

RESOLUTION NO. 40-2024

Introduced by Matt Grieves

A RESOLUTION OF NECESSITY RECOMMENDING AND APPROVING OF INSPECTION OF PROPERTY LOCATED AT 1234 MARINA DRIVE, HURON, OH 44839 (ERIE COUNTY, OHIO PPN: 42-00035.000) IN ANTICIPATION OF ENFORCEMENT OF STORMWATER MANAGEMENT-RELATED ORDINANCES AND OHIO LAW; ORDERING THE REPAIR OF SAID VIOLATIONS; ORDERING CERTIFICATION OF THE EXPENSES AND LABOR COSTS INCURRED TO THE ERIE COUNTY, OHIO AUDITOR TO BE PLACED UPON THE TAX DUPLICATE AS A LIEN UPON SUCH LAND; AND DECLARING AN EMERGENCY.

WHEREAS, a report was made by a resident of the City of Huron regarding water that was backing up into their yard and ultimately, their house; and

WHEREAS, after a visual inspection by the Service Director pursuant to Section 905.01(a) of the Huron Codified Ordinances, it was determined that the driveway at 1234 Marina Drive, Huron, OH 44839 (Erie County, Ohio PPN: 42-00035.000) (hereinafter, the "Property") was repaired in the past, which repairs did not include replacement of a previously existing culvert pipe drain; and

WHEREAS, without this culvert, stormwater is not able to flow to the nearest catch basin to join the stormwater system;

WHEREAS, a Violation Letter was issued to the owner of the Property in October 2023 pursuant to Section 905.02 of the Huron Codified Ordinances, giving them ninety (90) days to rectify the situation; and

WHEREAS, as of this date, no work has been carried out and no quotes obtained by the owner of the Property have been received by the City, as promised by the Property owner; and

WHEREAS, the City desires to move forward with replacement of a 6" culvert drainpipe under the driveway of the Property, as set forth on the estimate prepared by Franklin Sanitation, LLC, with future legislation anticipated to certify actual charges to ensure compliance to the Erie County Auditor at a later date, if and as applicable.

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

SECTION 1. That this Council acknowledges the Service Director's inspection to investigate the condition of the driveway located at 1234 Marina Drive in the City of Huron (Erie County, Ohio PPN: 42-00035.000) to ensure compliance with existing Codified Ordinances and Ohio law, and in anticipation of enforcement of said Ordinances and Ohio law.

SECTION 2. That the condition of said Property in the City of Huron requires remediation of noncompliant conditions to ensure the health and safety of the citizens of the City of Huron, Ohio.

SECTION 3. That the City of Huron has advised the Property owner, in writing, as required by City Ordinances, of any noncompliance after such inspection was performed, and such Property owner has been afforded the opportunity to remedy any violation(s) consistent with relevant City Ordinances.

SECTION 4. That this Council hereby approves the plans, specifications, and/or estimated costs of the proposed construction or repair of the driveway culvert, as set forth in Exhibit "A" attached hereto and incorporated herein by reference.

SECTION 5. That Council hereby orders that since the Property owner has failed to comply with the notice to replace the culvert drainpipe within 90 days of service of the violation, the Service Director through the Building and Zoning Department shall cause the driveway culvert to be repaired and the expenses and labor costs incurred in making the repair will be entered upon the tax duplicate as a lien upon such land pursuant to Section 905.08(a)(2) of the Codified Ordinances of the City of Huron.

SECTION 6. That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution 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 7. That this Resolution shall be in full force and effect from and immediately following its adoption.

ATTEST:

Gerri Wellkemer
Clerk of Council

Monty Tapp
Monty Tapp, Mayor

ADOPTED:

09 APR 2024

ESTIMATE

Franklin Sanitation LLC
1611 Rye Beach Rd
Huron, OH 44839

franklinsanitationllc@gmail.com
+1 (419) 433-5169
www.franklinsanitation.com



City of Huron*

Bill to

City of Huron
502 Main St
Huron, OH 44839 USA

Ship to

City of Huron
Marina Drive
Huron, OH 44839

Estimate details

Estimate no.: 1467
Estimate date: 01/30/2024
Expiration date: 02/29/2024

#	Product or service	SKU	Qty	Rate	Amount
1.	TGA-Sales (Sewer/Drains) Estimate to cut concrete and install new 6" pipe under driveway for culvert. PRICE INCLUDES: Labor, mini-excavator Concrete removal and replacement 6" pipe Stone		1	\$4,135.00	\$4,135.00

Total **\$4,135.00**

Note to customer

NOTE: ROUGH GRADE TO OUR BEST. NO SEEDING IN PRICE.

SCHEDULING WILL BE DONE ONCE DOWN PAYMENT HAS BEEN MADE. IF TOTAL PRICE OVER \$2,000, SUBJECT TO CREDIT CARD FEES.

IF THIS IS NOT AN EMERGENCY DIG, JOBS ARE BEING SCHEDULED OUT 6-8 WEEKS.

Expiry date 02/29/2024