

VILLAGE OF BENTLEYVILLE

ORDINANCE NO. 2017-37
INTRODUCED BY: KVACEK

AN EMERGENCY ORDINANCE REPEALING AND REPLACING SECTION 1262.99, PENALTY, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF BENTLEYVILLE, OHIO AND DECLARING AN EMERGENCY

WHEREAS, this Council has determined that it is in the best interest of the Village of Bentleyville to repeal and replace Section 1262.99 – Penalty, under Title Six, Administration, Enforcement and Penalty of the Village Codified Ordinances for the safety and well being of the residents of the Village of Bentleyville.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Bentleyville, County of Cuyahoga, State of Ohio, that:

Section 1. Part 12, Title Six, Section 1262.99 shall be hereby and herein amended as follows:

- A. Violation of the provisions of these regulations or failure to comply with any of its requirements shall be deemed to be a strict liability offense and, except as to any section herein which contains its own penalty, the owner of any building or premises or part thereof which causes or permits any violation of this section and any architect, builder or contractor who shall be a party to such violation shall be guilty of a misdemeanor of the 3rd Degree and shall be fined no more than Five Hundred and 00/100 (\$500) or imprisoned for no more than sixty (60) days, or both, for each offense.
- B. If the owner of any building fails to obtain a permit as required in this section, said owner shall be guilty of a misdemeanor of the 3rd Degree and shall be fined no more than Five Hundred and 00/100 (\$500) or imprisoned for no more than sixty (60) days, or both, for each offense.
- C. A separate offense shall be deemed committed for each day during on which the violation or non-compliance occurs or continues. Nothing herein contained shall prevent the Village from taking such other lawful action as is necessary to prevent or remedy any violation. The Village may prosecute any violation of these regulations in accordance with the penalties stated herein.


ORDINANCE NO. 2017-37
PAGE TWO

Section 2. The rest and remainder of Part 12, Title Six, Section 1262.99 shall remain in full force and effect.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including the applicable sections of the Ohio Revised Code.

Section 4. This Ordinance is hereby declared to be an emergency measure immediately necessary for the public peace, health, or safety of the inhabitants of the Village and for the further reason set forth in the preamble hereof, and this Ordinance shall, therefore, take effect and be in full force immediately from and after the date of its passage and approval.

Passed: October 18, 2017



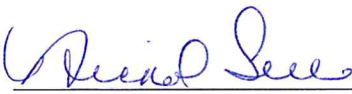
Mayor

I, the undersigned, Fiscal Officer of the Village of Bentleyville, hereby certify that there is no newspaper published or having an office of publication in the same Village and that I published the foregoing Ordinance by posting the same in five (5) of the most public places of said Village, as defined by Ordinance of Council, for a period of fifteen (15) days, beginning the date following passage and signature by the Mayor.



Fiscal Officer

I, the undersigned, Fiscal Officer of the Village of Bentleyville, hereby certify that the foregoing is a true copy of Ordinance 2017-37 duly enacted by the Council of said Village on this 18 day of October, 2017.



Fiscal Officer