falls OH 44022	\$796.40
37 93121015	FRAM, FORD	399 WALTERS RD.	FRAM, FORD				\$796.40
38 93121021	ZAMISKA JAN B. & KAREN M.	415 WALTERS RD	Zamiska Jan B. & Karen M.				\$796.40
39 93121017	BERNOTAS MARY HELEN	421 WALTERS RD	Mary Helen Bernotas				\$796.40
40 93121001	BENDER, CYNTHIA A	426 WALTERS RD	Cynthia Bender	1417 WOODRUSH CIRCLE		Chagrin Falls OH 44022	\$796.40
41 93121002	WALTERS, LLC	436 WALTERS RD	WALTERS, LLC	33565 BAUNBRIDGE RD		SOLOIN OH 44139	\$796.40
42 93121016	MCCREERY, R. DOUGLAS, TRUSTEE	441 WALTERS RD	MCCREERY, R. DOUGLAS, TRUSTEE				\$796.40
43 93121003	BURNETT, CLAYTON T. & LISA R.	442 WALTERS RD	BURNETT, CLAYTON T. & LISA R.				\$796.40
44 93121004	MOFFAT, MARGARET MARY & KAMINKOW, BENJAM	444 WALTERS RD	MOFFAT, MARGARET MARY & KAMINKOW, BENJAMIN ELLIS				\$796.40
45 93121014	BELLINI, SUZANNE J.	445 WALTERS RD	SUZANNE BELLINI				\$796.40
46 93121004	STERNEN, HALLIE R.	449 WALTERS RD	STERNEN, HALLIE R.				\$796.40
47 93121043	SZYMANSKI, JOSEPH	453 WALTERS RD	Szymsanski, Joseph				\$796.40
48 93121005	CUMMINGS, SUSAN MARIE	454 WALTERS RD	CUMMINGS, SUSAN MARIE				\$796.40
49 93121018	RANN, JAMES L.	459 WALTERS RD	RANN, JAMES L.				\$796.40
50 93121018	FOX, LINDA TRS	460 WALTERS RD	FOX, LINDA TRS	37566 WEXFORD DR		Chagrin Falls OH 44139	\$796.40
51 93121019	NOWAC, BRANDON F.	465 WALTERS RD	NOWAC, BRANDON F.				\$796.40
52 93121007	DEMERT, KATHRYN A.	470 WALTERS RD	DEMERT, KATHRYN A.				\$796.40
53 93121020	GOBLE, DENISE M. TRUSTEE	477 WALTERS RD	GOBLE, DENISE M. TRUSTEE				\$796.40
54 93121008	HORODYSKY, ROMA SONIA	480 WALTERS RD	HORODYSKY, ROMA SONIA				\$796.40
55 93121002	HRUSKA, RENE	487 WALTERS RD	HRUSKA, RENE	9146 BROADVIEW RD		BROADVIEW HEIGHTS OH 44147	\$796.40
56 93121009	ZUGAN FRANK	490 WALTERS RD	Frank & K Zugan				\$796.40