

ORDINANCE NO. 485 AC CMS

AN ORDINANCE PROVIDING FOR AN APPEAL PROVISION
UNDER CHAPTER 1171 OF THE CODIFIED ORDINANCES
OF THE CITY OF OBERLIN AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, Lorain County, Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. The owners of any buildings declared to be a public nuisance under Ordinance 1171.01 shall have a period of thirty (30) days to appeal any order of the Housing Inspector. Said thirty (30) day appeal period shall commence after the ninety (90) days of the finding by the Housing Inspector that said building or structure is not fit for human habitation.

SECTION 2. All such appeals shall be made to the Housing Renewal Commission, shall be in writing, and specify the reasons why such finding of the Housing Inspector shall not be carried out.

SECTION 3. Upon the filing of an appeal with the Housing Renewal Commission, the Housing Inspector shall transmit all records concerning the subject matter to the Housing Renewal Commission, who shall, within fifteen (15) days after receiving the appeal, hold a public hearing upon such appeal, shall provide an opportunity for the property owner to present such evidence as is pertinent, and shall require the Housing Inspector to be present at such hearing to testify and be subject to cross-examination.

SECTION 4. Said Housing Renewal Commission shall then determine whether or not the Housing Inspector's order is in compliance with the Housing Code of the City of Oberlin, and if same is in compliance, shall affirm said Housing Inspector's order, and if same is not in compliance, shall reverse said Housing Inspector's order.

SECTION 5. Said property owner, after the decision of the Housing Renewal Commission has been made, shall have the right to further appeal to the Court of Common Pleas of Lorain County as provided in the Administrative Appeals Act of the State Legislature.

SECTION 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, safety, and welfare of the citizens of Oberlin, Ohio, to-wit: to provide an appeal provision for condemned housing and shall be in full force and effect immediately upon passage.

PASSED: 9/12/66 Emergency

ATTEST:

Ruth B. Gregg
CLERK OF COUNCIL

Thomas A. Fleinn
CHAIRMAN OF COUNCIL

POSTED:

9/20/66 thru
10/4/66

I hereby certify that the printing and/or publication as provided in Sec. 11 of the
City of Oberlin, Ohio, Ordinance No. 485 AC CMS.

Ruth B. Gregg