

RECORD OF ORDINANCES

Ordinance No. 2017-11

November 27, 2017

City of Bellbrook

Ordinance No. 2017-11

An Ordinance Amending Chapter 1454 “Registration of Abandoned Properties” of the Bellbrook Municipal Code.

WHEREAS, the City of Bellbrook has enacted Chapter 1454 of the Bellbrook Municipal Code which is entitled “Registration of Abandoned Properties”; and

WHEREAS, the purpose of Chapter 1454 is to protect the peace, health, safety and welfare of the citizens of Bellbrook; and

WHEREAS, the City desires to amend Chapter 1454 of the Bellbrook Municipal Code to allow for the assessment of civil penalties for violations.

Now, Therefore, The City of Bellbrook Hereby Ordains:

Section 1. That the following amendments to Chapter 1454 “Registration of Abandoned Properties” of the Bellbrook Municipal Code be approved with additions shown by italics and underlined and deletions shown by strikethrough and brackets:

§1454.08. – Violations; Penalties.

- (a) [~~Each and every day a violation of this Code continues shall constitute a separate offense.~~] Whoever violates any provision of this Code [~~shall be guilty of a misdemeanor and shall be fined not more than or less than:~~] has committed a civil offense and is subject to civil penalties.

~~(1) First offense. Not more than five hundred dollars (\$500.00) or less than fifty dollars (\$50.00).~~

~~(2) Second or subsequent similar offenses within one calendar year. Not more than five hundred dollars or less than two hundred dollars (\$200.00) and imprisoned not more than 90 days, or both.~~

- (b) [~~No person shall be imprisoned under this section for the first offense, and the prosecution shall always be as if for a first offense unless the affidavit upon which the prosecution is initiated contains the allegation the offense is a second or repeated offense.~~] When a civil offense has occurred, the following amounts are hereby assessed upon the violator:

(1) A first offense shall be twenty-five dollars (\$25) per day, per offense, or two hundred fifty dollars (\$250) per offense total.

(2) A second offense shall be fifty dollars (\$50) per day, per offense, or five hundred dollars (\$500) per offense total.

RECORD OF ORDINANCES

Ordinance No. 2017-11

November 27, 2017

(3) A third offense shall be seventy-five dollars (\$75) per day, per offense, or seven hundred fifty dollars (\$750) per offense total.

Section 2. This ordinance shall take effect and be in force from and after the earliest period provided by law.

PASSED this ____ day of _____, 2017.

Robert L. Baird, Mayor

Jami L. Kinion, Clerk of Council

APPROVED AS TO FORM:
Patricia N. Campbell, Municipal Attorney