

ORDINANCE NO. 2019-12

AN ORDINANCE AMENDING CHAPTER 1307, "PROPERTY MAINTENANCE CODE" REGARDING ENFORCEMENT PROCEDURES, AND DECLARING AN EMERGENCY.

WHEREAS, the Administration has recommended that Chapter 1307, "Property Maintenance Code," be amended to ensure that a property owner's failure to comply with an order issued under the International Property Maintenance Code can be enforced through proceedings in the Huron Municipal Court and has further recommended other amendments to clarify the application and enforcement of the International Property Maintenance Code in the City of Huron; and

WHEREAS, Huron City Council desires to amend Chapter 1307, "Property Maintenance Code," as set forth in this Ordinance and finds the amendments to be in the best interest of the public health, safety and general welfare of the City and its residents.

NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE CITY OF HURON, OHIO:

Section 1. That Chapter 1307, "Property Maintenance Code," of the Building Code within the Codified Ordinances of the City of Huron, Ohio is hereby amended to read as follows:

"CHAPTER 1307
Property Maintenance Code

- 1307.01 International Property Maintenance Code adopted.
- 1307.02 Definitions.
- 1307.03 ~~Future International Property Maintenance Code changes~~ Enforcement.
- 1307.99 Penalty.

1307.01 INTERNATIONAL PROPERTY MAINTENANCE CODE
ADOPTED.

There is adopted for the purpose of establishing rules and regulations for the maintenance of property within the City of Huron that certain property maintenance code known as ~~the most current edition~~ of the International Property Maintenance Code, 2018 edition, in its entirety. A complete copy of the International Property Maintenance Code adopted herein is on file with the Clerk of Council for inspection by the public and is also on file in the Sandusky Bay Law Library. The Clerk of Council also has copies available for distribution to the public, at cost.

1307.02 DEFINITIONS.

Wherever titles, words and phrases are used in portions of the International Property Maintenance Code, as adopted, such terms shall be construed to mean the equivalent officer, word or phrase applicable to the City.

"Building Code Official" as used in the International Property Maintenance Code means the Building Official of the City or his/her designee who is charged with the

administration and enforcement of the International Property Maintenance Code in the City.

“Board of Appeals” means the Board of Building and Zoning Appeals created by Section 7.02 of the City Charter.

1307.03 ~~FUTURE INTERNATIONAL PROPERTY MAINTENANCE CODE CHANGES ENFORCEMENT.~~

~~All revisions and additions to the International Property Maintenance Code by the appropriate governing body shall automatically become part of the City of Huron’s Property Maintenance Code. The Building Official shall file such changes or amendments with the Clerk of Council immediately upon receipt of same. No person, corporation, or firm shall violate or fail to comply with any of the provisions and requirements of the International Property Maintenance Code, as adopted in Section 1307.01, or fail to comply with any Orders made thereunder.”~~

1307.99 PENALTY.

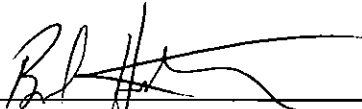
~~(a) Whoever violates any provision of this chapter shall be guilty of a minor Misdemeanor Whoever violates or fails to comply with any of the provisions and requirements of the International Property Maintenance Code, as adopted in Section 1307.01, or fails to comply with any order made thereunder, shall be guilty of a misdemeanor of the fourth degree on a first offense and a misdemeanor of the third degree for any offense charged within one year of a conviction on a first offense. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.~~

~~(b) The application of the penalty provided in division (a) hereof shall not be held to prevent the forced removal of prohibited conditions by the City through any legal and/or equitable remedies.”~~

Section 2. That Chapter 1307, “Property Maintenance Code,” of the Building Code within the Codified Ordinances of the City of Huron, Ohio as it existed prior to the effective date of this Ordinance is hereby repealed.

Section 3. That this Council hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of the Council and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including O.R.C. § 121.22

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the residents and for the further reason that this Ordinance shall be immediately effective so the City can proceed with the inspection of properties and the enforcement of violations under the International Property Maintenance Code to protect property values and preserve the character of existing neighborhoods; **WHEREFORE**, this Ordinance shall take effect immediately upon its adoption.



Brad Hartung, Mayor

ATTEST: 
Clerk of Council

ADOPTED: 25 JUN 2019